

2021 House Journals

Monday	Tuesday	Wednesday	Thursday	Friday
		9/15 (1-30)	9/16 (31-32)	
	5/25 (3125-3130)			
5/10 (2525-2638)	5/11 (2639-2718)	5/12 (2719-2900)	5/13 (2901-3030)	5/14 (3031-3124)
5/3 (2053-2092)	5/4 (2093-2280)	5/5 (2281-2388)	5/6 (2389-2476)	5/7 (2477-2524)
4/26 (1853-1872)	4/27 (1873-1924)	4/28 (1925-2016)	4/29 (2017-2052)	
4/19 (1689-1736)	4/20 (1737-1808)	4/21 (1809-1830)	4/22 (1831-1852)	
4/12 (1465-1540)	4/13 (1541-1604)	4/14 (1605-1646)	4/15 (1647-1688)	
	4/6 (1379-1412)	4/7 (1413-1436)	4/8 (1437-1464)	
3/29 (1159-1190)	3/30 (1191-1264)	3/31 (1265-1344)	4/1 (1345-1378)	
3/22 (1031-1046)	3/23 (1047-1084)	3/24 (1085-1118)	3/25 (1119-1148)	3/26 (1149-1158)
3/8 (865-898)	3/9 (899-940)	3/10 (941-978)	3/11 (979-1030)	
3/1 (755-786)	3/2 (787-814)	3/3 (815-832)	3/4 (833-864)	
2/22 (645-672)	2/23 (673-692)	2/24 (693-722)	2/25 (723-754)	
2/15 (579-588)	2/16 (589-596)	2/17 (597-610)	2/18 (611-634)	2/19 (635-644)
2/8 (515-526)	2/9 (527-540)	2/10 (541-554)	2/11 (555-578)	
2/1 (445-458)	2/2 (459-474)	2/3 (475-494)	2/4 (495-514)	
1/25 (359-376)	1/26 (377-392)	1/27 (393-412)	1/28 (413-432)	1/29 (433-444)
1/11 (259-268)	1/12 (269-280)	1/13 (281-320)	1/14 (321-336)	1/15 (337-358)
		1/6 (1-180)	1/7 (181-224)	1/8 (225-258)

1st Extraordinary Session

Monday	Tuesday	Wednesday	Thursday	Friday
6/28 (1-6)	6/29 (7-12)	6/30 (13-24)		

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 101st GENERAL ASSEMBLY

WEDNESDAY, SEPTEMBER 15, 2021

Speaker Vescovo in the Chair.

Prayer by Representative Ben Baker.

Father, we come before You today amidst the busyness of life and prior to any business we conduct here today. We pause to recognize that You are God and we are in need of Your wisdom yet again. We cannot possibly navigate the complexity of issues in our world today without Your guidance. In a time of division, we ask for unity. In a time of fear, we ask for peace. In a time of uncertainty, give us assurance. And in a time of deception and lies, help us to always pursue the truth above all.

Especially as we reflect on the history of our state and 200 years of our existence as a state, we give the glory to You for any successes we have enjoyed. Many great men and women throughout the past have served with faithfulness and selflessness in order to preserve our freedoms and liberty as Missourians and as citizens of the United States of America. Let it continue with us, and give us the strength and resolve to carry out the motto that is placed upon our state seal in this very chamber, "Let the welfare of the people be the supreme law."

So as we proceed with the people's business in the people's house, let us always remember that we are servants of the people, and it is our responsibility to do what is morally right, not what is politically expedient. Lord, give us discernment to know what is right and the course that we should take to represent our state with honor and dignity. Lord, help us to make ourselves small and You great, as we are tasked with representing the people here today.

In Jesus' name, Amen.

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE GOVERNOR

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Section 2.006

I hereby veto \$190,304, including \$84,846 general revenue for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$84,846 to \$0 from general revenue.

From \$105,458 to \$0 from federal and other funds.

From \$190,304 to \$0 in total for the section.

Section 2.092

I hereby veto \$5,000,000 general revenue for deferred maintenance grants for charter school facilities. These funds were not included in my budget recommendations. This funding is limited to charter schools, unfairly limiting access to K-12 schools. Deferred maintenance is the responsibility of the charter sponsor, not the State. Additionally, deferred maintenance for state facilities and at public institutions of higher education exceeds \$2.8 billion and there is no program to address these needs.

Said section is vetoed in its entirety from \$5,000,000 to \$0 from General Revenue Fund.

From \$5,000,000 to \$0 in total for the section.

Section 2.122

I hereby veto \$2,000,000 general revenue for the purpose of funding a workforce diploma program for adults without a high school diploma. These funds were not included in my budget recommendations and a veto of these additional funds is necessary as the legislation to establish the program was not approved by the General Assembly.

Said section is vetoed in its entirety from \$2,000,000 to \$0 from General Revenue Fund.

From \$2,000,000 to \$0 in total for the section.

Section 2.177

I hereby veto \$2,275,000 general revenue for transfer to the School Turnaround Fund. Performance measures and program outcomes for three schools should be reviewed to determine program effectiveness prior to expanding to additional schools.

By \$2,275,000 from \$3,250,000 to \$975,000 from General Revenue Fund.

From \$3,250,000 to \$975,000 in total for the section.

Section 2.178

I hereby veto \$2,275,000 School Turnaround Fund for the School Turnaround Program. Performance measures and program outcomes for three schools should be reviewed to determine program effectiveness prior to expanding to additional schools.

For the School Turnaround Program

By \$2,275,000 from \$3,250,000 to \$975,000 from School Turnaround Fund.

From \$3,250,000 to \$975,000 in total for the section.

Section 2.179

I hereby veto \$3,000,000 general revenue for a program to recruit and place full-time dedicated postsecondary advisors in up to forty rural high schools across Missouri. This is not an appropriate use of state funding and should be funded locally. The budget fully funds the foundation formula and it is at each school district's discretion to allocate their resources as needed.

Said section is vetoed in its entirety from \$3,000,000 to \$0 from General Revenue Fund.
From \$3,000,000 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Section 3.006

I hereby veto \$52,256, including \$5,724 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.
From \$5,724 to \$0 from general revenue.
From \$46,532 to \$0 from federal and other funds.
From \$52,256 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Section 4.006

I hereby veto \$127,785, including \$83,629 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$83,629 to \$0 from general revenue.

From \$44,156 to \$0 from federal and other funds.

From \$127,785 to \$0 in total for the section.

Section 4.030

I hereby veto \$500,000 TIME Zone Fund for distribution to Targeted Industrial Manufacturing Enhancement Zones. This increase was not part of my budget recommendations, and legislation to establish the program was not approved by the General Assembly.

For distribution to Targeted Industrial Manufacturing Enhancement Zones.

By \$500,000 from \$500,000 to \$0 from TIME Zone Fund.

From \$1,000,000 to \$500,000 in total for the section.

Section 4.056

I hereby veto \$150,000, including \$100,000 general revenue, for sales and use tax refunds for which the taxpayer was notified of the expansion of the Department of Revenue's interpretation of the tax base by audit, and for the attendant costs incurred by taxpayers in audit compliance. Sufficient appropriation authority for sales and use tax refunds is already included in other refund lines within the budget. Additionally, this line item may violate Article III, Section 38(a) of the Missouri Constitution.

Said section is vetoed in its entirety.

From \$100,000 to \$0 from General Revenue Fund.

From \$50,000 to \$0 from Other Funds.

From \$150,000 to \$0 in total for the section.

Section 4.401

I hereby veto \$685,051 for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.
From \$685,051 to \$0 from federal and other funds.
From \$685,051 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Section 5.006

I hereby veto \$263,893, including \$103,732 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.
From \$103,732 to \$0 from general revenue.
From \$160,161 to \$0 from federal and other funds.
From \$263,893 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022.

Section 6.006

I hereby veto \$51,813, including \$10,470 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$10,470 to \$0 from general revenue.

From \$41,343 to \$0 from federal and other funds.

From \$51,813 to \$0 in total for the section.

Section 6.201

I hereby veto \$193,495, including \$16,222 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$16,222 to \$0 from general revenue.

From \$177,273 to \$0 from federal and other funds.

From \$193,495 to \$0 in total for the section.

Section 6.600

I hereby veto \$401,548 Conservation Commission Fund for the Department of Conservation compensation plan. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$401,548 from \$17,172,906 to \$16,771,358 from Conservation Commission Fund.

From \$34,456,738 to \$34,055,190 in total for the section.

Section 6.605

I hereby veto \$572,870 Conservation Commission Fund for the Department of Conservation compensation plan. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$572,870 from \$22,425,809 to \$21,852,939 from Conservation Commission Fund.

From \$29,475,435 to \$28,902,565 in total for the section.

Section 6.610

I hereby veto \$282,339 Conservation Commission Fund for the Department of Conservation compensation plan. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$282,339 from \$9,161,036 to \$8,878,697 from Conservation Commission Fund.
From \$17,772,610 to \$17,490,271 in total for the section.

Section 6.615

I hereby veto \$229,292 Conservation Commission Fund for the Department of Conservation compensation plan. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$229,292 from \$9,720,540 to \$9,491,248 from Conservation Commission Fund.
From \$17,357,086 to \$17,127,794 in total for the section.

Section 6.620

I hereby veto \$428,460 Conservation Commission Fund for the Department of Conservation compensation plan. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$428,460 from \$16,407,249 to \$15,978,789 from Conservation Commission Fund.
From \$54,887,044 to \$54,458,584 in total for the section.

Section 6.625

I hereby veto \$85,491 Conservation Commission Fund for the Department of Conservation compensation plan. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$85,491 from \$17,871,062 to \$17,785,571 from Conservation Commission Fund.
From \$20,054,083 to \$19,968,592 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Section 7.006

I hereby veto \$22,730, including \$10,531 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$10,531 to \$0 from general revenue.

From \$12,199 to \$0 from federal and other funds.

From \$22,730 to \$0 in total for the section.

Section 7.401

I hereby veto \$116,268, including \$2,372 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$2,372 to \$0 from general revenue.

From \$113,896 to \$0 from other funds.

From \$116,268 to \$0 in total for the section.

Section 7.801

I hereby veto \$161,460, including \$2,827 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$2,827 to \$0 from general revenue.

From \$158,633 to \$0 from federal and other funds.

From \$161,460 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Section 8.006

I hereby veto \$848,493, including \$70,987 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$70,987 to \$0 from general revenue.

From \$777,506 to \$0 from federal and other funds.

From \$848,493 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Section 9.006

I hereby veto \$1,076,748, including \$1,010,756 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$1,010,756 to \$0 from general revenue.

From \$65,992 to \$0 from federal and other funds.

From \$1,076,748 to \$0 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

Section 10.006

I hereby veto \$743,277, including \$740,994 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$740,994 to \$0 from general revenue.

From \$2,283 to \$0 from other funds.

From \$743,277 to \$0 in total for the section.

Section 10.106

I hereby veto \$250,000 general revenue for a substance abuse education and prevention curriculum. This increase was not part of my budget recommendations. Additionally, there are concerns about the appropriateness of this content for this setting.

Said section is vetoed in its entirety from \$250,000 to \$0 from General Revenue Fund.

From \$250,000 to \$0 in total for the section.

Section 10.210

I hereby veto \$500,000 general revenue for behavioral health and substance abuse treatment. This increase was not part of my budget recommendations. Additionally, this is not a contracted provider with the Department of Mental Health. A direct appropriation would subvert the state procurement process.

To address staffing and facility needs in a city of the fourth classification with more than four thousand but fewer than four thousand five hundred inhabitants and partially located in any county of the first classification with more than forty thousand but fewer than fifty thousand inhabitants, to continue providing care to address the mental health and opioid crisis.

By \$500,000 from \$500,000 to \$0 from the General Revenue Fund.
From \$243,057,135 to \$242,557,135 in total for the section.

Section 10.606

I hereby veto \$222,141, including \$72,428 general revenue, for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.
From \$72,428 to \$0 from general revenue.
From \$149,713 to \$0 from federal and other funds.
From \$222,141 to \$0 in total for the section.

Section 10.810

I hereby veto \$24,025,703 federal funds for a provider rate increase for consumer-directed services. This increase was not part of my budget recommendations. This across the board rate increase undermines rate standardization efforts that are underway to ensure providers of consumer directed services through the home and community based services program are paid closer to market rate.

Expense and Equipment by \$15,859,367 from \$371,300,899 to \$355,441,532 from Department of Health and Senior Services Federal Fund.
Expense and Equipment by \$8,166,336 from \$8,166,336 to \$0 from HCBS FMAP Enhancement Fund.
From \$562,853,679 to \$538,827,976 in total for the section.

Section 10.815

I hereby veto \$2,399,494 federal funds for a provider rate increase for consumer-directed services. This increase was not part of my budget recommendations. This across the board rate increase undermines rate standardization efforts that are underway to ensure providers of consumer directed services through the home and community based services program are paid closer to market rate.

Expense and Equipment by \$1,583,905 from \$332,106,037 to \$330,522,132 from Department of Health and Senior Services Federal Fund.
Expense and Equipment by \$815,589 from \$8,870,076 to \$8,054,487 from HCBS FMAP Enhancement Fund.
From \$503,114,738 to \$500,715,244 in total for the section.

Section 10.900

I hereby veto \$250,000 general revenue for the purpose of providing epinephrine auto-injector devices to qualified first responders. This increase was not part of my budget recommendations. This is not an appropriate use of state funding and should be funded locally.

Funds are to be transferred out of General Revenue, to the Epi-pen for Firefighters Fund.
By \$250,000 from \$250,000 to \$0 from General Revenue Fund.

I hereby further veto \$250,000 other funds for the purpose of providing epinephrine auto-injector devices to qualified first responders. This increase was not part of my budget recommendations. This is not an appropriate use of state funding and should be funded locally.

For the purpose of providing epinephrine auto-injector devices for patients to qualified first responders.
By \$250,000 from \$250,000 to \$0 from Epi-pens for Firefighters Fund.

From \$41,206,814 to \$40,706,814 in total for the section.

Section 10.1005

I hereby veto this section in its entirety, including the words “In reference to Section 10.410 in Part 1 of this act: No funds shall be expended in furtherance of provider rates for Division of Developmental Disabilities Community Programs residential services greater than the projected 2020 lower bound market-based rates developed from the Mercer Rate Study for Residential Services dated June 25, 2018.” This language jeopardizes the state’s ability to earn enhanced federal match rates as provided under Sec. 9817 of the American Rescue Plan Act of 2021.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES’ CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

Section 11.005

I hereby veto \$100,799 general revenue for a salary adjustment for the Department Director. This increase was not part of my budget recommendations and undermines the Executive's constitutional authority to appoint and compensate department directors.

In addition, I hereby veto the language “provided the director is confirmed by the Senate to hold the office.” This change was not part of my budget recommendations and undermines the Executive's constitutional authority to appoint and compensate department directors.

For the department director.

Annual salary adjustment in accordance with Section 105.005, RSMo. by \$100,799 from \$102,931 to \$2,132 from General Revenue Fund.

From \$208,282 to \$107,483 in total from General Revenue Fund.

From \$294,745 to \$193,946 in total for the section.

Section 11.006

I hereby veto \$668,558, including \$223,656 general revenue for the purpose of funding performance incentives for high-achieving department employees. Alternative performance-based incentive structures are being analyzed in an effort to maximize this targeted investment in recruiting and retaining state employees.

Said section is vetoed in its entirety.

From \$223,656 to \$0 from general revenue.

From \$444,902 to \$0 from federal and other funds.

From \$668,558 to \$0 in total for the section.

Section 11.305

I hereby veto \$2,110,111, including \$1,004,385 general revenue, for a three percent pay increase for Children's Division case workers and supervisors. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

For the Children's Division field staff and operations.

Personal Service by \$1,004,385 from \$38,950,851 to \$37,946,466 from General Revenue Fund.

From \$41,484,288 to \$40,479,903 in total from General Revenue Fund.

Personal Service by \$338,506 from \$12,972,373 to \$12,633,867 from Temporary Assistance for Needy Families Federal Fund.

From \$14,728,735 to \$14,390,229 in total from Temporary Assistance for Needy Families Federal Fund.

Personal Service by \$766,103 from \$29,715,512 to \$28,949,409 from Department of Social Services Federal Fund.

From \$32,750,880 to \$31,984,777 in total from Department of Social Services Federal Fund.

Personal Service by \$1,117 from \$77,997 to \$76,880 from the Health Initiatives Fund.

From \$109,590 to \$108,473 in total from Health Initiatives Fund.

From \$91,857,943 to \$89,747,832 in total for the section.

Section 11.705

I hereby veto \$1,000,000 general revenue for expansion of the Missouri Rx Plan. Currently, the Missouri Rx Plan only provides services to dual participants who are eligible for both Medicaid and Medicare. This funding was not part of my budget recommendations and is not sufficient for the Missouri Rx Plan to account for all non-dual eligible individuals without significant additional funding.

By \$1,000,000 from \$4,765,778 to \$3,765,778 from General Revenue Fund.

From \$7,554,552 to \$6,554,552 in total for the section.

Section 11.765

I hereby veto \$50,000,000 FMAP Enhancement Fund for distribution to Missouri hospitals that demonstrate losses due to the change in payment methodology from a percentage of billed charges to an outpatient simplified fee schedule. This funding increase is contrary to the Medicaid reforms included as part of the Fiscal Year 2022 budget.

For distribution to hospitals.

By \$50,000,000 from \$50,000,000 to \$0 from FMAP Enhancement Fund.

From \$665,344,059 to \$615,344,059 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12** entitled:

AN ACT

To appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022.

Section 12.130

I hereby veto \$2,630,000 Library Networking Fund for library networking grants. This item was not part of my budget recommendations. The appropriation is being reduced to maintain the funding at its current level, which is more consistent with the levels of funding that other cultural partners receive from nonresident professional athlete and entertainer income tax revenues.

For library networking grants and other grants and donations.

By \$2,630,000 from \$3,740,000 to \$1,110,000 from Library Networking Fund.

From \$3,740,000 to \$1,110,000 in total for the section.

Section 12.135

I hereby veto \$2,840,000 general revenue for transfer to the Library Networking Fund. This item was not part of my budget recommendations. The appropriation is being reduced to maintain the funding at its current level, which is more consistent with the levels of funding that other cultural partners receive from nonresident professional athlete and entertainer income tax revenues.

Funds are to be transferred out of the State Treasury to the Library Networking Fund.
By \$2,840,000 from \$3,640,000 to \$800,000 from General Revenue Fund.
From \$3,640,000 to \$800,000 in total for the section.

Section 12.245

I hereby veto \$505,000 general revenue for additional attorneys. This item was not part of my budget recommendations and current core funding is sufficient to meet these needs.

Personal Service and/or Expense and Equipment by \$505,000 from \$14,653,350 to \$14,148,350 from General Revenue Fund.
From \$26,900,506 to \$26,395,506 in total for the section.

Section 12.265

I hereby veto \$300,000 general revenue for a Lincoln County program that focuses on crimes against children. This item was not part of my budget recommendations. Additionally, it is an earmark for the benefit of a single county.

For a program that focuses on crimes against children, located in a county of the second classification with more than fifty thousand but fewer than fifty-eight thousand inhabitants.
By \$300,000 from \$300,000 to \$0 from General Revenue Fund.
From \$3,994,012 to \$3,694,012 in total for the section.

Section 12.365

I hereby veto \$50,000 general revenue for additional staff salaries and staff salary adjustments for the Commission on Retirement, Removal, and Discipline of Judges. In order to ensure equity across departments and divisions, specialized pay plans should be part of a comprehensive pay evaluation.

Personal Service by \$50,000 from \$267,924 to \$217,924 from General Revenue Fund.
From \$311,061 to \$261,061 in total from General Revenue Fund.
From \$311,061 to \$261,061 in total for the section.

Section 12.500

I hereby veto \$151,250 general revenue and two security staff for the Senate. This item was not part of my budget recommendations and unnecessarily duplicates services already provided by the Capitol Police.

Senate Contingent Expenses by \$151,250 from \$11,513,675 to \$11,362,425 from General Revenue Fund.
From \$13,392,458 to \$13,241,208 in total from General Revenue Fund.
From \$13,432,458 to \$13,281,208 in total for the section.

Section 12.505

I hereby veto \$151,250 general revenue and two security staff for the House of Representatives. This item was not part of my budget recommendations and unnecessarily duplicates services already provided by the Capitol Police.

House Contingent Expenses by \$151,250 from \$14,037,089 to \$13,885,839 from General Revenue Fund.
From \$23,382,983 to \$23,231,733 in total from General Revenue Fund.
From \$23,509,624 to \$23,358,374 in total for the section.

On June 30, 2021 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2021

MISSOURI HOUSE OF REPRESENTATIVES' CHIEF CLERK
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 19** entitled:

AN ACT

To appropriate money for the several departments and offices of state government, and the several divisions and programs thereof, for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

Section 19.300

I hereby veto \$2,000,000 Budget Stabilization funds for design and construction of a center for Rural Health Innovation. This funding was not part of my recommendations and includes program and administration costs, which are inappropriate under a capital improvements appropriation bill.

Said section is vetoed in its entirety from \$2,000,000 to \$0 from Budget Stabilization Fund.
From \$2,000,000 to \$0 in total for the section.

Section 19.380

I hereby veto \$200,000 Budget Stabilization funds for the Jenkins pedestrian bridge. This funding was not part of my budget recommendations. This is a local responsibility with minimal regional or statewide impact. Other funding mechanisms should be pursued in lieu of state funding for this project.

Said section is vetoed in its entirety from \$200,000 to \$0 from Budget Stabilization Fund.
From \$200,000 to \$0 in total for the section.

Section 19.390

I hereby veto \$700,000 Budget Stabilization funds for a Community Improvement District. This funding was not part of my budget recommendations. This is a local project with minimal regional or statewide impact. Other funding mechanisms should be pursued in lieu of state funding for this project.

Said section is vetoed in its entirety from \$700,000 to \$0 from Budget Stabilization Fund.
From \$700,000 to \$0 in total for the section.

Section 19.400

I hereby veto \$1,900,000 Budget Stabilization funds for a non-profit innovation district for street scape improvements and associated expenses. This funding was not part of my budget recommendations. This aspect of the project has minimal regional or statewide impact. Other funding mechanisms should be pursued in lieu of state funding for this project.

Said section is vetoed in its entirety from \$1,900,000 to \$0 from Budget Stabilization Fund.
From \$1,900,000 to \$0 in total for the section.

On June 30, 2021 I approved said **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 19**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

July 9, 2021

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 362**, entitled:

AN ACT

To repeal sections 210.152, 610.021, RSMo, and to enact in lieu thereof six new sections relating to government transparency in public access to records, with a penalty provisions.

I disapprove of Senate Committee Substitute for House Committee Substitute for House Bill No. 362. My reasons for disapproval are as follows:

While I recognize and applaud the General Assembly in their effort to improve the laws governing government transparency in public access to records, I cannot approve this bill as presented to me.

Section 29.420 creates a new program administered by the Missouri State Auditor (Auditor) that would require agencies that oversee credit and lending programs on behalf of the state to compile information and supply such information to the Auditor. The Auditor would then be required to compile the data and submit a report to the General Assembly. The Auditor has sufficient authority under the Constitution of the State of Missouri and existing statute to ensure state funds are properly accounted for, and to make reports to the General Assembly. *See* Mo. Const. Article IV, Section 13, Section 29.130, RSMo, Section 29.185, RSMo. Specifically, this provision seeks to create accountability for the lending or expenditure of funds and the performance of programs that undertake those obligations, yet Section 29.185, RSMo currently tasks the Auditor with that specific responsibility. Moreover, the provision would require the relevant state agencies to supply a report to the Auditor by August 30; however, the effective date of the bill is August 28. *See* Constitution of the State of Missouri Article III, Section 29. This provision places an impractical timeline on the relevant agencies and is unnecessary and duplicative.

Sections 37.717 and 210.152 create a new program under the Office of Child Advocate (OCA) that would empower the OCA to receive and investigate reports of safety concerns of employees, and of children served by, the Children's Division (CD) of the Department of Social Services. This provision further authorizes the OCA to disclose findings regarding the professional performance of any member of a multi-disciplinary team, which includes prosecutors, physicians, representatives from mental health care services agencies, representatives from police agencies, and investigators from CD. The OCA has limited statutory authority to ensure children receive adequate protection and care from services offered by CD and to review the performance of the state's child welfare system. *See* Section 37.705, RSMo, Section 37.710, RSMo, Section 37.719, RSMo. This provision would expand the authority of the OCA to include further oversight of CD, including its employees. This expansion of government authority fails to account for the role local participants, such as juvenile court judges, guardian ad litem, and juvenile officers play in providing accountability within the child welfare system, and unnecessarily undermines the existing administrative structure within CD. This provision is unnecessary, duplicates the efforts of existing local multi-disciplinary teams, and fails to strengthen protections for the children served by CD.

Section 610.026 allows a public governmental body to close a request for open records where the requestor fails to remit fees for provision of the records. This proposal was written prior to the Missouri Supreme Court decision in *Gross v. Parson*, SC98619. In *Gross*, the Supreme Court of Missouri held public governmental bodies were not authorized to condition provision of a date and time for inspection of open records on payment of a fee. *See Id.* at 16. However, the General Assembly could not have known that the provision would not accomplish its stated objective due to the timing of the opinion.

I am supportive of the need to amend Section 610.026 as well as the remaining provisions of the bill. I hope to work with the General Assembly next session to continue to improve the laws governing government transparency in public access to records without creating unnecessary and duplicative programs.

In accordance with the above stated reasons for disapproval, I am returning **Senate Committee Substitute for House Committee Substitute for House Bill No. 362** without my approval.

Respectfully submitted,

/s/ Michael L. Parson
Governor

July 9, 2021

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Substitute No. 2 for House Bill No. 661**, entitled:

AN ACT

To repeal sections 21.795, 142.869, 300.010, 301.010, 301.062, 301.131, 301.147, 301.192, 301.280, 301.558, 302.010, 302.755, 303.020, 303.025, 303.041, 304.001, 304.050, 304.153, 304.180, 304.240, 307.025, 307.128, 307.180, 307.188, 307.193, 307.350, 307.380, 365.020, 385.220, 385.320, 407.300, 407.526, 407.536, 407.556, 407.560, 407.815, 407.1025, 570.030, 578.120, 643.310, and 643.315, RSMo, and to enact in lieu thereof fifty-six new sections relating to transportation, with penalty provisions, and a delayed effective date for a certain section.

I disapprove of Senate Substitute No. 2 for House Bill No. 661. My reasons for disapproval are as follows:

While I recognize and applaud the General Assembly in their effort to improve the laws governing transportation, I cannot approve this bill as presented to me.

Section 21.795 would allow the Joint Committee on Transportation to regulate towing rates, investigate towing complaints, and regulate how law enforcement agencies determine towing rotations for commercial vehicles. This proposal is legally problematic for several reasons. First, this section over-regulates rates and practices in an open market that are already legally addressed under the Missouri Merchandising Practices Act and state tort law. RSMo. ch. 407; ch. 537. Second, the Committee's potential to prevent towing companies from doing business would create separation of powers and attainder problems beyond the constitutional authority granted to the General Assembly. MO. CONST. art. II, § 1; art. III, §§ 36–53. Third, this section is void for vagueness because it does not establish sufficient due process protections for towing companies. MO. CONST. art. I, § 10. As a practical matter, the Committee cannot legally function as this proposal suggests.

Section 227.101 would require the Missouri Department of Transportation to publish the Department's cost estimate for any construction, maintenance, or repair work on the state highway systems at the time of the bidding on a contract for the work first closes. The Department of Transportation currently publishes its cost estimates and completion dates online pursuant to federal regulation in 23 CFR 450.218. This bill, however, would require publication of engineer's estimates, which are strictly confidential. Publishing engineer's estimates may result in fixed prices substantially above the prices currently paid by the state, and result in bid rigging and bidder collusion. This outcome endangers not only our state revenue, but also the future of our infrastructure as a whole. This provision creates adverse consequences for the taxpayers of Missouri.

Section 643.010 would exclude Franklin, Jefferson, and St. Charles counties from mandated motor vehicle emission inspections performed to comply with the federal Clean Air Act. By exempting such noncompliant counties, Missouri would violate the federal Clean Air Act and would lose significant funding for certain highway projects and grants in the St. Louis area in the amount of \$52 million annually. Further, the Missouri Department of Natural Resources has already submitted a plan to the Environmental Protection Agency requesting approval to remove the vehicle inspection program from Franklin and Jefferson Counties. At this time, the plan is still being reviewed. The Department is continuing to review options to scale back the requirements of the vehicle inspection program to reduce the burden on citizens while avoiding detrimental impacts to transportation funding. My administration has repeatedly expressed its support of Missouri's transportation infrastructure and related funding. House Bill 661 undermines those efforts and the state's ability to provide reliable transportation infrastructure into the future.

There are many provisions contained within this bill of which I approve. Fortunately, many of those provisions also appear in Senate Bill 176 and House Bill 271, which I have signed, as well as other legislation I support. I hope to work with the General Assembly next session to continue addressing transportation issues facing the state without jeopardizing the state's highway funds.

In accordance with the above stated reasons for disapproval, I am returning **Senate Substitute No. 2 for House Bill No. 661** without my approval.

Respectfully submitted,

/s/ Michael L. Parson
Governor

July 9, 2021

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 685**, entitled:

AN ACT

To repeal sections 27.010, 50.166, 50.530, 51.050, 55.060, 58.030, 59.021, 59.100, 60.010, 77.230, 79.080, 105.465, 162.291, 190.050, 204.610, 247.060, 249.140, 321.130, 451.040, and 483.010, RSMo, and to enact in lieu thereof twenty-one new sections relating to certain public officers, with an existing penalty provision.

I disapprove of Senate Committee Substitute for House Committee Substitute for House Bill No. 685. My reasons for disapproval are as follows:

While I recognize and applaud the General Assembly in their effort to improve the laws governing public officers, I cannot approve this bill as presented to me.

Section 105.465 allows a registered lobbyist who is seeking to hold, or who currently holds, a municipal or school district office to maintain his or her candidate committee for such office. I strongly disagree with this provision. Public officers should have the interests of the people they represent in mind, not those of the organization they have been hired to represent. This change would also only affect a few select individuals. I do not believe that such special laws, which are designed to benefit a few, should guide our state policy. Although this provision would create a narrow exception for registered lobbyists holding elected office, it would inevitably lead to increased potential for conflicts of interest in local offices and open the door to additional exemptions in the future. Further, this provision was also not heard in committee by either chamber of the General Assembly, and citizens were unable to provide testimony or feedback on this change. This proposal does not serve Missourians' best interests.

There are multiple provisions in this bill that I support. Thankfully, many of those sections also appear in other legislation, notably House Bill 271, which I have signed. I look forward to working with the General Assembly to address issues related to public officers while maintaining safeguards to ensure that public officers serve those they are elected to represent.

In accordance with the above stated reasons for disapproval, I am returning **Senate Committee Substitute for House Committee Substitute for House Bill No. 685** without my approval.

Respectfully submitted,

/s/ Michael L. Parson
Governor

HOUSE RESOLUTIONS

Representative Plocher offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly, First Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2021 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Plocher, **HR 1** was adopted by the following vote:

AYES: 157

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger

Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGirt	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Grier	Hill	McDaniel	Person	Stacy
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VACANCIES: 001

VETOED HOUSE BILLS

The Speaker read the following House Bills vetoed from the First Regular Session: **CCS SS SCS HCS HB 2, CCS SS SCS HCS HB 3, and CCS SS SCS HCS HB 4.**

Representative Murphy moved that **Section 4.056 of CCS SS SCS HCS HB 4, for refunds of overpayment of sales and use tax for which the taxpayer was notified of the expansion of the Department of Revenue's interpretation of the tax base by audit, and for the attendant costs incurred by taxpayers in audit compliance,** be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Phifer
Pietzman	Pike	Plocher	Pollett 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 002

Reedy	Stephens 128
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PRESENT: 002

Merideth	Windham
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ABSENT WITH LEAVE: 006

Grier	Hill	McDaniel	Person	Price IV
Stacy				

VACANCIES: 001

The Speaker read the following House Bills vetoed from the First Regular Session: **CCS SCS HCS HB 5, CCS SCS HCS HB 6, CCS SCS HCS HB 7, CCS SCS HCS HB 8, CCS SCS HCS HB 9, and CCS SS SCS HCS HB 10.**

Representative Unsicker moved that **Section 10.810 of CCS SS SCS HCS HB 10, for a provider rate increase for consumer-directed services**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 069

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Bromley	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Dogan	Doll
Ellebracht	Fogle	Gray	Gunby	Haden
Hannegan	Hicks	Hovis	Ingle	Johnson
Lewis 25	Lewis 6	Lovasco	Mackey	McCreery
Merideth	Morse	Mosley	Nurrenbern	Person
Phifer	Pietzman	Pike	Pollock 123	Price IV
Proudie	Quade	Riley	Roberts	Roden
Rogers	Rone	Rowland	Sauls	Schwadron
Sharp 36	Simmons	Smith 155	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Wallingford
Walsh Moore 93	Weber	Windham	Young	

NOES: 084

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Haffner	Haley	Hardwick	Henderson	Houx
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Mayhew	McGill	Murphy
O'Donnell	Owen	Patterson	Plocher	Pollitt 52
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Ruth	Sander	Sassmann	Schnelting
Seitz	Sharpe 4	Shaul	Shields	Smith 163
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 002

Dinkins	McGaugh
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ABSENT WITH LEAVE: 007

Grier	Hill	McDaniel	Perkins	Schroer
Stacy	Tate			

VACANCIES: 001

Representative Unsicker moved that **Section 10.815 of CCS SS SCS HCS HB 10, for a provider rate increase for consumer-directed services**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 067

Aldridge	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Coleman 97	Collins	Dogan	Doll	Ellebracht
Fogle	Gray	Gunby	Hannegan	Hicks
Hovis	Ingle	Johnson	Lewis 25	Lovasco
Mackey	McCreery	Merideth	Morse	Mosley
Nurrenbern	Perkins	Person	Phifer	Pietzman
Pike	Porter	Price IV	Proudie	Quade
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sauls	Schwadron	Sharp 36
Simmons	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Wallingford	Walsh Moore 93	Weber
Windham	Young			

NOES: 086

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Houx	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Plocher	Pollitt 52	Pollock 123	Pouche
Railsback	Reedy	Richey	Riggs	Sander
Sassmann	Schnelting	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

PRESENT: 001

Dinkins

ABSENT WITH LEAVE: 008

Adams	Grier	Hill	McDaniel	Schroer
Stacy	Tate	Toalson Reisch		

VACANCIES: 001

The Speaker read the following House Bill vetoed from the First Regular Session: **CCS SS SCS HCS HB 11.**

Representative Proudie moved that **Section 11.305 of CCS SS SCS HCS HB 11, for the Children's Division field staff and operations**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 003

Davis	Reedy	Stephens 128
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PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 27	Grier	Hill	McDaniel	Mosley
Schroer	Stacy	Tate		

VACANCIES: 001

Representative Bosley moved that **Section 11.705 of CCS SS SCS HCS HB 11, for the expansion of the Missouri Rx Plan**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 046

Adams	Aldridge	Anderson	Appelbaum	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

NOES: 100

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Gregory 51	Gregory 96
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Politt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 015

Aune	Bailey	Christofanelli	DeGroot	Fitzwater
Francis	Grier	Hill	McDaniel	Rowland
Sauls	Schroer	Stacy	Tate	Trent

VACANCIES: 001

The Speaker read the following House Bill vetoed from the First Regular Session: **CCS SCS HCS HB 12.**

Representative Pietzman moved that **Section 12.265 of CCS SCS HCS HB 12, for a program that focuses on crimes against children, located in a county of the second classification with more than fifty thousand but fewer than fifty-eight thousand inhabitants,** be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 003

Davis	Reedy	Stephens 128
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PRESENT: 000

ABSENT WITH LEAVE: 009

Aune	Bland Manlove	Grier	Hill	McDaniel
Sauls	Schroer	Stacy	Tate	

VACANCIES: 001

The Speaker read the following House Bill vetoed from the First Regular Session: **SS SCS HCS HB 19.**

Representative Walsh (50) moved that **Section 19.390 of SS SCS HCS HB 19, for a Community Improvement District located within one mile of Interstate 70, located in a home rule city with more than one hundred eight thousand but fewer than one hundred sixteen thousand inhabitants**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 112

Aldridge	Anderson	Andrews	Atchison	Bailey
Baringer	Barnes	Basye	Black 137	Boggs
Bosley	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burton	Busick	Butz	Chipman	Clemens
Coleman 32	Collins	Cook	Cupps	Davidson
Deaton	Derges	Dogan	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Gray
Gregory 51	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hovis	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Mackey	Mayhew	McGaugh
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Pike	Plocher	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Sander	Sassmann
Schnelting	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stevens 46	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Young	Mr. Speaker			

NOES: 038

Adams	Appelbaum	Aune	Baker	Bangert
Billington	Black 7	Bromley	Burnett	Christofanelli
Coleman 97	Copeland	Davis	DeGroot	Dinkins
Doll	Eggleston	Francis	Gregory 96	Griesheimer
Gunby	Henderson	Hudson	Knight	Lewis 25
Lovasco	McCreery	McGill	Pollitt 52	Pollock 123
Reedy	Ruth	Simmons	Stephens 128	Taylor 139
Trent	Walsh Moore 93	Wiemann		

PRESENT: 002

Brown 70	Windham
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ABSENT WITH LEAVE: 010

Bland Manlove	Grier	Hill	Houx	McDaniel
Sauls	Schroer	Stacy	Tate	Wright

VACANCIES: 001

The Speaker read the following House Bills vetoed from the First Regular Session: **SCS HCS HB 362, SS#2 HB 661, and SCS HCS HB 685.**

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 5**.

SENATE RESOLUTION NO. 5

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of Conference Committee Substitute for House Committee Substitute for Senate Bill No. 226 when the bill was called by the president.

HOUSE RESOLUTIONS

Representative Plocher offered **HR 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Article III, Section 32 of the Constitution, adopted no motions to override the Governor's vetoes on **CCS SS SCS HCS HB 2, CCS SS SCS HCS HB 3, CCS SCS HCS HB 5, CCS SCS HCS HB 6, CCS SCS HCS HB 7, CCS SCS HCS HB 8, CCS SCS HCS HB 9, CCS SS SCS HCS HB 10, SCS HCS HB 362, SS#2 HB 661, and SCS HCS HB 685**, when the bills were called by the Speaker.

On motion of Representative Plocher, **HR 2** was adopted.

RECESS

On motion of Representative Plocher, the House recessed until 5:00 p.m.

The hour of recess having expired, the House was called to order by Speaker Vescovo.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, September 16, 2021.

COMMITTEE HEARINGS

SPECIAL INTERIM COMMITTEE ON BROADBAND DEVELOPMENT

Thursday, September 16, 2021, 12:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Will be taking testimony regarding broadband development in Missouri. The committee will also discuss whether remote testimony will be taken at the next hearing.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 101st GENERAL ASSEMBLY

SECOND DAY, THURSDAY, SEPTEMBER 16, 2021

The House met pursuant to adjournment.

Representative Griffith in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Anderson, Aune, Baker, Baringer, Basye, Buchheit-Courtway, Burger, Coleman (32), Collins, Cook, Copeland, Davidson, DeGroot, Eggleston, Falkner, Fishel, Gray, Griffith, Haley, Hardwick, Ingle, Johnson, Kelley (127), Mackey, Mayhew, Mosley, Murphy, Perkins, Pollock (123), Proudie, Riggs, Riley, Rogers, Ruth, Sassmann, Shields, Simmons, Smith (155), Trent, Van Schoiack, Walsh Moore (93), and Windham.

ADJOURNMENT

On motion of Representative Riggs, the Veto Session of the One Hundred First General Assembly, First Regular Session, adjourned sine die pursuant to the Constitution.

ROB VESCOVO
Speaker of the House

DANA RADEMAN MILLER
Chief Clerk of the House

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SEVENTY-THIRD DAY, TUESDAY, MAY 25, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SIGNING OF HOUSE JOINT RESOLUTION

All other business of the House was suspended while **HCS HJR 35** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HJR 35** was delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HCS HB 1, CCS SS SCS HCS HB 2, CCS SS SCS HCS HB 3, CCS SS SCS HCS HB 4, CCS SCS HCS HB 5, CCS SCS HCS HB 6, CCS SCS HCS HB 7, CCS SCS HCS HB 8, CCS SCS HCS HB 9, CCS SS SCS HCS HB 10, CCS SS SCS HCS HB 11, CCS SCS HCS HB 12, SCS HCS HB 13, HCS HB 17, SCS HCS HB 18, SS SCS HCS HB 19, SCS HCS#2 HB 69, SS SCS HCS HBs 85 & 310, CCS SS#2 SCS HCS HB 271, CCS SS#2 SCS HB 273, SS#2 HS HB 297, SS HB 345, HCS HB 349, SCS HCS HB 362, SS HCS HB 369, HCS HB 402, SS SCS HS HB 432, HB 476, SS HCS HBs 557 & 560, SS HCS HB 574, SCS HB 604, SS#2 HB 661, SCS HCS HB 685, SS SCS HCS HB 697 and CCS SS SCS HCS HB 734** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 1, CCS SS SCS HCS HB 2, CCS SS SCS HCS HB 3, CCS SS SCS HCS HB 4, CCS SCS HCS HB 5, CCS SCS HCS HB 6, CCS SCS HCS HB 7, CCS SCS HCS HB 8, CCS SCS HCS HB 9, CCS SS SCS HCS HB 10, CCS SS SCS HCS HB 11, CCS SCS HCS HB 12, SCS HCS HB 13, HCS HB 17, SCS HCS HB 18, SS SCS HCS HB 19, SCS HCS#2 HB 69, SS SCS HCS HBs 85 & 310, CCS SS#2 SCS HCS HB 271, CCS SS#2 SCS HB 273, SS#2 HS HB 297, SS HB 345, HCS HB 349, SCS HCS HB 362, SS HCS HB 369, HCS HB 402, SS SCS HS HB 432, HB 476, SS HCS HBs 557 & 560, SS HCS HB 574, SCS HB 604, SS#2 HB 661, SCS HCS HB 685, SS SCS HCS HB 697 and CCS SS SCS HCS HB 734** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SB 5, HCS SS SB 6, CCS#2 HCS SS#2 SB 26, SB 36, HCS SS SB 44, SS SB 45, HCS SCS SB 49, SS#2 SCS SBs 51 & 42, CCS HCS SS SCS SBs 53 & 60, SS SCS SB 57, SS SB 63, HCS SS SCS SB 71, CCS HCS SB 72, CCS SB 86, SS SCS SB 106, SS SCS SB 120, SS SCS SB 126, CCS HCS SS SCS SBs 153 & 97, HCS SS SB 176, CCS HCS SB 226, SS SB 258, CCS HCS SB 303 and CCS HS HCS SCS SB 520** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

CONSTITUTIONAL OBJECTIONS

The following Representatives offered objections to **SS#2 SCS SB 262**, which were appended to the bill.

May 13, 2021

Governor Mike Parson
Governor, State of Missouri
P.O. Box 720
Jefferson City, MO 65102

Dear Governor Parson:

Pursuant to Article III, Section 30 of the Missouri Constitution, we do hereby object to the constitutionality of the truly agreed to and finally passed version of **Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 262**.

The Missouri Constitution in Article X, Section 18 limits the increase in revenue the Legislature can bring into the treasury through a tax to a specified dollar amount or 1% of the total state revenues. Revenues are defined by those funds which enter the treasury and are subject to appropriation. SS#2 SCS SB 262 will bring in revenue which exceeds that amount. The Missouri Constitution allows exceptions in the form of a pro rata refund which this bill does not allow for, a vote of the people which did not occur, or an emergency declaration made by the Governor prior to incurring the emergency expense which also did not occur. Therefore this bill violates the Missouri Constitution Article X, Sections 18 and 19.

Please note said objection in the House Journal and annex it to the truly agreed to and finally passed version of Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 262 to be considered by the governor in connection therewith as mandated by Article III, Section 30 of the Missouri Constitution.

Sincerely,

/s/ Jered Taylor, 139
/s/ Tony Lovasco, 64
/s/ John Simmons, 109
/s/ Jason Chipman, 120
/s/ Justin Hill, 108
/s/ Dottie Bailey, 110

SIGNING OF SENATE BILL

All other business of the House was suspended while **SS#2 SCS SB 262** was read at length and was signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **SCR 4** and **SCR 7** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

COMMITTEE APPOINTMENTS

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Special Interim Committee on Broadband Development.

Representative Louis Riggs, Chair
Representative Travis Fitzwater
Representative Bishop Davidson
Representative Travis Smith
Representative Sara Walsh
Representative Wes Rogers
Representative Jay Mosley

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

SUBCOMMITTEE APPOINTMENTS

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Subcommittee on Mental Health Policy Research and grant leave for this committee to meet during the interim.

Representative Wayne Wallingford, Chair
Representative Lisa Thomas
Representative Travis Smith
Representative Suzie Pollock

This Committee will report to the Committee on Health and Mental Health Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Kimberly-Ann Collins and Representative Patty Lewis to the Subcommittee on Mental Health Policy Research.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

COMMITTEE CHANGES

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Education:

I hereby appoint the following members to the committee:

Representative Marlon Anderson
Representative Ed Lewis
Representative Nick Schroer

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Bill Hardwick to serve on the Missouri Military Preparedness and Enhancement Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMUNICATIONS

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby grant leave for the Standing Committee on Crime Prevention to meet during interim.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

May 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby grant leave for the Subcommittee on Federal Stimulus Spending to meet during interim.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SS SCS SB 43, with House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon; and, further to exceed the differences to add the following language to Section 208.152.1(12)(b): "Any drug approved by the federal Food and Drug Administration that may cause the destruction of, or prevent the implantation of, an unborn child, as defined in Section 188.015".

The following members' presence was noted: Aldridge, Anderson, Aune, Bailey, Bangert, Barnes, Basye, Billington, Bland Manlove, Bosley, Brown (27), Buchheit-Courtway, Burger, Chipman, Clemens, Collins, Copeland, Cupps, Davidson, Davis, Deaton, DeGroot, Falkner, Fitzwater, Gray, Griffith, Haley, Hardwick, Ingle, Johnson, Kelley (127), Kelly (141), Lewis (6), Mackey, Mayhew, McDaniel, Mosley, Murphy, Perkins, Pollock (123), Railsback, Roden, Ruth, Sassmann, Schwadron, Seitz, Sharp (36), Sharpe (4), Smith (67), Smith (155), Stacy, Stevens (46), Tate, Taylor (48), Terry, Trent, Turnbaugh, Vescovo, Wallingford, Walsh Moore (93), Walsh (50), Weber, Wiemann, Windham, and Young.

ADJOURNMENT

Speaker Vescovo declared the House of Representatives of the One Hundred First General Assembly, convened in the First Regular Session on January 6, 2021, adjourned as of midnight, May 30, 2021, in accordance with the Constitution.

ROB VESCOVO
Speaker of the House

DANA RADEMAN MILLER
Chief Clerk of the House

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-EIGHTH DAY, MONDAY, MAY 10, 2021

The House met pursuant to adjournment.

Representative Chipman in the Chair.

Prayer by Representative Brad Hudson.

Father God,

Let us pause right now to acknowledge that every good and perfect gift that we could ever have or hope for comes from You.

May we boldly face this final week of regular session knowing that we do not face it alone.

When we are weak You offer the strength that we need. When the way is not clear, Your mighty hand is there to guide us. When we ask for wisdom, You give it freely. Forgive us, for our sins are many. Help us, as our knowledge is limited, and lead us, as we are truly lost without You.

Yours is the kingdom, the power, and the glory, forever and ever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Amora Simmons, Layla Mueller, Pierson Merritt, Brayden Himes, and Henley Gregory.

The Journal of the sixty-seventh day was approved as printed by the following vote:

AYES: 145

Anderson	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks

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Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGirt
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 006

Adams	Bland Manlove	Bosley	Burnett	McDaniel
Rowland				

PRESENT: 003

Aldridge	Collins	Doll
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ABSENT WITH LEAVE: 008

Coleman 32	Merideth	Pietzman	Proudie	Schnelting
Schroer	Tate	Windham		

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS SB 262**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fitzwater, Griesheimer, Terry and Wiemann

Noes (3): Eggleston, Richey and Walsh (50)

Absent (0)

THIRD READING OF SENATE BILLS

SS SB 258, relating to classification of Missouri National Guard members, was taken up by Representative Griffith.

Representative Griffith moved that the title of **SS SB 258** be agreed to.

Representative Hardwick offered **House Amendment No. 1.**

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 258, Page 1, In the Title, Lines 2-3, by deleting the words "classification of Missouri National Guard members" and inserting in lieu thereof the words "military affairs"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 1** was adopted.

Representative Hardwick offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Substitute for Senate Bill No. 258, Page 1, Section 41.201, Line 6, by inserting after all of said section and line the following:

"41.676. The National Guard armory located in or nearest to Joplin shall be designated as the "Sergeant Robert Wayne Crow Jr. Memorial Armory".

143.1032. 1. In each taxable year beginning on or after January 1, 2022, each individual or corporation entitled to a tax refund in an amount sufficient to make a designation under this section may designate that one dollar or any amount in excess of one dollar on a single return, and two dollars or any amount in excess of two dollars on a combined return, of the refund due be credited to the Missouri Medal of Honor fund. The contribution designation authorized by this section shall be clearly and unambiguously printed on the first page of each income tax return form provided by this state. If any individual or corporation that is not entitled to a tax refund in an amount sufficient to make a designation under this section wishes to make a contribution to the Missouri Medal of Honor fund, such individual or corporation may, by separate check, draft, or other negotiable instrument, send in with the payment of taxes, or may send in separately, that amount, clearly designated for the Missouri Medal of Honor fund, the individual or corporation wishes to contribute. The department of revenue shall deposit such amount to the Missouri Medal of Honor fund as provided in subsection 2 of this section.

2. The director of revenue shall deposit at least monthly all contributions designated by individuals under this section to the state treasurer for deposit to the Missouri Medal of Honor fund. The fund shall be administered by the director of revenue.

3. The director of revenue shall deposit at least monthly all contributions designated by the corporations under this section, less an amount sufficient to cover the cost of collection, handling, and administration by the department of revenue during fiscal year 2021, to the Missouri Medal of Honor fund.

4. A contribution designated under this section shall only be deposited in the Missouri Medal of Honor fund after all other claims against the refund from which such contribution is to be made have been satisfied.

5. Moneys deposited in the Missouri Medal of Honor fund shall be used by the department of transportation to pay for the costs of the Missouri Medal of Honor signs.

6. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

227.299. 1. Except as provided in subsection 7 of this section, an organization or person that seeks a bridge or highway designation on the state highway system to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) A list of at least one hundred signatures of individuals who support the naming of the bridge or highway; and

(3) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed signs. The fee shall not exceed the cost of constructing and maintaining each sign.

2. All moneys received by the department of transportation for the construction and maintenance of bridge or highway signs on the state highway system shall be deposited in the state treasury to the credit of the state road fund.

3. The documents and fees required under this section shall be submitted to the department of transportation no later than November first prior to the next regular session of the general assembly to be approved or denied by the joint committee on transportation oversight during such legislative session.

4. The department of transportation shall give notice of any proposed bridge or highway designation on the state highway system in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website, and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

5. If the memorial highway designation requested by the organization is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the requesting organization.

6. Two highway signs shall be erected for each bridge and highway designation on the state highway system processed under this section. When a named section of a highway crosses two or more county lines, consideration shall be given by the department of transportation to allow additional signage at the county lines or major intersections.

7. (1) Highway or bridge designations on the state highway system honoring fallen law enforcement officers, members of the Armed Forces killed in the line of duty, **Missouri recipients of the Medal of Honor**, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state shall not be subject to the provisions of this section.

(2) Notwithstanding any provision of law to the contrary, beginning August 28, 2021, for designations honoring Missouri Medal of Honor recipients, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.

8. No bridge or portion of a highway on the state highway system may be named or designated after more than one event, place, organization, or person. Each event, place, organization, or person shall only be eligible for one bridge or highway designation.

9. Any highway signs erected for any bridge or highway designation on the state highway system under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the bridge or highway may be designated to honor events, places, organizations, or persons other than the current designee. An existing highway or bridge designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the required documents and all applicable fees required under this section.

10. For persons honored with designations on the state highway system under this chapter after August 28, 2021, the department of transportation shall post a link on its website to biographical information of such persons.

11. The provisions of this section shall apply to bridge or highway designations sought after August 28, 2006.

227.450. The portion of U.S. Highway 60 from the intersection of State Route O to the intersection of ~~[State Highway 5]~~ **Leadhill Drive** in Wright County shall be designated the "Spc. Justin Blake Carter Memorial Highway ~~[for Life]~~". The department of transportation shall erect and maintain appropriate signs designating such highway with the costs to be paid for by private donations.

227.463. The portion of Interstate 29 from its intersection of Interstate 70/U.S. State Highway 71/40 in Jackson County north to the bridge crossing over Nishnabotna River in Atchison County, except for those portions of Interstate 29 previously designated as of August 28, 2021, shall be designated the "Purple Heart Trail". Costs for such designation shall be paid by private donations.

227.464. The portion of Interstate 55 from State Highway O in Pemiscot County to U.S. Highway 40 in St. Louis City, except for those portions of Interstate 55 previously designated as of August 28, 2021, shall be designated the "Purple Heart Trail". Costs for such designation shall be paid by private donations.

227.465. The portion of Interstate 57 from the Missouri/Illinois state line in Mississippi County continuing south to U.S. State Highway 60/State Highway AA in Scott County shall be designated the "Purple Heart Trail". Costs for such designation shall be paid by private donations.

227.466. The portion of Interstate 64 from Interstate 70 from the city of Wentzville in St. Charles County continuing east to Interstate 55 at the Missouri/Illinois state line in St. Louis City, except for those portions of Interstate 64/US40/US61 previously designated as of August 28, 2021, shall be designated the "Purple Heart Trail". Costs for such designation shall be paid by private donations.

227.467. Notwithstanding any provision of this chapter to the contrary, a highway's classification as a "Purple Heart Trail" shall not prevent a segment of such highway from being additionally designated as a memorial highway.

227.477. The portion of U.S. Business 71 from State Highway 76 West to State Highway EE in McDonald County shall be designated the "Army PFC Christopher Lee Marion Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.478. The portion of U.S. State Highway 160 from West BYP to County Road 115 in Greene County shall be designated the "Otis E Moore Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.486. The portion of U.S. State Highway 60 from CRD Mockingbird Road continuing east to State Highway PP in Webster County shall be designated as the "Army SGT Timothy J Sutton Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.488. The bridge on U.S. State Highway 63 crossing over Business 63 in Adair County shall be designated the "U.S. Army SGT Brandon Maggart Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid for by private donations.

227.489. The bridge on U.S. Highway 63 crossing over the BSNF Railroad/Marceline Sub in La Plata in Macon County shall be designated as the "U.S. Army PFC Adam L Thomas Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid for by private donations.

227.490. The bridge on U.S. State Highway 63 crossing over Patterson Street in Adair County shall be designated as the "U.S. Army SFC Matthew C Lewellen Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid for by private donations.

227.495. The portion of U.S. State Highway 54 from State Highway E to State Highway D in Cole County shall be designated as the "U.S. Army Specialist Michael Campbell Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.496. The portion of State Highway T from .05 miles west of Laretto Ridge Drive to Decker Road in the town of Labadie in Franklin County shall be designated as "Medal of Honor PVT George Phillips Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by the department.

227.497. The portion of U.S. State Highway 63 from Spruce Street to McKay Street within the city of Macon in Macon County shall be designated as the "US Army Sergeant Hugh C Dunn Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.498. The portion of Interstate 64 from Winghaven Boulevard to Prospect Road within the city of Lake St. Louis in St. Charles County shall be designated as "US Navy SEAL Scotty Wirtz Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.777. The bridge on State Highway 17 crossing over the BSNF Railroad south of the city of Crocker in Pulaski County shall be designated as "US Navy FA Paul Akers Jr Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.

227.780. The portion of State Highway 163 from Stadium Boulevard/State Highway 740 continuing south to Mick Deaver Drive in Boone County shall be designated as "PFC Dale Raymond Jackson Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.781. The portion of State Highway 163 from Mick Deaver Drive to Old Route K in Boone County shall be designated as "Corporal Steven Lee Irvin Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.782. The portion of State Highway 163 from Old Route K to Green Meadows Drive in Boone County shall be designated as "CPL Daniel Joseph Heibel Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.783. The portion of State Highway 163 from Green Meadows Drive to Nifong in Boone County shall be designated as "LCPL Larry Harold Coleman Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.784. The bridge on U.S. State Highway 63 crossing over Beaver Creek in Phelps County shall be designated as "VFW Post 2025 Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.

227.785. The bridge on State Highway 21 crossing over the Current River in Ripley County shall be designated as "Veterans Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.

227.793. The portion of Interstate 44 from State Highway 744/N. MulRoy Road continuing east to RA IS 44 Strafford/Greene County Line in Greene County shall be designated the "Nathanael Greene Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the cost to be paid for by private donations.

301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is ten years of age or less and has less than one hundred fifty thousand miles on the odometer, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of ten years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, autocycle, bus, or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is ten years of age or less and has less than one hundred fifty thousand miles on the odometer, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of ten years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

9. An applicant for registration may make a donation of one dollar to the Missouri Medal of Honor recipients fund. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the Missouri Medal of Honor recipients fund as established in Section 1 of this Act. Moneys in the Medal of Honor recipients fund shall be used solely for the purposes established in Section 1 of this Act, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri resident or national of the United States or a noncitizen with a lawful immigration status, and a Missouri resident before accepting the application. The director shall not issue a driver's license for a period that exceeds the duration of an applicant's lawful immigration status in the United States. The director may establish procedures to verify the Missouri residency or United States naturalization or lawful immigration status and Missouri residency of the applicant and establish the duration of any driver's license issued under this section. An application for a license shall be made upon an approved form furnished by the director. Every application shall state the full name, Social Security number, age, height, weight, color of eyes, sex, residence, mailing address of the applicant, and the classification for which the applicant has been licensed, and, if so, when and by what state, and whether or not such license has ever been suspended, revoked, or disqualified, and, if revoked, suspended or disqualified, the date and reason for such suspension, revocation or disqualification and whether the applicant is making a one dollar donation to promote an organ donation program as prescribed in subsection 2, **to promote a blindness education, screening and treatment program as prescribed in subsection 3, or the Missouri Medal of Honor recipients fund prescribed in subsection 4** of this section. A driver's license, nondriver's license, or instruction permit issued under this chapter shall contain the applicant's legal name as it appears on a birth certificate or as legally changed through marriage or court order. No name change by common usage based on common law shall be permitted. The application shall also contain such information as the director may require to enable the director to determine the applicant's qualification for driving a motor vehicle; and shall state whether or not the applicant has been convicted in this or any other state for violating the laws of this or any other state or any ordinance of any municipality, relating to driving without a license, careless driving, or driving while intoxicated, or failing to stop after an accident and disclosing the applicant's identity, or driving a motor vehicle without the owner's consent. The application shall contain a certification by the applicant as to the truth of the facts stated therein. Every person who applies for a license to operate a motor vehicle who is less than twenty-one years of age shall be provided with educational materials relating to the hazards of driving while intoxicated, including information on penalties imposed by law for violation of the intoxication-related offenses of the state. Beginning January 1, 2001, if the applicant is less than eighteen years of age, the applicant must comply with all requirements for the issuance of an intermediate driver's license pursuant to section 302.178. For persons mobilized and deployed with the United States Armed Forces, an application under this subsection shall be considered satisfactory by the department of revenue if it is signed by a person who holds general power of attorney executed by the person deployed, provided the applicant meets all other requirements set by the director.

2. An applicant for a license may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund established in sections 194.297 to 194.304. Moneys in the organ donor program fund shall be used solely for the purposes established in sections 194.297 to 194.304 except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the time of issuance or renewal of the license. The director shall make available an informational booklet or other informational sources on the importance of organ and tissue donations to applicants for licensure as designed by the organ donation advisory committee established in sections 194.297 to 194.304. The director shall inquire of each applicant at the time the licensee presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection and whether the applicant is interested in inclusion in the organ donor registry and shall also specifically inform the licensee of the ability to consent to organ donation by placing a donor symbol sticker authorized and issued by the department of health and senior services on the back of his or her driver's license or identification card as prescribed by subdivision (1) of subsection 1 of section 194.225. A symbol may be placed on the front of the license or identification card indicating the applicant's desire to be listed in the registry at the applicant's request at the time of his or her application for a driver's license or identification card, or the applicant may instead request an organ donor sticker from the department of health and senior services by application on the department of health and senior services' website. Upon receipt of an organ donor sticker sent by the department of health and senior services, the applicant shall place the sticker on the back of his or her driver's license or identification card to indicate that he or she has made an anatomical gift. The director shall notify the department of health and senior services of information obtained from applicants who indicate to the director that they are interested in registry participation, and the department of health and senior services shall enter the complete name, address, date of birth, race, gender and a unique personal identifier in the registry established in subsection 1 of section 194.304.

3. An applicant for a license may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the time of issuance or renewal of the license. The director shall inquire of each applicant at the time the licensee presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

4. An applicant for registration may make a donation of one dollar to the Missouri Medal of Honor recipients fund. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the Missouri Medal of Honor recipients fund as established in Section 1 of this Act. Moneys in the Medal of Honor recipients fund shall be used solely for the purposes established in Section 1 of this Act, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

5. Beginning July 1, 2005, the director shall deny the driving privilege of any person who commits fraud or deception during the examination process or who makes application for an instruction permit, driver's license, or nondriver's license which contains or is substantiated with false or fraudulent information or documentation, or who knowingly conceals a material fact or otherwise commits a fraud in any such application. The period of denial shall be one year from the effective date of the denial notice sent by the director. The denial shall become effective ten days after the date the denial notice is mailed to the person. The notice shall be mailed to the person at the last known address shown on the person's driving record. The notice shall be deemed received three days after mailing unless returned by the postal authorities. No such individual shall reapply for a driver's examination, instruction permit, driver's license, or nondriver's license until the period of denial is completed. No individual who is denied the driving privilege under this section shall be eligible for a limited driving privilege issued under section 302.309.

~~[5-]~~ 6. All appeals of denials under this section shall be made as required by section 302.311.

~~[6-]~~ 7. The period of limitation for criminal prosecution under this section shall be extended under subdivision (1) of subsection 3 of section 556.036.

~~[7-]~~ 8. The director may promulgate rules and regulations necessary to administer and enforce this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

~~[8-]~~ 9. Notwithstanding any provision of this chapter that requires an applicant to provide proof of Missouri residency for renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, an applicant who is sixty-five years and older and who was previously issued a Missouri noncommercial driver's license, noncommercial instruction permit, or Missouri nondriver's license is exempt from showing proof of Missouri residency.

~~[9-]~~ 10. Notwithstanding any provision of this chapter, for the renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, a photocopy of an applicant's United States birth certificate along with another form of identification approved by the department of revenue, including, but not limited to, United States military identification or United States military discharge papers, shall constitute sufficient proof of Missouri citizenship.

~~[10-]~~ 11. Notwithstanding any other provision of this chapter, if an applicant does not meet the requirements of subsection 8 of this section and does not have the required documents to prove Missouri residency, United States naturalization, or lawful immigration status, the department may issue a one-year driver's license renewal. This one-time renewal shall only be issued to an applicant who previously has held a Missouri noncommercial driver's license, noncommercial instruction permit, or nondriver's license for a period of fifteen years or more and who does not have the required documents to prove Missouri residency, United States naturalization, or lawful immigration status. After the expiration of the one-year period, no further renewal shall be provided without the applicant producing proof of Missouri residency, United States naturalization, or lawful immigration status.

Section 1. There is hereby created in the state treasury the "Missouri Medal of Honor Recipients Fund". The fund shall consist of moneys donated pursuant to sections 301.020, 302.171, and 143.1032 of this act. Unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund, the provisions of section 33.080 to the contrary notwithstanding. Moneys in the fund shall be used to pay for memorial highway signs for Missouri Medal of Honor recipients, and for the maintenance and repair of all such signs, whether originally paid for by private donations or by the department of transportation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Senate Substitute for Senate Bill No. 258, Page 9, Lines 25-31, by deleting all of said lines and inserting in lieu thereof the following:

"Section 1. 1. There is hereby created in the state treasury the "Missouri Medal of Honor Recipients Fund". The fund shall consist of moneys donated pursuant to sections 301.020, 302.171, and 143.1032. All monies shall be received by the department of revenue and either upon request or, at a minimum, on a monthly basis be transferred to the department of transportation. Unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund, the provisions of section 33.080 to the contrary notwithstanding. Moneys in the fund shall be used to pay any renewal fee for a memorial bridge or memorial highway signs for Missouri Medal of Honor recipients, and for the maintenance and repair of all such signs whether originally paid for by private donations or by the department of transportation.

2. The department of revenue shall provide notification by way of memorandum, to the department of transportation informing the department of transportation of the payment transfer to the credit of the State Road fund, with the memorandum indicating the payment amount, payment date, payment account number, and the names or names of the Missouri Medal of Honor recipient or recipients for which the payment is made."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Hardwick, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Griffith, **SS SB 258, as amended**, was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett

Burton	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bland Manlove	Clemens	Gregory 51	McDaniel	Pietzman
Price IV	Schnelting	Schroer	Tate	Windham

VACANCIES: 001

Representative Chipman declared the bill passed.

HCS SB 86, relating to political influence in school districts, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HCS SB 86** was agreed to.

Representative Baker moved that **HCS SB 86** be adopted.

Which motion was defeated.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 86, Page 1, In the Title, Lines 2 to 3, by deleting the phrase "the use of public funds in elections" and inserting in lieu thereof the phrase "school districts"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SB 86, with House Amendment No. 1, pending, was laid over.

HCS SS SCS SB 27, SS SB 63, HCS SB 9, HCS SS SB 44, SS SB 45, HCS SS SB 64, SB 86, with House Amendment No. 1, pending, SCS SB 272, HCS SS SCS SB 4, HCS SB 5, HCS SB 38, SS#2 SCS SB 262, and HCS SB 323 were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 403, relating to health care, was taken up by Representative Patterson.

On motion of Representative Patterson, the title of **HCS SCS SB 403** was agreed to.

Representative Patterson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 4, Section 192.028, Lines 4-5, by deleting the words "**a disease or diseases**" and inserting in lieu thereof the words "**the Covid-19 disease**"; and

Further amend said bill and section, Page 5, Lines 21-23, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Patterson, **House Amendment No. 1** was adopted.

Representative Busick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"332.071. A person or other entity "practices dentistry" within the meaning of this chapter who:

(1) Undertakes to do or perform dental work or dental services or dental operations or oral surgery, by any means or methods, including the use of lasers, gratuitously or for a salary or fee or other reward, paid directly or indirectly to the person or to any other person or entity;

(2) Diagnoses or professes to diagnose, prescribes for or professes to prescribe for, treats or professes to treat, any disease, pain, deformity, deficiency, injury or physical condition of human teeth or adjacent structures or treats or professes to treat any disease or disorder or lesions of the oral regions;

(3) Attempts to or does replace or restore a part or portion of a human tooth;

(4) Attempts to or does extract human teeth or attempts to or does correct malformations of human teeth or jaws;

(5) Attempts to or does adjust an appliance or appliances for use in or used in connection with malposed teeth in the human mouth;

(6) Interprets or professes to interpret or read dental radiographs;
(7) Administers an anesthetic in connection with dental services or dental operations or dental surgery;
(8) Undertakes to or does remove hard and soft deposits from or polishes natural and restored surfaces of teeth;

(9) Uses or permits to be used for the person's benefit or for the benefit of any other person or other entity the following titles or words in connection with the person's name: "Doctor", "Dentist", "Dr.", "D.D.S.", or "D.M.D.", or any other letters, titles, degrees or descriptive matter which directly or indirectly indicate or imply that the person is willing or able to perform any type of dental service for any person or persons, or uses or permits the use of for the person's benefit or for the benefit of any other person or other entity any card, directory, poster, sign or any other means by which the person indicates or implies or represents that the person is willing or able to perform any type of dental services or operation for any person;

(10) Directly or indirectly owns, leases, operates, maintains, manages or conducts an office or establishment of any kind in which dental services or dental operations of any kind are performed for any purpose; but this section shall not be construed to prevent owners or lessees of real estate from lawfully leasing premises to those who are qualified to practice dentistry within the meaning of this chapter;

(11) Controls, influences, attempts to control or influence, or otherwise interferes with the dentist's independent professional judgment regarding the diagnosis or treatment of a dental disease, disorder, or physical condition except that any opinion rendered by any health care professional licensed under this chapter or chapter 330, 331, 334, 335, 336, 337, or 338 regarding the diagnosis, treatment, disorder, or physical condition of any patient shall not be construed to control, influence, attempt to control or influence or otherwise interfere with a dentist's independent professional judgment;

(12) Constructs, supplies, reproduces or repairs any prosthetic denture, bridge, artificial restoration, appliance or other structure to be used or worn as a substitute for natural teeth, except when one, not a registered and licensed dentist, does so pursuant to a written uniform laboratory work order, in the form prescribed by the board, of a dentist registered and currently licensed in Missouri and which the substitute in this subdivision described is constructed upon or by use of casts or models made from an impression furnished by a dentist registered and currently licensed in Missouri;

(13) Attempts to or does place any substitute described in subdivision (12) of this section in a human mouth or attempts to or professes to adjust any substitute or delivers any substitute to any person other than the dentist upon whose order the work in producing the substitute was performed;

(14) Advertises, solicits, or offers to or does sell or deliver any substitute described in subdivision (12) of this section or offers to or does sell the person's services in constructing, reproducing, supplying or repairing the substitute to any person other than a registered and licensed dentist in Missouri;

(15) Undertakes to do or perform any physical evaluation of a patient in the person's office or in a hospital, clinic, or other medical or dental facility prior to or incident to the performance of any dental services, dental operations, or dental surgery;

(16) Reviews examination findings, x-rays, or other patient data to make judgments or decisions about the dental care rendered to a patient in this state;

(17) Prescribes and administers vaccines for diseases related to care within the practice of dentistry;
or

(18) Prescribes and administers vaccines in accordance with section 332.368 when deployed under section 44.045 to provide care as necessitated by an emergency.

332.368. 1. A dentist may:

(1) Prescribe and administer vaccines to a person with whom the dentist has established a patient relationship; and

(2) Prescribe and administer vaccines to any person when the dentist is deployed under section 44.045 to provide care as necessitated by an emergency.

2. A dentist shall not be required to prescribe or administer vaccines.

3. Before prescribing or administering any vaccine under this section, a dentist shall complete a training course recognized by the board under subsection 4 of this section and obtain a certificate of successful completion from the agency or organization that offered the course. A dentist shall produce the certificate upon request of the board.

4. The board shall recognize for purposes of this section any training course that:

(1) Includes training on appropriate vaccine storage and proper vaccine administration;

(2) Addresses contraindications and adverse reactions to vaccines; and
(3) Is offered by the Centers for Disease Control and Prevention, the American Dental Association or its successor organization, or any other similar federal or state agency or professional organization deemed qualified by the board.

5. A dentist who administers a vaccine under this section shall inform the patient that the administration of the vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the dentist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the dentist shall provide a written report within fourteen days of administration of a vaccine to the patient's primary health care provider, if provided by the patient, containing:

- (1) The identity of the patient;
- (2) The identity of the vaccine or vaccines administered;
- (3) The route of administration;
- (4) The anatomic site of the administration;
- (5) The dose administered; and
- (6) The date of administration.

6. Prior to administering a vaccine under this section, a dentist shall review the patient's vaccination history in the ShowMeVax system.

7. A dentist shall not administer a vaccine under this section to a child under seven years of age or under the minimum age recommended by the Centers for Disease Control and Prevention.

8. A dentist who prescribes or administers a vaccine under this section shall comply with any applicable patient of care record-keeping requirements.

9. A dentist shall not delegate the administration of a vaccine under this section.

10. The board shall promulgate rules for the purpose of recognizing entities qualified to offer the training course required under this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Busick, **House Amendment No. 2** was adopted.

Representative Kelley (127) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Section 9.275, Line 4, by inserting after all of said line and section the following:

"9.287. The month of May shall be known and designated as "Ehlers-Danlos Syndrome Awareness Month". Ehlers-Danlos Syndrome is a rare disorder affecting connective tissues that results in joint hypermobility, skin hyperextensibility, chronic pain, fatigue, and, in some cases, spontaneous rupture of blood vessels and internal organs. The citizens of this state are encouraged to observe the month with appropriate events and activities to raise awareness of Ehlers-Danlos Syndrome."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 3** was adopted.

Representative Gregory (96) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"334.506. 1. As used in this section, **the following terms mean:**

(1) "Approved health care provider" ~~[means]~~, a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing;

(2) "Consult" or "consultation", communication by telephone, by fax, in writing, or in person with the patient's personally approved licensed health care provider or a licensed health care provider of the patient's designation.

2. A physical therapist ~~[shall not]~~ **may evaluate and** initiate treatment ~~[for a new injury or illness]~~ on a patient without a prescription **or referral** from an approved health care provider, **provided that the physical therapist has a doctorate of physical therapy degree or has five years of clinical practice as a physical therapist.**

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs ~~[for asymptomatic persons]~~, or provide screening or consultative services within the scope of physical therapy practice without ~~[the]~~ a prescription ~~[and direction of]~~ **or referral from** an approved health care provider.

4. ~~[A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:]~~

~~(1) [Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;]~~ **A physical therapist shall refer to an approved health care provider any patient whose condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy.**

~~(2) [Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;]~~ **A physical therapist shall refer to an approved health care provider any patient who does not demonstrate measurable or functional improvement after ten visits or twenty-one business days, whichever occurs first.**

~~(3) [Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;]~~

~~(4) Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~(5) Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days.]~~ **(a) A physical therapist shall consult with an approved health care provider if, after ten visits or twenty-one business days, whichever occurs first, the patient has demonstrated measurable or functional improvement from the course of physical therapy services or treatment provided and the physical therapist believes that continuation of the course of physical therapy services or treatment is reasonable and necessary based on the physical therapist's evaluation of the patient. The physical therapist shall not provide further physical therapy services or treatment until the consultation has occurred.**

(b) The consultation with the approved health care provider shall include information concerning:
a. The patient's condition for which physical therapy services or treatments were provided;
b. The basis for the course of services or treatment indicated, as determined from the physical therapy evaluation of the patient;

c. The physical therapy services or treatment provided before the date of the consultation;

d. The patient's demonstrated measurable or functional improvement from the services or treatment provided before the date of the consultation;

e. The continuing physical therapy services or treatment proposed to be provided following the consultation; and

f. The professional physical therapy basis for the continued physical therapy services or treatment to be provided.

(c) Continued physical therapy services or treatment following the consultation with an approved health care provider shall proceed in accordance with any feedback, advice, opinion, or direction of the approved health care provider. The physical therapist shall notify the consulting approved health care provider of continuing physical therapy services or treatment every thirty days after the initial consultation unless the consulting approved health care provider directs otherwise.

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. ~~[Physical therapy treatment provided pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.]~~ Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission on Accreditation in Physical Therapy Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under the supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

- (a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;
- (b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;
- (c) Willfully and continually performing inappropriate or unnecessary treatment or services;
- (d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;
- (e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;
- (f) Performing services which have been declared by board rule to be of no physical therapy value;
- (g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;
- (h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;
- (i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;
- (j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;
- (k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;
- (l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;
- (m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;
- (n) Failure to timely pay license renewal fees specified in this chapter;
- (o) Violating a probation agreement with this board or any other licensing agency;
- (p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;
- (q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;

(7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure,

surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;

(11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;

(12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;

(13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or ~~notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing]~~ **evaluating or treating a patient in a manner inconsistent with section 334.506;**

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

(21) Failing to maintain adequate patient records under section 334.602;

(22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;

(23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;

(24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:

(a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;

(b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;

(c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;

(d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;

(e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.

3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:

(1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;

(2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;

(3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;

(4) Revoke the physical therapist's or physical therapist assistant's license;

(5) Administer a public or private reprimand;

(6) Deny the physical therapist's or physical therapist assistant's application for a license;

(7) Permanently withhold issuance of a license;

(8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;

(9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.

4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (96), **House Amendment No. 4** was adopted.

Representative Black (7) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 11, Section 574.204, Line 9, by inserting after all of said section and line the following:

"577.010. 1. A person commits the offense of driving while intoxicated if he or she operates a vehicle while in an intoxicated condition.

2. The offense of driving while intoxicated is:

- (1) A class B misdemeanor;
- (2) A class A misdemeanor if:
 - (a) The defendant is a prior offender; or
 - (b) A person less than seventeen years of age is present in the vehicle;
- (3) A class E felony if:
 - (a) The defendant is a persistent offender; or
 - (b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to another person;
- (4) A class D felony if:
 - (a) The defendant is an aggravated offender;
 - (b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to a law enforcement officer or emergency personnel; or
 - (c) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to another person;
- (5) A class C felony if:
 - (a) The defendant is a chronic offender;
 - (b) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to a law enforcement officer or emergency personnel; or
 - (c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of another person;
- (6) A class B felony if:
 - (a) The defendant is a habitual offender;
 - (b) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of a law enforcement officer or emergency personnel;
 - (c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person not a passenger in the vehicle operated by the defendant, including the death of an individual that results from the defendant's vehicle leaving a highway, as defined in section 301.010, or the highway's right-of-way;
 - (d) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of two or more persons; or
 - (e) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person's blood;

(7) A class A felony if the defendant has previously been found guilty of an offense under paragraphs (a) to (e) of subdivision (6) of this subsection and is found guilty of a subsequent violation of such paragraphs.

3. Notwithstanding the provisions of subsection 2 of this section, a person found guilty of the offense of driving while intoxicated as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood, unless the individual participates and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

4. If a person is found guilty of a second or subsequent offense of driving while intoxicated, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation. **If a person is found guilty of a second or subsequent offense of driving while intoxicated within a four-year time period, the court shall order such person to undergo a risk and needs assessment as defined in section 478.001 to determine if the person will benefit from a community-based substance use disorder treatment program as defined in section 478.001. Upon considering the result of the risk and needs assessment, the court may refer the person to a community-based substance use disorder program that offers one or more forms of medications that are approved for the treatment of alcohol or drug dependence by the United States Food and Drug Administration.**

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 3 of this section:

(1) If the individual operated the vehicle with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vehicle with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. A person found guilty of the offense of driving while intoxicated:

(1) As a prior offender, persistent offender, aggravated offender, chronic offender, or habitual offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least thirty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least thirty days of community service under the supervision of the court;

(3) As a persistent offender shall not be eligible for parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least sixty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least sixty days of community service under the supervision of the court;

(4) As an aggravated offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (7), **House Amendment No. 5** was adopted.

Representative Shields offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"334.530. 1. A candidate for license to practice as a physical therapist shall furnish evidence of such person's educational qualifications by submitting satisfactory evidence of completion of a program of physical therapy education approved as reputable by the board **or eligibility to graduate from such a program within ninety days**. A candidate who presents satisfactory evidence of the person's graduation from a school of physical therapy approved as reputable by the American Medical Association or, if graduated before 1936, by the American Physical Therapy Association, or if graduated after 1988, the Commission on Accreditation for Physical Therapy Education or its successor, is deemed to have complied with the educational qualifications of this subsection.

2. Persons desiring to practice as physical therapists in this state shall appear before the board at such time and place as the board may direct and be examined as to their fitness to engage in such practice. **Applicants shall meet the qualifying standards for such examinations, including any requirements established by any entity contracted by the board to administer the board approved examination.** Applications for examination shall be in writing, on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications set forth in subsection 1 of this section **and meets the requirements established to qualify for examination**. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licenses to practice physical therapy shall test entry-level competence as related to physical therapy theory, examination and evaluation, physical therapy diagnosis, prognosis, treatment, intervention, prevention, and consultation.

4. The examination shall embrace, in relation to the human being, the subjects of anatomy, chemistry, kinesiology, pathology, physics, physiology, psychology, physical therapy theory and procedures as related to medicine, surgery and psychiatry, and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice physical therapy.

5. **No person who has failed on six or more occasions to achieve a passing score on the examination required by this section shall be eligible for licensure by examination under this section.**

6. The applicant shall pass a test administered by the board on the laws and rules related to the practice of physical therapy in Missouri.

334.655. 1. A candidate for licensure to practice as a physical therapist assistant shall furnish evidence of the person's educational qualifications. The educational requirements for licensure as a physical therapist assistant are:

(1) A certificate of graduation from an accredited high school or its equivalent; and

(2) Satisfactory evidence of completion of an associate degree program of physical therapy education accredited by the commission on accreditation of physical therapy education **or eligibility to graduate from such a program within ninety days**.

2. Persons desiring to practice as a physical therapist assistant in this state shall appear before the board at such time and place as the board may direct and be examined as to the person's fitness to engage in such practice. **Applicants must meet the qualifying standards for such examinations, including any requirements established by any entity contracted by the board to administer the board approved examination.** Applications for examination shall be on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications provided in subsection 1 of this section **and meets the requirements established to qualify for examination**. Each application shall contain a statement that the statement is made under oath of affirmation and that its representations are true and correct to the best knowledge and belief of the person signing the statement, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licensure to practice as physical therapist assistants shall embrace an examination which shall cover the curriculum taught in accredited associate degree programs of physical therapy assistant education. Such examination shall be sufficient to test the qualification of the candidates as practitioners.

4. The examination shall include, as related to the human body, the subjects of anatomy, kinesiology, pathology, physiology, psychology, physical therapy theory and procedures as related to medicine and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice as a physical therapist assistant.

5. **No person who has failed on six or more occasions to achieve a passing score on the examination required by this section shall be eligible for licensure by examination under this section.**

6. The applicant shall pass a test administered by the board on the laws and rules related to the practice as a physical therapist assistant in this state.

~~[6-]~~ 7. The board shall license without examination any legally qualified person who is a resident of this state and who was actively engaged in practice as a physical therapist assistant on August 28, 1993. The board may license such person pursuant to this subsection until ninety days after the effective date of this section.

~~[7-]~~ 8. A candidate to practice as a physical therapist assistant who does not meet the educational qualifications may submit to the board an application for examination if such person can furnish written evidence to the board that the person has been employed in this state for at least three of the last five years under the supervision of a licensed physical therapist and such person possesses the knowledge and training equivalent to that obtained in an accredited school. The board may license such persons pursuant to this subsection until ninety days after rules developed by the state board of healing arts regarding physical therapist assistant licensing become effective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 6** was adopted.

Representative Christofanelli offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 8, Section 192.2520, Line 99, by inserting after all of said line and section the following:

"196.1170. 1. This section shall be known and may be cited as the "Kratom Consumer Protection Act".

2. As used in this section, the following terms mean:

(1) "Dealer", a person who sells, prepares, or maintains kratom products or advertises, represents, or holds oneself out as selling, preparing, or maintaining kratom products. Such person may include, but not be limited to, a manufacturer, wholesaler, store, restaurant, hotel, catering facility, camp, bakery, delicatessen, supermarket, grocery store, convenience store, nursing home, or food or drink company;

(2) "Department", the department of health and senior services;

(3) "Director", the director of the department or the director's designee;

(4) "Food", a food, food product, food ingredient, dietary ingredient, dietary supplement, or beverage for human consumption;

(5) "Kratom product", a food product or dietary ingredient containing any part of the leaf of the plant *Mitragyna speciosa*.

3. The general assembly hereby occupies and preempts the entire field of regulating kratom products to the complete exclusion of any order, ordinance, or regulation of any political subdivision of this state. Any political subdivision's existing or future orders, ordinances, or regulations relating to kratom products are hereby void.

4. (1) A dealer who prepares, distributes, sells, or exposes for sale a food that is represented to be a kratom product shall disclose on the product label the factual basis upon which that representation is made.

(2) A dealer shall not prepare, distribute, sell, or expose for sale a food represented to be a kratom product that does not conform to the disclosure requirement under subdivision (1) of this subsection.

5. A dealer shall not prepare, distribute, sell, or expose for sale any of the following:

(1) A kratom product that is adulterated with a dangerous non-kratom substance. A kratom product shall be considered to be adulterated with a dangerous non-kratom substance if the kratom product

is mixed or packed with a non-kratom substance and that substance affects the quality or strength of the kratom product to such a degree as to render the kratom product injurious to a consumer;

(2) A kratom product that is contaminated with a dangerous non-kratom substance. A kratom product shall be considered to be contaminated with a dangerous non-kratom substance if the kratom product contains a poisonous or otherwise deleterious non-kratom ingredient including, but not limited to, any substance listed in section 195.017;

(3) A kratom product containing a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than two percent of the alkaloid composition of the product;

(4) A kratom product containing any synthetic alkaloids, including synthetic mitragynine, synthetic 7-hydroxymitragynine, or any other synthetically derived compounds of the plant *Mitragyna speciosa*; or

(5) A kratom product that does not include on its package or label the amount of mitragynine and 7-hydroxymitragynine contained in the product.

6. A dealer shall not distribute, sell, or expose for sale a kratom product to an individual under eighteen years of age.

7. (1) If a dealer violates subdivision (1) of subsection 4 of this section, the director may, after notice and hearing, impose a fine on the dealer of no more than five hundred dollars for the first offense and no more than one thousand dollars for the second or subsequent offense.

(2) A dealer who violates subdivision (2) of subsection 4 of this section, subsection 5 of this section, or subsection 6 of this section is guilty of a class D misdemeanor.

(3) A person aggrieved by a violation of subdivision (2) of subsection 4 of this section or subsection 5 of this section may, in addition to and distinct from any other remedy at law or in equity, bring a private cause of action in a court of competent jurisdiction for damages resulting from that violation including, but not limited to, economic, noneconomic, and consequential damages.

(4) A dealer does not violate subdivision (2) of subsection 4 of this section or subsection 5 of this section if a preponderance of the evidence shows that the dealer relied in good faith upon the representations of a manufacturer, processor, packer, or distributor of food represented to be a kratom product.

8. The department shall promulgate rules to implement the provisions of this section including, but not limited to, the requirements for the format, size, and placement of the disclosure label required under subdivision (1) of subsection 4 of this section and for the information to be included in the disclosure label. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier offered **House Amendment No. 1 to House Amendment No. 7.**

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 2, Line 34, by inserting after all of said line the following:

"Further amend said bill, Page 10, Section 221.065, Line 12, by inserting after all of said line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, **who has been granted a certificate of controlled substance prescriptive authority under section 335.019**, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patients receiving medication-assisted treatment for substance use disorders under the direction of the collaborating physician.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will[=]

~~——(a)]~~ engage in collaborative practice consistent with each professional's skill, training, education, and competence;

~~[(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and~~

~~——(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;]~~

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse; **and**

~~(9) [A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and~~

~~——(10)]~~ The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. (1) The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to ~~[specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including]~~ delegating authority to prescribe controlled substances.

(2) Any previously adopted rules regulating the use of collaborative practice arrangements that are not limited to delegating authority to prescribe controlled substances shall be null and void from the effective date of this subdivision.

(3) Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his **or her** medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement with more than six full-time equivalent advanced practice registered nurses, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.

~~9. [It is the responsibility of the collaborating physician to determine and document the completion of at least a one month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.~~

~~10.]~~ No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

~~[11.]~~ **10.** No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

~~[12.]~~ **11.** No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Christofanelli, **House Amendment No. 7, as amended**, was adopted.

Representative Stephens (128) offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"376.1551. 1. As used in this section, the following terms mean:

- (1) "Health benefit plan", the same meaning given to the term in section 376.1350;
- (2) "Health carrier", the same meaning given to the term in section 376.1350;
- (3) "Mental health condition", the same meaning given to the term in section 376.1550.

2. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2022, and that provide coverage for a mental health condition shall meet the requirements of the Mental Health Parity and Addiction Equity Act of 2008, 42 U.S.C. Section 300gg-26, as amended, and the regulations promulgated thereunder. The director may enforce such requirements subject to the provisions of this section.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of twelve months' or less duration, a health benefit plan in the small group market that was issued before January 1, 2014, or a health benefit plan in the individual market that was purchased before January 1, 2014, or any other supplemental policy as determined by the director of the department of commerce and insurance.

4. The director may promulgate rules to effectuate the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stephens (128), **House Amendment No. 8** was adopted.

Representative Dogan offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Section 9.235, Line 3, by inserting after all of said section and line the following:

"9.236. The third full week in September of each year shall be known and designated as "Sickle Cell Awareness Week". Sickle cell disease is a genetic disease in which a person's body produces abnormally shaped red blood cells that resemble a crescent and that do not last as long as normal round red blood cells, which leads to anemia. It is recommended to the people of the state that the week be appropriately observed through activities that will increase awareness of sickle cell disease and efforts to improve treatment options for patients."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 9** was adopted.

Representative Davidson offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 2, Section 9.309, Line 3, by inserting after all of said line and section the following:

"135.096. 1. In order to promote personal financial responsibility for long-term health care in this state, ~~for all taxable years beginning after December 31, 1999, a resident individual may deduct from such individual's Missouri taxable income an amount equal to fifty percent of all nonreimbursed amounts paid by such individual for qualified long-term care insurance premiums to the extent such amounts are not included in the individual's itemized deductions.~~ for all taxable years beginning after December 31, ~~[2006]~~ 2020, a resident individual may deduct from each individual's Missouri taxable income an amount equal to one hundred percent of all nonreimbursed amounts paid by such individuals for qualified long-term care insurance premiums to the extent such amounts are not included in the individual's itemized deductions. A married individual filing a Missouri income tax return separately from his or her spouse shall be allowed to make a deduction pursuant to this section in an amount equal to the proportion of such individual's payment of all qualified long-term care insurance premiums. The director of the department of revenue shall place a line on all Missouri individual income tax returns for the deduction created by this section.

2. For purposes of this section, "qualified long-term care insurance" means any **insurance** policy which meets or exceeds the provisions of sections 376.1100 to 376.1118 and the rules and regulations promulgated pursuant to such sections for long-term care insurance, **or any insurance policy considered an asset or resource for purposes of eligibility for long-term care benefits under MO HealthNet.**

3. Notwithstanding any other provision of law to the contrary, two or more insurers issuing a qualified long-term care insurance policy shall not act in concert with each other and with others with respect to any matters pertaining to the making of rates or rating systems.

135.098. 1. As used in this section, the following terms shall mean:

- (1) "Department", the Missouri department of revenue;
- (2) "Qualified long-term care insurance", any insurance policy which meets or exceeds the provisions of sections 376.1100 to 376.1118 and the rules and regulations promulgated pursuant to such sections for long-term care insurance, or any insurance policy considered an asset or resource for purposes of eligibility for long-term care benefits under MO HealthNet;
- (3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;
- (4) "Taxpayer", an individual subject to the state income tax imposed by the provisions of chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2022, in addition to the deduction allowed pursuant to section 135.096, a taxpayer shall be allowed a tax credit in an amount equal to one hundred percent of up to one thousand dollars of nonreimbursed amounts paid by such individual for qualified long-term care insurance premiums during the tax year for which the tax credit is claimed, and fifty percent of any nonreimbursed amounts in excess of one thousand dollars paid by such individual for qualified long-term care insurance premiums during the tax year for which the tax credit is claimed. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned.

3. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

4. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill, Page 10, Section 221.065, Line 12, by inserting after all of said line and section the following:

"376.1109. 1. The director may adopt regulations that include standards for full and fair disclosure setting forth the manner, content and required disclosures for the sale of long-term care insurance policies, terms of renewability, initial and subsequent conditions of eligibility, nonduplication of coverage provisions, coverage of dependents, preexisting conditions, termination of insurance, continuation or conversion, probationary periods, limitations, exceptions, reductions, elimination periods, requirements for replacement, recurrent conditions and definitions of terms. Regulations adopted pursuant to sections 376.1100 to 376.1130 shall be in accordance with the provisions of chapter 536.

2. No long-term care insurance policy may:

- (1) Be cancelled, nonrenewed or otherwise terminated on the grounds of the age or the deterioration of the mental or physical health of the insured individual or certificate holder; or
- (2) Contain a provision establishing a new waiting period in the event existing coverage is converted to or replaced by a new or other form within the same company, except with respect to an increase in benefits voluntarily selected by the insured individual or group policyholder; or
- (3) Provide coverage for skilled nursing care only or provide significantly more coverage for skilled care in a facility than for lower levels of care.

3. No long-term care insurance policy or certificate other than a policy or certificate thereunder issued to a group as defined in paragraph (a) of subdivision (4) of subsection 2 of section 376.1100:

(1) Shall use a definition of preexisting condition which is more restrictive than the following: "Preexisting condition" means a condition for which medical advice or treatment was recommended by, or received from, a provider of health care services, within six months preceding the effective date of coverage of an insured person;

(2) May exclude coverage for a loss or confinement which is the result of a preexisting condition unless such loss or confinement begins within six months following the effective date of coverage of an insured person.

4. The director may extend the limitation periods set forth in subdivisions (1) and (2) of subsection 3 of this section as to specific age group categories in specific policy forms upon findings that the extension is in the best interest of the public.

5. The definition of preexisting condition provided in subsection 3 of this section does not prohibit an insurer from using an application form designed to elicit the complete health history of an applicant, and, on the basis of the answers on that application, from underwriting in accordance with that insurer's established underwriting standards. Unless otherwise provided in the policy or certificate, a preexisting condition, regardless of whether it is disclosed on the application, need not be covered until the waiting period described in subdivision (2) of subsection 3 of this section expires. No long-term care insurance policy or certificate may exclude or use waivers or riders of any kind to exclude, limit or reduce coverage or benefits for specifically named or described preexisting diseases or physical conditions beyond the waiting period described in subdivision (2) of subsection 3 of this section.

6. No long-term care insurance policy may be delivered or issued for delivery in this state if such policy:

(1) Conditions eligibility for any benefits on a prior hospitalization requirement; or

(2) Conditions eligibility for benefits provided in an institutional care setting on the receipt of a higher level of institutional care; or

(3) Conditions eligibility for any benefits other than waiver of premium, post-confinement, post-acute care or recuperative benefits on a prior institutionalization requirement.

7. A long-term care insurance policy containing post-confinement, post-acute care or recuperative benefits shall clearly label in a separate paragraph of the policy or certificate entitled "Limitations or Conditions on Eligibility for Benefits" such limitations or conditions, including any required number of days of confinement.

8. A long-term care insurance policy or rider which conditions eligibility of noninstitutional benefits on the prior receipt of institutional care shall not require a prior institutional stay of more than thirty days.

9. No long-term care insurance policy or rider which provides benefits only following institutionalization shall condition such benefits upon admission to a facility for the same or related conditions within a period of less than thirty days after discharge from the institution.

10. The director may adopt regulations establishing loss ratio standards for long-term care insurance policies provided that a specific reference to long-term care insurance policies is contained in the regulation.

11. Long-term care insurance applicants shall have the right to return the policy or certificate within thirty days of its delivery and to have the premium refunded if, after examination of the policy or certificate, the applicant is not satisfied for any reason. Long-term care insurance policies and certificates shall have a notice prominently printed on the first page or attached thereto stating in substance that the applicant shall have the right to return the policy or certificate within thirty days of its delivery and to have the premium refunded if, after examination of the policy or certificate, other than a certificate issued pursuant to a policy issued to a group defined in paragraph (a) of subdivision (4) of subsection 2 of section 376.1100, the applicant is not satisfied for any reason. This subsection shall also apply to denials of applications and any refund must be made within thirty days of the return or denial.

12. (1) If a long-term care insurance policy issued, delivered, or renewed in this state on or after January 1, 2011, is cancelled for any reason, the insurer shall refund the unearned portion of any premium paid beyond the month in which the cancellation is effective. Any refund shall be returned to the policyholder within twenty days from the date the insurer receives notice of the cancellation. Long-term care insurance policies and certificates shall have a notice prominently printed on the first page or attached thereto stating in substance that the applicant shall be entitled to a refund of the unearned premium if the policy is cancelled for any reason.

(2) The policyholder may notify the insurer of cancellation of such long-term care insurance policy at any time by sending written or electronic notification.

13. No long-term care insurance policy shall increase premium rates, measured annually, in excess of the amount that is actuarially justified based on credible experience, and on the rate basis in effect in this state without recognition of rates that may be in effect in other states."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 10** was adopted.

Representative Wallingford offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"376.1575. As used in sections 376.1575 to 376.1580, the following terms shall mean:

- (1) "Completed application", a practitioner's application to a health carrier that seeks the health carrier's authorization for the practitioner to provide patient care services as a member of the health carrier's network and does not omit any information which is clearly required by the application form and the accompanying instructions;
- (2) "Credentialing", a health carrier's process of assessing and validating the qualifications of a practitioner to provide patient care services and act as a member of the health carrier's provider network;
- (3) "Health carrier", the same meaning as such term is defined in section 376.1350. **The term "health carrier" shall also include any entity described in subdivision (4) of section 354.700;**
- (4) "Practitioner":
 - (a) A physician or physician assistant eligible to provide treatment services under chapter 334;
 - (b) A pharmacist eligible to provide services under chapter 338;
 - (c) A dentist eligible to provide services under chapter 332;
 - (d) A chiropractor eligible to provide services under chapter 331;
 - (e) An optometrist eligible to provide services under chapter 336;
 - (f) A podiatrist eligible to provide services under chapter 330;
 - (g) A psychologist or licensed clinical social worker eligible to provide services under chapter 337; or
 - (h) An advanced practice nurse eligible to provide services under chapter 335."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wallingford, **House Amendment No. 11** was adopted.

Representative Bosley offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 9, Section 197.135, Line 47, by inserting after all of said line the following:

"208.662. 1. There is hereby established within the department of social services the "Show-Me Healthy Babies Program" as a separate children's health insurance program (CHIP) for any low-income unborn child. The program shall be established under the authority of Title XXI of the federal Social Security Act, the State Children's Health Insurance Program, as amended, and 42 CFR 457.1.

2. For an unborn child to be enrolled in the show-me healthy babies program, his or her mother shall not be eligible for coverage under Title XIX of the federal Social Security Act, the Medicaid program, as it is administered by the state, and shall not have access to affordable employer-subsidized health care insurance or other affordable health care coverage that includes coverage for the unborn child. In addition, the unborn child shall be in a family with income eligibility of no more than three hundred percent of the federal poverty level, or the equivalent modified adjusted gross income, unless the income eligibility is set lower by the general assembly through appropriations. In calculating family size as it relates to income eligibility, the family shall include, in addition to other family members, the unborn child, or in the case of a mother with a multiple pregnancy, all unborn children.

3. Coverage for an unborn child enrolled in the show-me healthy babies program shall include all prenatal care and pregnancy-related services that benefit the health of the unborn child and that promote healthy labor, delivery, and birth. Coverage need not include services that are solely for the benefit of the pregnant mother, that are unrelated to maintaining or promoting a healthy pregnancy, and that provide no benefit to the unborn child. However, the department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397II.

4. There shall be no waiting period before an unborn child may be enrolled in the show-me healthy babies program. In accordance with the definition of child in 42 CFR 457.10, coverage shall include the period from conception to birth. The department shall develop a presumptive eligibility procedure for enrolling an unborn child. There shall be verification of the pregnancy.

5. Coverage for the child shall continue for up to one year after birth, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations.

6. Pregnancy-related and postpartum coverage for the mother shall begin on the day the pregnancy ends and extend through ~~[the last day of the month that includes the sixtieth day]~~ **one year** after the pregnancy ends, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations. The department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397II.

7. The department shall provide coverage for an unborn child enrolled in the show-me healthy babies program in the same manner in which the department provides coverage for the children's health insurance program (CHIP) in the county of the primary residence of the mother.

8. The department shall provide information about the show-me healthy babies program to maternity homes as defined in section 135.600, pregnancy resource centers as defined in section 135.630, and other similar agencies and programs in the state that assist unborn children and their mothers. The department shall consider allowing such agencies and programs to assist in the enrollment of unborn children in the program, and in making determinations about presumptive eligibility and verification of the pregnancy.

9. Within sixty days after August 28, 2014, the department shall submit a state plan amendment or seek any necessary waivers from the federal Department of Health and Human Services requesting approval for the show-me healthy babies program.

10. At least annually, the department shall prepare and submit a report to the governor, the speaker of the house of representatives, and the president pro tempore of the senate analyzing and projecting the cost savings and benefits, if any, to the state, counties, local communities, school districts, law enforcement agencies, correctional centers, health care providers, employers, other public and private entities, and persons by enrolling unborn children in the show-me healthy babies program. The analysis and projection of cost savings and benefits, if any, may include but need not be limited to:

(1) The higher federal matching rate for having an unborn child enrolled in the show-me healthy babies program versus the lower federal matching rate for a pregnant woman being enrolled in MO HealthNet or other federal programs;

(2) The efficacy in providing services to unborn children through managed care organizations, group or individual health insurance providers or premium assistance, or through other nontraditional arrangements of providing health care;

(3) The change in the proportion of unborn children who receive care in the first trimester of pregnancy due to a lack of waiting periods, by allowing presumptive eligibility, or by removal of other barriers, and any resulting or projected decrease in health problems and other problems for unborn children and women throughout pregnancy; at labor, delivery, and birth; and during infancy and childhood;

(4) The change in healthy behaviors by pregnant women, such as the cessation of the use of tobacco, alcohol, illicit drugs, or other harmful practices, and any resulting or projected short-term and long-term decrease in birth defects; poor motor skills; vision, speech, and hearing problems; breathing and respiratory problems; feeding and digestive problems; and other physical, mental, educational, and behavioral problems; and

(5) The change in infant and maternal mortality, preterm births and low birth weight babies and any resulting or projected decrease in short-term and long-term medical and other interventions.

11. The show-me healthy babies program shall not be deemed an entitlement program, but instead shall be subject to a federal allotment or other federal appropriations and matching state appropriations.

12. Nothing in this section shall be construed as obligating the state to continue the show-me healthy babies program if the allotment or payments from the federal government end or are not sufficient for the program to operate, or if the general assembly does not appropriate funds for the program.

13. Nothing in this section shall be construed as expanding MO HealthNet or fulfilling a mandate imposed by the federal government on the state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 12** was adopted.

Representative Collins offered **House Amendment No. 13.**

House Amendment No. 13

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 9, Section 197.135, Line 47, by inserting after all of said line and section the following:

"197.175. 1. Before January 1, 2022, each hospital licensed under this chapter shall adopt a written policy on discharge planning for homeless patients and provide a copy of the policy to all hospital employees.

2. Each hospital's policy shall require the hospital to perform the following actions:

- (1) Discharge homeless patients to safe and appropriate locations;**
- (2) Make appropriate arrangements for the care to be received by homeless patients following discharge;**
- (3) Coordinate referrals for homeless patients with social service providers in the region in which the hospital is located;**
- (4) Coordinate services and referrals for homeless patients with any appropriate city and county agencies that provide services for homeless persons;**
- (5) Offer to every homeless patient, before discharge, the following:**
 - (a) A meal and weather-appropriate clothing;**
 - (b) Screening for infectious diseases; and**
 - (c) Immunizations against any disease if the vaccine is available and medically appropriate for the patient; and**
- (6) Transport every homeless patient to his or her discharge destination as long as the destination is located no more than thirty miles from the hospital."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett offered **House Amendment No. 1 to House Amendment No. 13.**

*House Amendment No. 1
to
House Amendment No. 13*

AMEND House Amendment No. 13 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Line 21, by inserting after all of said line the following:

"Further amend said bill and page, Section 210.542, Line 8, by inserting after all of said line and section the following:

"213.145. No person's rights, privileges, or access to public services shall be denied or abridged solely because such person is experiencing homelessness. Such person shall be granted the same rights and privileges as any other citizen of this state. A person experiencing homelessness has the following rights:

- (1) The right to move freely in public spaces, including sidewalks and public buildings, parks, and transportation;**
- (2) The right to equal treatment by city and state agencies;**
- (3) The right to emergency medical care;**
- (4) The right to a reasonable expectation of privacy for personal property, just as inside a home;**
- (5) The right to vote, register to vote, and receive documentation necessary to prove identity; and**
- (6) The right to protection from disclosure of his or her record and information without appropriate legal authority and the right to confidentiality of personal records."; and"; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 1 to House Amendment No. 13** be adopted.

Which motion was defeated.

Speaker Vescovo assumed the Chair.

Representative Collins moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Gregory (96) offered **House Amendment No. 14.**

House Amendment No. 14

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 9, Section 197.135, Line 47, by inserting after all of said line and section the following:

"208.226. 1. No restrictions to access shall be imposed that preclude availability of any individual antipsychotic medication.

2. The provisions of this section shall not prohibit the division from utilizing clinical edits to ensure clinical best practices, including, but not limited to:

- (1) Drug safety and avoidance of harmful drug interactions;**
 - (2) Compliance with nationally recognized and juried clinical guidelines from national medical associations using medical evidence and emphasizing best practice principles;**
 - (3) Detection of patients receiving prescription drugs from multiple prescribers; and**
 - (4) Detection, prevention, and treatment of substance use disorders.**
- 3. The division shall issue a provider update no less than twice annually to enumerate treatment and utilization principles for MO HealthNet providers, including, but not limited to:**
- (1) Treatment with antipsychotic drugs, as with any other form of treatment, should be individualized in order to optimize the patient's recovery and stability;**
 - (2) Treatment with antipsychotic drugs should be as effective, safe, and well-tolerated as supported by best medical evidence;**
 - (3) Treatment with antipsychotic drugs should consider the individual patient's needs, preferences, and vulnerabilities;**
 - (4) Treatment with antipsychotic drugs should support an improved quality of life for the patient; and**
 - (5) Treatment choices should be informed by the best current medical evidence and should be updated consistent with evolving nationally recognized best practice guidelines.**

4. If the division implements any new policy or clinical edit for an antipsychotic drug, the division shall continue to allow MO HealthNet participants access to any antipsychotic drug that they utilize and on which they are stable or that they have successfully utilized previously. The division may recommend a resource list with no restrictions to access.

~~208.227. 1. [No restrictions to access shall be imposed that preclude availability of any individual atypical antipsychotic monotherapy for the treatment of schizophrenia, bipolar disorder, or psychosis associated with severe depression.]~~ The division shall establish a pharmaceutical case management or polypharmacy program for high risk MO HealthNet participants with numerous or multiple prescribed drugs. The division shall also establish a behavioral health pharmacy and opioid surveillance program to encourage the use of best medical evidence-supported prescription practices. The division shall communicate with providers, as such term is defined in section 208.164, whose prescribing practices deviate from or do not otherwise utilize best medical evidence-supported prescription practices. The communication may be telemetric, written, oral, or some combination thereof. These programs shall be established and administered through processes established and supported under a memorandum of understanding between the department of mental health and the department of social services, or their successor entities.

2. The provisions of this section shall not prohibit the division from utilizing clinical edits to ensure clinical best practices, including, but not limited to:

- (1) Drug safety and avoidance of harmful drug interactions;
- (2) Compliance with nationally recognized and juried clinical guidelines from national medical associations using medical evidence and emphasizing best practice principles;
- (3) Detection of patients receiving prescription drugs from multiple prescribers; and
- (4) Detection, prevention, and treatment of substance use disorders.

3. ~~The division shall issue a provider update no less than twice annually to enumerate treatment and utilization principles for MO HealthNet providers including, but not limited to:~~

- ~~—— (1) Treatment with antipsychotic drugs, as with any other form of treatment, should be individualized in order to optimize the patient's recovery and stability;~~
- ~~—— (2) Treatment with antipsychotic drugs should be as effective, safe, and well-tolerated as supported by best medical evidence;~~
- ~~—— (3) Treatment with antipsychotic drugs should consider the individual patient's needs, preferences, and vulnerabilities;~~
- ~~—— (4) Treatment with antipsychotic drugs should support an improved quality of life for the patient;~~
- ~~—— (5) Treatment choices should be informed by the best current medical evidence and should be updated consistent with evolving nationally recognized best practice guidelines; and~~
- ~~—— (6) Cost considerations in the context of best practices, efficacy, and patient response to adverse drug reactions should guide antipsychotic medication policy and selection once the preceding principles have been maximally achieved.~~

~~—— 4. If the division implements any new policy or clinical edit for an antipsychotic drug, the division shall continue to allow MO HealthNet participants access to any antipsychotic drug that they utilize and on which they are stable or that they have successfully utilized previously. The division shall adhere to the following:~~

- ~~—— (1) If an antipsychotic drug listed as "nonpreferred" is considered clinically appropriate for an individual patient based on the patient's previous response to the drug or other medical considerations, prior authorization procedures, as such term is defined in section 208.164, shall be simple and flexible;~~
- ~~—— (2) If an antipsychotic drug listed as "nonpreferred" is known or found to be safe and effective for a given individual, the division shall not restrict the patient's access to that drug. Such nonpreferred drug shall, for that patient only and if that patient has been reasonably adherent to the prescribed therapy, be considered "preferred" in order to minimize the risk of relapse and to support continuity of care for the patient;~~
- ~~—— (3) A patient shall not be required to change antipsychotic drugs due to changes in medication management policy, prior authorization, or a change in the payor responsible for the benefit; and~~
- ~~—— (4) Patients transferring from state psychiatric hospitals to community-based settings, including patients previously found to be not guilty of a criminal offense by reason of insanity or who have previously been found to be incompetent to stand trial, shall be permitted to continue the medication regimen that aided the stability and recovery so that such patient was able to successfully transition to the community-based setting.~~

~~5. The division's medication policy and clinical edits shall provide MO HealthNet participants initial access to multiple Food and Drug Administration-approved antipsychotic drugs that have substantially the same clinical differences and adverse effects that are predictable across individual patients and whose manufacturers have entered into a federal rebate agreement with the Department of Health and Human Services. Clinical differences may include, but not be limited to, weight gain, extrapyramidal side effects, sedation, susceptibility to metabolic syndrome, other substantial adverse effects, the availability of long-acting formulations, and proven efficacy in the treatment of psychosis. The available drugs for an individual patient shall include, but not be limited to, the following categories:~~

- ~~—— (1) At least one relatively weight neutral atypical antipsychotic medication;~~
- ~~—— (2) At least one long-acting injectable formulation of an atypical antipsychotic;~~
- ~~—— (3) Clozapine;~~
- ~~—— (4) At least one atypical antipsychotic medication with relatively potent sedative effects;~~
- ~~—— (5) At least one medium-potency typical antipsychotic medication;~~
- ~~—— (6) At least one long-acting injectable formulation of a high-potency typical antipsychotic medication;~~
- ~~—— (7) At least one high-potency typical antipsychotic medication; and~~
- ~~—— (8) At least one low-potency typical antipsychotic medication.~~

~~6. Nothing in subsection 5 of this section shall be construed to require any of the following:~~

~~——— (1) Step therapy or a trial of a typical antipsychotic drug before permitting a patient access to an atypical drug or antipsychotic medication;~~

~~——— (2) A limit of one atypical antipsychotic drug as an open access, first choice agent; or~~

~~——— (3) A trial of one of the eight categories of drugs listed in subsection 5 of this section before having access to the other seven categories.~~

~~——— 7.]~~ The department of social services may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

~~[8.]~~ 4. The department shall submit such state plan amendments and waivers to the Centers for Medicare and Medicaid Services of the federal Department of Health and Human Services as the department determines are necessary to implement the provisions of this section.

~~[9. As used in this section, the following terms mean:~~

~~——— (1) "Division", the MO HealthNet division of the department of social services;~~

~~——— (2) "Reasonably adherent", a patient's adherence to taking medication on a prescribed schedule as measured by a medication position ratio of at least seventy five percent;~~

~~——— (3) "Successfully utilized previously", a drug or drug regimen's provision of clinical stability in treating a patient's symptoms.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Proudie offered **House Amendment No. 1 to House Amendment No. 14.**

House Amendment No. 1

to

House Amendment No. 14

AMEND House Amendment No. 14 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 3, Line 39, by inserting after said line the following:

"Further amend said bill, Page 11, Section 574.204, Line 9, by inserting after said section and line the following:

"Section 1. (1) The month of May of each year is hereby designated as "Lupus Awareness Month" in Missouri.

(2) The tenth of May of each year is hereby designated as "Lupus Awareness Day" in Missouri.

(3) Citizens of the state are encouraged to participate in activities that raise awareness about the diagnosis and treatment of lupus and its impact on lives of individuals living with lupus."; and"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Proudie, **House Amendment No. 1 to House Amendment No. 14** was adopted.

Representative Andrews offered **House Amendment No. 2 to House Amendment No. 14.**

House Amendment No. 2
to
House Amendment No. 14

AMEND House Amendment No. 14 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Line 1, by inserting after all of said line the following:

"Page 4, Section 135.690, Line 97, by inserting after all of said section and line the following:

"173.260. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to such programs;

(4) "Board", the coordinating board for higher education;

(5) "Eligible child", the natural, adopted or stepchild of a public safety officer or employee, as defined in this section, who is less than twenty-four years of age and who is a dependent of a public safety officer or employee or was a dependent at the time of death or permanent and total disability of a public safety officer or employee;

(6) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and by rules adopted by the department of health and senior services under sections 190.001 to ~~[190.245]~~ **190.243**;

(7) "Employee", any full-time employee of the department of transportation engaged in the construction or maintenance of the state's highways, roads and bridges;

(8) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to such programs;

(9) "Grant", the public safety officer or employee survivor grant as established by this section;

(10) "Institution of postsecondary education", any approved public or private institution as defined in section 173.205;

(11) "Line of duty", any action of a public safety officer, whose primary function is crime control or reduction, enforcement of the criminal law, or suppression of fires, is authorized or obligated by law, rule, regulation or condition of employment or service to perform;

(12) "Public safety officer", any firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed or permanently and totally disabled in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed or permanently and totally disabled in the line of duty;

(13) "Permanent and total disability", a disability which renders a person unable to engage in any gainful work;

(14) "Spouse", the husband, wife, widow or widower of a public safety officer or employee at the time of death or permanent and total disability of such public safety officer;

(15) "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at that institution by a student as a resident of this state.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall provide, as defined in this section, a grant for either of the following to attend an institution of postsecondary education:

(1) An eligible child of a public safety officer or employee killed or permanently and totally disabled in the line of duty; or

(2) A spouse of a public safety officer killed or permanently and totally disabled in the line of duty.

3. An eligible child or spouse may receive a grant under this section only so long as the child or spouse is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a child or spouse receive a grant beyond the completion of the first baccalaureate degree or, in the case of a child, age twenty-four years, except that the child may receive a grant through the completion of the semester or similar grading period in which the child reaches his twenty-fourth year. No child or spouse shall receive more than one hundred percent of tuition when combined with similar funds made available to such child or spouse.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section;

(2) Determine minimum standards of performance in order for a child or spouse to remain eligible to receive a grant under this program;

(3) Make available on behalf of an eligible child or spouse an amount toward the child's or spouse's tuition which is equal to the grant to which the child or spouse is entitled under the provisions of this section;

(4) Provide the forms and determine the procedures necessary for an eligible child or spouse to apply for and receive a grant under this program.

5. An eligible child or spouse who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education shall receive a grant in an amount not to exceed the least of the following:

(1) The actual tuition, as defined in this section, charged at an approved institution where the child or spouse is enrolled or accepted for enrollment; or

(2) The amount of tuition charged a Missouri resident at the University of Missouri for attendance as a full-time student, as defined in section 173.205.

6. An eligible child or spouse who is a recipient of a grant may transfer from one approved public or private institution of postsecondary education to another without losing his entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at anytime withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees, or other charges, the institution shall pay the portion of the refund to which he is entitled attributable to the grant for that semester or similar grading period to the board.

7. If an eligible child or spouse is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible child or spouse.

8. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

9. A public safety officer who is permanently and totally disabled shall be eligible for a grant pursuant to the provisions of this section.

10. An eligible child of a public safety officer or employee, spouse of a public safety officer or public safety officer shall cease to be eligible for a grant pursuant to this section when such public safety officer or employee is no longer permanently and totally disabled.

190.001. Sections 190.001 to ~~190.245~~ **190.243** shall be known and may be cited as the "Comprehensive Emergency Medical Services Systems Act".

190.060. 1. An ambulance district shall have the following governmental powers, and all other powers incidental, necessary, convenient or desirable to carry out and effectuate the express powers:

(1) To establish and maintain an ambulance service within its corporate limits, and to acquire for, develop, expand, extend and improve such service;

(2) To acquire land in fee simple, rights in land and easements upon, over or across land and leasehold interests in land and tangible and intangible personal property used or useful for the location, establishment, maintenance, development, expansion, extension or improvement of an ambulance service. The acquisition may be by dedication, purchase, gift, agreement, lease, use or adverse possession;

(3) To operate, maintain and manage the ambulance service, and to make and enter into contracts for the use, operation or management of and to provide rules and regulations for the operation, management or use of the ambulance service;

(4) To fix, charge and collect reasonable fees and compensation for the use of the ambulance service according to the rules and regulations prescribed by the board from time to time;

(5) To borrow money and to issue bonds, notes, certificates, or other evidences of indebtedness for the purpose of accomplishing any of its corporate purposes, subject to compliance with any condition or limitation set forth in sections 190.001 to 190.090 or otherwise provided by the Constitution of the state of Missouri;

(6) To employ or enter into contracts for the employment of any person, firm, or corporation, and for professional services, necessary or desirable for the accomplishment of the objects of the district or the proper administration, management, protection or control of its property;

(7) To maintain the ambulance service for the benefit of the inhabitants of the area comprising the district regardless of race, creed or color, and to adopt such reasonable rules and regulations as may be necessary to render the highest quality of emergency medical care; to exclude from the use of the ambulance service all persons who willfully disregard any of the rules and regulations so established; to extend the privileges and use of the ambulance service to persons residing outside the area of the district upon such terms and conditions as the board of directors prescribes by its rules and regulations;

(8) To provide for health, accident, disability and pension benefits for the salaried members of its organized ambulance district and such other benefits for the members' spouses and minor children, through either, or both, a contributory or noncontributory plan. The type and amount of such benefits shall be determined by the board of directors of the ambulance district within the level of available revenue of the pension program and other available revenue of the district. If an employee contributory plan is adopted, then at least one voting member of the board of trustees shall be a member of the ambulance district elected by the contributing members. The board of trustees shall not be the same as the board of directors;

(9) To purchase insurance indemnifying the district and its employees, officers, volunteers and directors against liability in rendering services incidental to the furnishing of ambulance services. Purchase of insurance pursuant to this section is not intended to waive sovereign immunity, official immunity or the Missouri public duty doctrine defenses; and

(10) To provide for life insurance, accident, sickness, health, disability, annuity, length of service, pension, retirement and other employee-type fringe benefits, subject to the provisions of section 70.615, for the volunteer members of any organized ambulance district and such other benefits for their spouses and eligible unemancipated children, either through a contributory or noncontributory plan, or both. For purposes of this section, "eligible unemancipated child" means a natural or adopted child of an insured, or a stepchild of an insured who is domiciled with the insured, who is less than twenty-three years of age, who is not married, not employed on a full-time basis, not maintaining a separate residence except for full-time students in an accredited school or institution of higher learning, and who is dependent on parents or guardians for at least fifty percent of his or her support. The type and amount of such benefits shall be determined by the board of directors of the ambulance district within available revenues of the district, including the pension program of the district. The provision and receipt of such benefits shall not make the recipient an employee of the district. Directors who are also volunteer members may receive such benefits while serving as a director of the district.

2. The use of any ambulance service of a district shall be subject to the reasonable regulation and control of the district and upon such reasonable terms and conditions as shall be established by its board of directors.

3. A regulatory ordinance of a district adopted pursuant to any provision of this section may provide for a suspension or revocation of any rights or privileges within the control of the district for a violation of any regulatory ordinance.

4. Nothing in this section or in other provisions of sections 190.001 to ~~190.245~~ **190.243** shall be construed to authorize the district or board to establish or enforce any regulation or rule in respect to the operation or maintenance of the ambulance service within its jurisdiction which is in conflict with any federal or state law or regulation applicable to the same subject matter.

5. After August 28, 1998, the board of directors of an ambulance district that proposes to contract for the total management and operation of the ambulance service, when that ambulance district has not previously contracted out for said service, shall hold a public hearing within a thirty-day period and shall make a finding that the proposed contract to manage and operate the ambulance service will:

(1) Provide benefits to the public health that outweigh the associated costs;

- (2) Maintain or enhance public access to ambulance service;
- (3) Maintain or improve the public health and promote the continued development of the regional emergency medical services system.

6. (1) Upon a satisfactory finding following the public hearing in subsection 5 of this section and after a sixty-day period, the ambulance district may enter into the proposed contract, however said contract shall not be implemented for at least thirty days.

(2) The provisions of subsection 5 of this section shall not apply to contracts which were executed prior to August 28, 1998, or to the renewal or modification of such contracts or to the signing of a new contract with an ambulance service provider for services that were previously contracted out.

7. All ambulance districts authorized to adopt laws, ordinances, or regulations regarding basic life support ambulances shall require such ambulances to be equipped with an automated external defibrillator and be staffed by at least one individual trained in the use of an automated external defibrillator.

8. The ambulance district may adopt procedures for conducting fingerprint background checks on current and prospective employees, contractors, and volunteers. The ambulance district may submit applicant fingerprints to the Missouri state highway patrol, Missouri criminal records repository, for the purpose of checking the person's criminal history. The fingerprints shall be used to search the Missouri criminal records repository and shall be submitted to the Federal Bureau of Investigation to be used for searching the federal criminal history files. The fingerprints shall be submitted on forms and in the manner prescribed by the Missouri state highway patrol. Fees shall be as set forth in section 43.530.

190.098. 1. In order for a person to be eligible for certification by the department as a community paramedic, an individual shall:

- (1) Be currently certified as a paramedic;
- (2) Successfully complete or have successfully completed a community paramedic certification program from a college, university, or educational institution that has been approved by the department or accredited by a national accreditation organization approved by the department; and
- (3) Complete an application form approved by the department.

2. A community paramedic shall practice in accordance with protocols and supervisory standards established by the medical director. A community paramedic shall provide services of a health care plan if the plan has been developed by the patient's physician or by an advanced practice registered nurse through a collaborative practice arrangement with a physician or a physician assistant through a collaborative practice arrangement with a physician and there is no duplication of services to the patient from another provider.

3. Any ambulance service shall enter into a written contract to provide community paramedic services in another ambulance service area, as that term is defined in section 190.100. The contract that is agreed upon may be for an indefinite period of time, as long as it includes at least a sixty-day cancellation notice by either ambulance service.

4. A community paramedic is subject to the provisions of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated under sections 190.001 to ~~[190.245]~~ **190.243**.

5. No person shall hold himself or herself out as a community paramedic or provide the services of a community paramedic unless such person is certified by the department.

6. The medical director shall approve the implementation of the community paramedic program.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

190.100. As used in sections 190.001 to ~~[190.245]~~ **190.257**, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules and regulations adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical

equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to ~~[190.245]~~ **190.243**, and the rules promulgated by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to ~~[190.245]~~ **190.243** and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243**, and by rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(19) "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(21) "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to ~~[190.245]~~ **190.243**, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) **"Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;**

(47) **"Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;**

(48) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

~~[(47)]~~ (49) "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem **trauma** injuries that potentially require immediate medical or surgical intervention or treatment;

~~[(48)]~~ (50) "Trauma center", a hospital that is currently designated as such by the department.

190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. **The state EMS medical director, as described under section 190.103, shall serve as an ex officio member of the council.**

5. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

~~[5-]~~ 6. The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

~~[6-]~~ 7. (1) There is hereby established a standing subcommittee of the council to monitor the implementation of the recognition of the EMS personnel licensure interstate compact under sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of the council, to include at least two members as recommended by the Missouri state council of firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit reports and recommendations to the council, the department of health and senior services, the general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of section 190.930. The hearing request shall include the request that the hearing be presented live through the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to the council and emergency medical services personnel under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

(3) The department of health and senior services shall not establish or increase fees for Missouri emergency medical services personnel licensure in accordance with this chapter for the purpose of creating the funds necessary for payment of an annual assessment under subdivision (3) of subsection 5 of section 190.924.

8. The council shall consult with the time-critical diagnosis advisory committee, as described under section 190.257, regarding time-critical diagnosis.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, EMT-Bs, EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.104. 1. The department is authorized to establish a program to improve the quality of emergency care for pediatric patients throughout the state and to implement a comprehensive pediatric emergency medical services system in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

2. The department is authorized to receive contributions, grants, donations or funds from any private entity to be expended for the program authorized pursuant to this section.

190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or place of the state of Missouri unless such person holds a currently valid license from the department for an ambulance service issued pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243**.

2. No ground ambulance shall be operated for ambulance purposes, and no individual shall drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid Missouri license as an emergency medical technician. Nothing in this section shall be construed to mean that a duly registered nurse, a duly licensed physician, or a duly licensed physician assistant be required to hold an emergency medical technician's license. When a physician assistant is in attendance with a patient on an ambulance, the physician assistant shall be exempt from any mileage limitations in any collaborative practice arrangement prescribed under law. Each ambulance service is responsible for assuring that any person driving its ambulance is competent in emergency vehicle operations and has a safe driving record. Each ground ambulance shall be staffed with at least two licensed individuals when transporting a patient, except as provided in section 190.094. In emergency situations which require additional medical personnel to assist the patient during transportation, an emergency medical responder, firefighter, or law enforcement personnel with a valid driver's license and prior experience with driving emergency vehicles may drive the ground ambulance provided the ground ambulance service stipulates to this practice in operational policies.

3. No license shall be required for an ambulance service, or for the attendant of an ambulance, which:

(1) Is rendering assistance in the case of an emergency, major catastrophe or any other unforeseen event or series of events which jeopardizes the ability of the local ambulance service to promptly respond to emergencies; or

(2) Is operated from a location or headquarters outside of Missouri in order to transport patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri, but no such outside ambulance shall be used to pick up patients within Missouri for transportation to locations within Missouri, except as provided in subdivision (1) of this subsection.

4. The issuance of a license pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243** shall not be construed so as to authorize any person to provide ambulance services or to operate any ambulances without a franchise in any city not within a county or in a political subdivision in any county with a population of over nine hundred thousand inhabitants, or a franchise, contract or mutual-aid agreement in any other political subdivision which has enacted an ordinance making it unlawful to do so.

5. Sections 190.001 to ~~[190.245]~~ **190.243** shall not preclude the adoption of any law, ordinance or regulation not in conflict with such sections by any city not within a county, or at least as strict as such sections by any county, municipality or political subdivision except that no such regulations or ordinances shall be adopted by a political subdivision in a county with a population of over nine hundred thousand inhabitants except by the county's governing body.

6. In a county with a population of over nine hundred thousand inhabitants, the governing body of the county shall set the standards for all ambulance services which shall comply with subsection 5 of this section. All such ambulance services must be licensed by the department. The governing body of such county shall not prohibit a licensed ambulance service from operating in the county, as long as the ambulance service meets county standards.

7. An ambulance service or vehicle when operated for the purpose of transporting persons who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier under the jurisdiction of the Missouri division of motor carrier and railroad safety.

8. Sections 190.001 to ~~[190.245]~~ **190.243** shall not apply to, nor be construed to include, any motor vehicle used by an employer for the transportation of such employer's employees whose illness or injury occurs on private property, and not on a public highway or property, nor to any person operating such a motor vehicle.

9. A political subdivision that is authorized to operate a licensed ambulance service may establish, operate, maintain and manage its ambulance service, and select and contract with a licensed ambulance service. Any political subdivision may contract with a licensed ambulance service.

10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of section 190.109, shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to promulgate laws, ordinances or regulations related to the provision of ambulance services. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to operate an ambulance service without a franchise in an ambulance district or a fire protection district that is authorized to provide ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

12. No provider of ambulance service within the state of Missouri which is licensed by the department to provide such service shall discriminate regarding treatment or transportation of emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin, ancestry, handicap, medical condition or ability to pay.

13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to chapter 67.

14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to ~~[190.245]~~ **190.243**.

190.108. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for an air ambulance license.

2. The department shall have the authority and responsibility to license an air ambulance service in accordance with sections 190.001 to ~~[190.245]~~ **190.243**, and in accordance with rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The department may promulgate rules relating to the requirements for an air ambulance license including, but not limited to:

- (1) Medical control plans;
- (2) Medical director qualifications;
- (3) Air medical staff qualifications;
- (4) Response and operations standards to assure that the health and safety needs of the public are met;
- (5) Standards for air medical communications;
- (6) Criteria for compliance with licensure requirements;
- (7) Records and forms;
- (8) Equipment requirements;
- (9) Five-year license renewal;
- (10) Quality improvement committees; and
- (11) Response time, patient care and transportation standards.

3. Application for an air ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the air ambulance service meets all the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

4. Upon the sale or transfer of any air ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to ~~[190.245]~~ **190.243**.

190.109. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for a ground ambulance license.

2. Any person that owned and operated a licensed ambulance on December 31, 1997, shall receive an ambulance service license from the department, unless suspended, revoked or terminated, for that ambulance service area which was, on December 31, 1997, described and filed with the department as the primary service area for its licensed ambulances on August 28, 1998, provided that the person makes application and adheres to the rules and regulations promulgated by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

3. The department shall issue a new ground ambulance service license to an ambulance service that is not currently licensed by the department, or is currently licensed by the department and is seeking to expand its ambulance service area, except as provided in subsection 4 of this section, to be valid for a period of five years, unless suspended, revoked or terminated, when the director finds that the applicant meets the requirements of ambulance service licensure established pursuant to sections 190.100 to ~~[190.245]~~ **190.243** and the rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. In order to be considered for a new ambulance service license, an ambulance service shall submit to the department a letter of endorsement from each ambulance district or fire protection district that is authorized to provide ambulance service, or from each municipality not within an ambulance district or fire protection district that is authorized to provide ambulance service, in which the ambulance service proposes to operate. If an ambulance service proposes to operate in unincorporated portions of a county not within an ambulance district or fire protection district that is authorized to provide ambulance service, in order to be considered for a new ambulance service license, the ambulance service shall submit to the department a letter of endorsement from the county. Any letter of endorsement required pursuant to this section shall verify that the political subdivision has conducted a public hearing regarding the endorsement and that the governing body of the political subdivision has adopted a resolution approving the endorsement. The letter of endorsement shall affirmatively state that the proposed ambulance service:

- (1) Will provide a benefit to public health that outweighs the associated costs;
- (2) Will maintain or enhance the public's access to ambulance services;
- (3) Will maintain or improve the public health and promote the continued development of the regional emergency medical service system;
- (4) Has demonstrated the appropriate expertise in the operation of ambulance services; and
- (5) Has demonstrated the financial resources necessary for the operation of the proposed ambulance service.

4. A contract between a political subdivision and a licensed ambulance service for the provision of ambulance services for that political subdivision shall expand, without further action by the department, the ambulance service area of the licensed ambulance service to include the jurisdictional boundaries of the political subdivision. The termination of the aforementioned contract shall result in a reduction of the licensed ambulance

service's ambulance service area by removing the geographic area of the political subdivision from its ambulance service area, except that licensed ambulance service providers may provide ambulance services as are needed at and around the state fair grounds for protection of attendees at the state fair.

5. The department shall renew a ground ambulance service license if the applicant meets the requirements established pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, and the rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

6. The department shall promulgate rules relating to the requirements for a ground ambulance service license including, but not limited to:

- (1) Vehicle design, specification, operation and maintenance standards;
- (2) Equipment requirements;
- (3) Staffing requirements;
- (4) Five-year license renewal;
- (5) Records and forms;
- (6) Medical control plans;
- (7) Medical director qualifications;
- (8) Standards for medical communications;
- (9) Memorandums of understanding with emergency medical response agencies that provide advanced life support;

(10) Quality improvement committees; and

(11) Response time, patient care and transportation standards.

7. Application for a ground ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the ground ambulance service meets all the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

190.120. 1. No ambulance service license shall be issued pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, nor shall such license be valid after issuance, nor shall any ambulance be operated in Missouri unless there is at all times in force and effect insurance coverage or proof of financial responsibility with adequate reserves maintained for each and every ambulance owned or operated by or for the applicant or licensee to provide for the payment of damages in an amount as prescribed in regulation:

(1) For injury to or death of individuals in accidents resulting from any cause for which the owner of such vehicle would be liable on account of liability imposed on him or her by law, regardless of whether the ambulance was being driven by the owner or the owner's agent; and

(2) For the loss of or damage to the property of another, including personal property, under like circumstances.

2. The insurance policy or proof of financial responsibility shall be submitted by all licensees required to provide such insurance pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The insurance policy, or proof of the existence of financial responsibility, shall be submitted to the director, in such form as the director may specify, for the director's approval prior to the issuance of each ambulance service license.

3. Every insurance policy or proof of financial responsibility document required by the provisions of this section shall contain proof of a provision for a continuing liability thereunder to the full amount thereof, notwithstanding any recovery thereon; that the liability of the insurer shall not be affected by the insolvency or the bankruptcy of the assured; and that until the policy is revoked the insurance company or self-insured licensee or entity will not be relieved from liability on account of nonpayment of premium, failure to renew license at the end of the year, or any act or omission of the named assured. Such policy of insurance or self-insurance shall be further conditioned for the payment of any judgments up to the limits of such policy, recovered against any person other than the owner, the owner's agent or employee, who may operate the same with the consent of the owner.

4. Every insurance policy or self-insured licensee or entity as required by the provisions of this section shall extend for the period to be covered by the license applied for and the insurer shall be obligated to give not less than thirty days' written notice to the director and to the insured before any cancellation or termination thereof earlier than its expiration date, and the cancellation or other termination of any such policy shall automatically revoke and terminate the licenses issued for the ambulance service covered by such policy unless covered by another insurance policy in compliance with sections 190.001 to ~~[190.245]~~ **190.243**.

190.131. 1. The department shall accredit or certify training entities for emergency medical responders, emergency medical dispatchers, and emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

2. Such rules promulgated by the department shall set forth the minimum requirements for entrance criteria, training program curricula, instructors, facilities, equipment, medical oversight, record keeping, and reporting.

3. Application for training entity accreditation or certification shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems reasonably necessary to make a determination as to whether the training entity meets all requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

4. Upon receipt of such application for training entity accreditation or certification, the department shall determine whether the training entity, its instructors, facilities, equipment, curricula and medical oversight meet the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

5. Upon finding these requirements satisfied, the department shall issue a training entity accreditation or certification in accordance with rules promulgated by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

6. Subsequent to the issuance of a training entity accreditation or certification, the department shall cause a periodic review of the training entity to assure continued compliance with the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and all rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

7. No person or entity shall hold itself out or provide training required by this section without accreditation or certification by the department.

190.133. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for an emergency medical response agency license.

2. The department shall issue a license to any emergency medical response agency which provides advanced life support if the applicant meets the requirements established pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, and the rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The department may promulgate rules relating to the requirements for an emergency medical response agency including, but not limited to:

- (1) A licensure period of five years;
- (2) Medical direction;
- (3) Records and forms; and
- (4) Memorandum of understanding with local ambulance services.

3. Application for an emergency medical response agency license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical response agency meets all the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

4. No person or entity shall hold itself out as an emergency medical response agency that provides advanced life support or provide the services of an emergency medical response agency that provides advanced life support unless such person or entity is licensed by the department.

190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

- (3) The director may authorize investigations into criminal records in other states for any applicant.
 2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to ~~190.245~~ **190.243** and the rules adopted by the department pursuant to sections 190.001 to ~~190.245~~ **190.243**. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:
 - (1) Age requirements;
 - (2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to ~~190.245~~ **190.243**;
 - (3) Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or hold a CAAHEP letter of review;
 - (4) Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs;
 - (5) Continuing education and relicensure requirements; and
 - (6) Ability to speak, read and write the English language.
 3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~190.245~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to ~~190.245~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~190.245~~ **190.243**.
 4. All levels of emergency medical technicians may perform only that patient care which is:
 - (1) Consistent with the training, education and experience of the particular emergency medical technician; and
 - (2) Ordered by a physician or set forth in protocols approved by the medical director.
 5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.
 6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.
- 190.143. 1. Notwithstanding any other provisions of law, the department may grant a ninety-day temporary emergency medical technician license to all levels of emergency medical technicians who meet the following:
- (1) Can demonstrate that they have, or will have, employment requiring an emergency medical technician license;
 - (2) Are not currently licensed as an emergency medical technician in Missouri or have been licensed as an emergency medical technician in Missouri and fingerprints need to be submitted to the Federal Bureau of Investigation to verify the existence or absence of a criminal history, or they are currently licensed and the license will expire before a verification can be completed of the existence or absence of a criminal history;
 - (3) Have submitted a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~190.245~~ **190.243**;
 - (4) Have not been disciplined pursuant to sections 190.001 to ~~190.245~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~190.245~~ **190.243**;
 - (5) Meet all the requirements of rules promulgated pursuant to sections 190.001 to ~~190.245~~ **190.243**.
2. A temporary emergency medical technician license shall only authorize the ~~licensee~~ **licensee** to practice while under the immediate supervision of a licensed emergency medical technician, registered nurse, physician assistant, or physician who is currently licensed, without restrictions, to practice in Missouri.
3. A temporary emergency medical technician license shall automatically expire either ninety days from the date of issuance or upon the issuance of a five-year emergency medical technician license.
- 190.146. Any licensee allowing a license to lapse may within two years of the lapse request that their license be returned to active status by notifying the department in advance of such intention, and submit a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~190.245~~ **190.243**. If the licensee meets all the requirements for relicensure, the department shall issue a new emergency medical technician license to the licensee.

190.160. The renewal of any license shall require conformance with sections 190.001 to ~~[190.245]~~ **190.243** and sections 190.525 to 190.537, and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243** and sections 190.525 to 190.537.

190.165. 1. The department may refuse to issue or deny renewal of any certificate, permit or license required pursuant to sections 190.100 to ~~[190.245]~~ **190.243** for failure to comply with the provisions of sections 190.100 to ~~[190.245]~~ **190.243** or any lawful regulations promulgated by the department to implement its provisions as described in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate, permit or license required by sections 190.100 to ~~[190.245]~~ **190.243** or any person who has failed to renew or has surrendered his or her certificate, permit or license for failure to comply with the provisions of sections 190.100 to ~~[190.245]~~ **190.243** or any lawful regulations promulgated by the department to implement such sections. Those regulations shall be limited to the following:

(1) Use or unlawful possession of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243**;

(2) Being finally adjudicated and found guilty, or having entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any activity licensed or regulated pursuant to sections 190.100 to ~~[190.245]~~ **190.243**, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate, permit or license issued pursuant to sections 190.100 to ~~[190.245]~~ **190.243** or in obtaining permission to take any examination given or required pursuant to sections 190.100 to ~~[190.245]~~ **190.243**;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243**;

(6) Violation of, or assisting or enabling any person to violate, any provision of sections 190.100 to ~~[190.245]~~ **190.243**, or of any lawful rule or regulation adopted by the department pursuant to sections 190.100 to ~~[190.245]~~ **190.243**;

(7) Impersonation of any person holding a certificate, permit or license or allowing any person to use his or her certificate, permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any activity regulated by sections 190.100 to ~~[190.245]~~ **190.243** granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(9) For an individual being finally adjudged insane or incompetent by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243** who is not licensed and currently eligible to practice pursuant to sections 190.100 to ~~[190.245]~~ **190.243**;

(11) Issuance of a certificate, permit or license based upon a material mistake of fact;

(12) Violation of any professional trust, confidence, or legally protected privacy rights of a patient by means of an unauthorized or unlawful disclosure;

(13) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(14) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(15) Refusal of any applicant or licensee to respond to reasonable department of health and senior services' requests for necessary information to process an application or to determine license status or license eligibility;

(16) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health or safety of a patient or the public;

(17) Repeated acts of negligence or recklessness in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243**.

3. If the department conducts investigations, the department, prior to interviewing a licensee who is the subject of the investigation, shall explain to the licensee that he or she has the right to:

- (1) Consult legal counsel or have legal counsel present;
- (2) Have anyone present whom he or she deems to be necessary or desirable; and
- (3) Refuse to answer any question or refuse to provide or sign any written statement.

The assertion of any right listed in this subsection shall not be deemed by the department to be a failure to cooperate with any department investigation.

4. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the department may, singly or in combination, censure or place the person named in the complaint on probation on such terms and conditions as the department deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate or permit. Notwithstanding any provision of law to the contrary, the department shall be authorized to impose a suspension or revocation as a disciplinary action only if it first files the requisite complaint with the administrative hearing commission. The administrative hearing commission shall hear all relevant evidence on remediation activities of the licensee and shall make a recommendation to the department of health and senior services as to licensure disposition based on such evidence.

5. An individual whose license has been revoked shall wait one year from the date of revocation to apply for relicensure. Relicensure shall be at the discretion of the department after compliance with all the requirements of sections 190.100 to ~~[190.245]~~ **190.243** relative to the licensing of an applicant for the first time. Any individual whose license has been revoked twice within a ten-year period shall not be eligible for relicensure.

6. The department may notify the proper licensing authority of any other state in which the person whose license was suspended or revoked was also licensed of the suspension or revocation.

7. Any person, organization, association or corporation who reports or provides information to the department pursuant to the provisions of sections 190.100 to ~~[190.245]~~ **190.243** and who does so in good faith shall not be subject to an action for civil damages as a result thereof.

8. The department of health and senior services may suspend any certificate, permit or license required pursuant to sections 190.100 to ~~[190.245]~~ **190.243** simultaneously with the filing of the complaint with the administrative hearing commission as set forth in subsection 2 of this section, if the department finds that there is an imminent threat to the public health. The notice of suspension shall include the basis of the suspension and notice of the right to appeal such suspension. The licensee may appeal the decision to suspend the license, certificate or permit to the department. The appeal shall be filed within ten days from the date of the filing of the complaint. A hearing shall be conducted by the department within ten days from the date the appeal is filed. The suspension shall continue in effect until the conclusion of the proceedings, including review thereof, unless sooner withdrawn by the department, dissolved by a court of competent jurisdiction or stayed by the administrative hearing commission.

190.171. Any person aggrieved by an official action of the department of health and senior services affecting the licensed status of a person pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243** and sections 190.525 to 190.537, including the refusal to grant, the grant, the revocation, the suspension, or the failure to renew a license, may seek a determination thereon by the administrative hearing commission pursuant to the provisions of section 621.045, and it shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department of health and senior services or the department of social services.

190.173. 1. All complaints, investigatory reports, and information pertaining to any applicant, holder of any certificate, permit, or license, or other individual are confidential and shall only be disclosed upon written consent of the person whose records are involved or to other administrative or law enforcement agencies acting within the scope of their statutory authority. However, no applicant, holder of any certificate, permit, or license, or other individual shall have access to any complaints, investigatory reports, or information concerning an investigation in progress until such time as the investigation has been completed as required by subsection 1 of section 190.248.

2. Any information regarding the identity, name, address, license, final disciplinary action taken, currency of the license, permit, or certificate of an applicant for or a person possessing a license, permit, or certificate in accordance with sections 190.100 to ~~[190.245]~~ **190.243** shall not be confidential.

3. Any information regarding the physical address, mailing address, phone number, fax number, or email address of a licensed ambulance service or a certified training entity, including the name of the medical director and organizational contact information, shall not be confidential.

4. This section shall not be construed to authorize the release of records, reports, or other information which may be held in department files for any holder of or applicant for any certificate, permit, or license that is subject to other specific state or federal laws concerning their disclosure.

5. Nothing in this section shall prohibit the department from releasing aggregate information in accordance with section 192.067.

190.176. 1. The department shall develop and administer a uniform data collection system on all ambulance runs and injured patients, pursuant to rules promulgated by the department for the purpose of injury etiology, patient care outcome, injury and disease prevention and research purposes. The department shall not require disclosure by hospitals of data elements pursuant to this section unless those data elements are required by a federal agency or were submitted to the department as of January 1, 1998, pursuant to:

(1) Departmental regulation of trauma centers; or

(2) ~~[(The Missouri brain and spinal cord injury registry established by sections 192.735 to 192.745; or~~

— (3)] Abstracts of inpatient hospital data; or

~~[(4)]~~ (3) If such data elements are requested by a lawful subpoena or subpoena duces tecum.

2. All information and documents in any civil action, otherwise discoverable, may be obtained from any person or entity providing information pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243**.

190.180. 1. Any person violating, or failing to comply with, the provisions of sections 190.001 to ~~[190.245]~~ **190.243** is guilty of a class B misdemeanor.

2. Each day that any violation of, or failure to comply with, sections 190.001 to ~~[190.245]~~ **190.243** is committed or permitted to continue shall constitute a separate and distinct offense and shall be punishable as such hereunder; but the court may, in appropriate cases, stay the cumulation of penalties.

3. The attorney general of Missouri shall have concurrent jurisdiction with any and all prosecuting attorneys to prosecute persons in violation of sections 190.001 to ~~[190.245]~~ **190.243**, and the attorney general or prosecuting attorney may institute injunctive proceedings against any person operating in violation of sections 190.001 to ~~[190.245]~~ **190.243**.

4. The prosecuting attorney for the county in which the violation of a political subdivision's law, ordinance or regulation relating to the provision of ambulance services occurs may prosecute such violations in the circuit court of that county. The legal officer or attorney for the political subdivision may be appointed by the prosecuting attorney as special assistant prosecuting attorney for the prosecution of any such violation.

5. A person, acting as owner, agent or otherwise, who holds a valid license for an ambulance service, shall not, incident to such person's business or service of transporting patients, violate any applicable law, ordinance or regulation of any political subdivision by providing ambulance services or operating any ambulances without a franchise, contract or mutual-aid agreement in such political subdivision, or by violating any such franchise, contract or mutual-aid agreement by any political subdivision which has enacted ordinances making it unlawful to do so. If the department receives official written notification by a political subdivision that an ambulance service has been adjudicated and found to be in violation of any applicable law or ordinance, such ambulance service shall be subject to licensure action by the department.

6. No provision of this section is intended to limit or supersede a political subdivision's right to enforce any law, ordinance, regulation, franchise, contract or mutual-aid agreement.

7. The provisions of subsections 4, 5 and 6 of this section shall not apply to a city not within a county and any county with a population of over nine hundred thousand inhabitants and any licensed ambulance service when operating in a city not within a county.

190.185. The department shall adopt, amend, promulgate, and enforce such rules, regulations and standards with respect to the provisions of this chapter as may be designed to further the accomplishment of the purpose of this law in promoting state-of-the-art emergency medical services in the interest of public health, safety and welfare. When promulgating such rules and regulations, the department shall consider the recommendations of the state advisory council on emergency medical services. Any rule or portion of a rule promulgated pursuant to the authority of sections 190.001 to ~~[190.245]~~ **190.243** or sections 190.525 to 190.537 shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.190. 1. All ambulance vehicles or aircraft that have or are qualified to have a valid license issued by the department on the day that sections 190.001 to ~~[190.245]~~ **190.243** take effect will have their ambulance vehicle or aircraft license expiration date extended to a date that is one year after the effective date of sections 190.001 to ~~[190.245]~~ **190.243**.

2. All ambulance services shall have until August 28, 1999, to comply with the provisions of sections 190.001 to ~~[190.245]~~ **190.243** and rules developed pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. Pursuant to sections 190.001 to ~~[190.245]~~ **190.243** the department may adjust the initial period of licensure, from one year to five years, of any ambulance service licensed pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, to equalize the number of licenses that may be renewed during each year of any five-year licensure period.

190.196. 1. No employer shall knowingly employ or permit any employee to perform any services for which a license, certificate or other authorization is required by sections 190.001 to ~~[190.245]~~ **190.243**, or by rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, unless and until the person so employed possesses all licenses, certificates or authorizations that are required.

2. Any person or entity that employs or supervises a person's activities as an emergency medical responder, emergency medical dispatcher, emergency medical technician, registered nurse, physician assistant, or physician shall cooperate with the department's efforts to monitor and enforce compliance by those individuals subject to the requirements of sections 190.001 to ~~[190.245]~~ **190.243**.

3. Any person or entity who employs individuals licensed by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243** shall report to the department within seventy-two hours of their having knowledge of any charges filed against a licensee in their employ for possible criminal action involving the following felony offenses:

- (1) Child abuse or sexual abuse of a child;
- (2) Crimes of violence; or
- (3) Rape or sexual abuse.

4. Any licensee who has charges filed against him or her for the felony offenses in subsection 3 of this section shall report such an occurrence to the department within seventy-two hours of the charges being filed.

5. The department will monitor these reports for possible licensure action authorized pursuant to section 190.165.

190.200. 1. The department of health and senior services in cooperation with **hospitals and** local and regional EMS systems and agencies may provide public and professional information and education programs related to emergency medical services systems including trauma, STEMI, and stroke systems and emergency medical care and treatment. The department of health and senior services may also provide public information and education programs for informing residents of and visitors to the state of the availability and proper use of emergency medical services, **of the designation a hospital may receive as a trauma center, STEMI center, or stroke center**, of the value and nature of programs to involve citizens in the administering of prehospital emergency care, including cardiopulmonary resuscitation, and of the availability of training programs in emergency care for members of the general public.

2. The department shall, for **trauma care**, STEMI care, and stroke care, respectively:

(1) Compile ~~and~~, assess, **and make publicly available** peer-reviewed and evidence-based clinical research and guidelines that provide or support recommended treatment standards **and that have been recommended by the time-critical diagnosis advisory committee**;

(2) Assess the capacity of the emergency medical services system and hospitals to deliver recommended treatments in a timely fashion;

(3) Use the research, guidelines, and assessment to promulgate rules establishing protocols for transporting **trauma patients to a trauma center**, STEMI patients to a STEMI center, or stroke patients to a stroke center. Such transport protocols shall direct patients to **trauma centers**, STEMI centers, and stroke centers under section 190.243 based on the centers' capacities to deliver recommended acute care treatments within time limits suggested by clinical research;

(4) Define regions within the state for purposes of coordinating the delivery of **trauma care**, STEMI care, and stroke care, respectively;

(5) Promote the development of regional or community-based plans for transporting **trauma**, STEMI, or stroke patients via ground or air ambulance to **trauma centers**, STEMI centers, or stroke centers, respectively, in accordance with section 190.243; and

(6) Establish procedures for the submission of community-based or regional plans for department approval.

3. A community-based or regional plan **for the transport of trauma, STEMI, and stroke patients** shall be submitted to the department for approval. Such plan shall be based on the clinical research and guidelines and assessment of capacity described in subsection ~~[4]~~ **2** of this section and shall include a mechanism for evaluating its

effect on medical outcomes. Upon approval of a plan, the department shall waive the requirements of rules promulgated under sections 190.100 to ~~[190.245]~~ **190.243** that are inconsistent with the community-based or regional plan. A community-based or regional plan shall be developed by ~~[or in consultation with]~~ the representatives of hospitals, physicians, and emergency medical services providers in the community or region.

190.241. 1. **Except as provided for in subsection 4 of this section**, the department shall designate a hospital as an adult, pediatric or adult and pediatric trauma center when a hospital, upon proper application submitted by the hospital and site review, has been found by the department to meet the applicable level of trauma center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** Such rules shall include designation as a trauma center without site review if such hospital is verified by a national verifying or designating body at the level which corresponds to a level approved in rule. **In developing trauma center designation criteria, the department shall use, as it deems practicable, peer-reviewed and evidence-based clinical research and guidelines including, but not limited to, the most recent guidelines of the American College of Surgeons.**

2. Except as provided for in subsection ~~[5]~~ 4 of this section, the department shall designate a hospital as a STEMI or stroke center when such hospital, upon proper application and site review, has been found by the department to meet the applicable level of STEMI or stroke center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** In developing STEMI center and stroke center designation criteria, the department shall use, as it deems practicable, ~~[appropriate]~~ peer-reviewed ~~[or]~~ and evidence-based **clinical research [on such topics] and guidelines** including, but not limited to, the most recent guidelines of the American College of Cardiology ~~[and], the American Heart Association [for STEMI centers, or the Joint Commission's Primary Stroke Center Certification program criteria for stroke centers, or Primary and Comprehensive Stroke Center Recommendations as published by], or the American Stroke Association.~~ Such rules shall include designation as a STEMI center **or stroke center** without site review if such hospital is certified by a national body.

3. The department of health and senior services shall, not less than once every ~~[five]~~ **three** years, conduct ~~[an on-site]~~ **a site** review of every trauma, STEMI, and stroke center through appropriate department personnel or a qualified contractor, with the exception of **trauma centers, STEMI centers, and** stroke centers designated pursuant to subsection ~~[5]~~ 4 of this section; however, this provision is not intended to limit the department's ability to conduct a complaint investigation pursuant to subdivision (3) of subsection 2 of section 197.080 of any trauma, STEMI, or stroke center. ~~[On-site]~~ **Site** reviews shall be coordinated for the different types of centers to the extent practicable with hospital licensure inspections conducted under chapter 197. No person shall be a qualified contractor for purposes of this subsection who has a substantial conflict of interest in the operation of any trauma, STEMI, or stroke center under review. The department may deny, place on probation, suspend or revoke such designation in any case in which it has ~~[reasonable cause to believe that]~~ **determined** there has been a substantial failure to comply with the provisions of this chapter or any rules or regulations promulgated pursuant to this chapter. **Centers that are placed on probationary status shall be required to demonstrate compliance with the provisions of this chapter and any rules or regulations promulgated under this chapter within twelve months of the date of the receipt of the notice of probationary status, unless otherwise provided by a settlement agreement with a duration of a maximum of eighteen months between the department and the designated center.** If the department of health and senior services has ~~[reasonable cause to believe]~~ **determined** that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a trauma, STEMI, or stroke center fails two consecutive ~~[on-site]~~ **site** reviews because of substantial noncompliance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** or rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, its center designation shall be revoked.

4. **(1)** Instead of applying for **trauma, STEMI, or stroke** center designation under subsection **1 or 2** of this section, a hospital may apply for **trauma, STEMI, or stroke** center designation under this subsection. Upon receipt of an application ~~[from a hospital]~~ on a form prescribed by the department, the department shall designate such hospital[-

~~(1) A level I STEMI center if such hospital has been certified as a Joint Commission comprehensive cardiac center or another department approved nationally recognized organization that provides comparable STEMI center accreditation; or~~

_____ (2) A level II STEMI center if such hospital has been accredited as a Mission: Lifeline STEMI receiving center by the American Heart Association accreditation process or another department approved nationally-recognized organization that provides STEMI receiving center accreditation.

_____ 5. Instead of applying for stroke center designation pursuant to the provisions of subsection 2 of this section, a hospital may apply for stroke center designation pursuant to this subsection. Upon receipt of an application from a hospital on a form prescribed by the department, the department shall designate such hospital:

_____ (1) A level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines;

_____ (2) A level II stroke center if such hospital has been certified as a primary stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines; or

_____ (3) A level III stroke center if such hospital has been certified as an acute stroke ready hospital by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines] **at a state level that corresponds to a similar national designation as set forth in rules promulgated by the department. The rules shall be based on standards of nationally recognized organizations and the recommendations of the time-critical diagnosis advisory committee.**

(2) Except as provided by subsection [6] 5 of this section, the department shall not require compliance with any additional standards for establishing or renewing **trauma, STEMI, or stroke** designations. The designation shall continue if such hospital remains certified **or verified**. The department may remove a hospital's designation as a **trauma center, STEMI center, or stroke center** if the hospital requests removal of the designation or the department determines that the certificate [~~recognizing~~] **or verification that qualified** the hospital [~~as a stroke center~~] **for the designation under this subsection** has been suspended or revoked. Any decision made by the department to withdraw its designation of a [~~stroke~~] center pursuant to this subsection that is based on the revocation or suspension of a certification **or verification** by a certifying **or verifying** organization shall not be subject to judicial review. The department shall report to the certifying **or verifying** organization any complaint it receives related to the [~~stroke~~] center [~~certification of a stroke center~~] designated pursuant to this subsection. The department shall also advise the complainant which organization certified **or verified** the [~~stroke~~] center and provide the necessary contact information should the complainant wish to pursue a complaint with the certifying **or verifying** organization.

[6-] 5. Any hospital receiving designation as a **trauma center, STEMI center, or stroke center** pursuant to subsection [5] 4 of this section shall:

(1) [~~Annually and~~] Within thirty days of any changes **or receipt of a certificate or verification**, submit to the department proof of [~~stroke~~] certification **or verification** and the names and contact information of the **center's** medical director and the program manager [~~of the stroke center~~]; **and**

(2) [~~Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty days of receiving such results;~~

_____ (3) ~~Submit every four years an application on a form prescribed by the department for stroke center review and designation;~~

_____ (4) ~~Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in rules promulgated by the department;~~

_____ (5) [~~Participate in local and regional emergency medical services systems [by reviewing and sharing outcome data and] for purposes of providing training [and], sharing clinical educational resources, and collaborating on improving patient outcomes.~~

Any hospital receiving designation as a level III stroke center pursuant to subsection [5] 4 of this section shall have a formal agreement with a level I or level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy.

[7-] 6. Hospitals designated as a **trauma center, STEMI center, or stroke center** by the department[~~including those designated pursuant to subsection 5 of this section;~~] shall submit data [~~to meet the data submission requirements specified by rules promulgated by the department. Such submission of data may be done~~] by **one of** the following methods:

(1) Entering hospital data [~~directly~~] into a state registry [~~by direct data entry~~]; **or**

(2) [~~Downloading hospital data from a nationally recognized registry or data bank and importing the data files into a state registry; or~~

~~_____ (3) Authorizing a nationally recognized registry or data bank to disclose or grant access to the department facility specific data held by the]~~ **Entering hospital data into a national registry or data bank.** A hospital submitting data pursuant to this subdivision ~~[(2) or (3) of this subsection]~~ shall not be required to collect and submit any additional **trauma, STEMI, or stroke center data elements.** **No hospital submitting data to a national data registry or data bank under this subdivision shall withhold authorization for the department to access such data through such national data registry or data bank.** Nothing in this subdivision shall be construed as requiring duplicative data entry by a hospital that is otherwise complying with the provisions of this subsection. Failure of the department to obtain access to data submitted to a national data registry or data bank shall not be construed as hospital noncompliance under this subsection.

~~[8-]~~ 7. When collecting and analyzing data pursuant to the provisions of this section, the department shall comply with the following requirements:

(1) Names of any health care professionals, as defined in section 376.1350, shall not be subject to disclosure;
(2) The data shall not be disclosed in a manner that permits the identification of an individual patient or encounter;

(3) The data shall be used for the evaluation and improvement of hospital and emergency medical services' trauma, stroke, and STEMI care; **and**

(4) ~~[The data collection system shall be capable of accepting file transfers of data entered into any national recognized trauma, stroke, or STEMI registry or data bank to fulfill trauma, stroke, or STEMI certification reporting requirements; and~~

~~_____ (5)]~~ **Trauma, STEMI, and stroke center data elements shall conform to [nationally recognized performance measures, such as the American Heart Association's Get With the Guidelines] national registry or data bank data elements,** and include published detailed measure specifications, data coding instructions, and patient population inclusion and exclusion criteria to ensure data reliability and validity.

~~[9. The board of registration for the healing arts shall have sole authority to establish education requirements for physicians who practice in an emergency department of a facility designated as a trauma, STEMI, or stroke center by the department under this section. The department shall deem such education requirements promulgated by the board of registration for the healing arts sufficient to meet the standards for designations under this section.~~

~~_____ 10-]~~ 8. The department shall not have authority to establish additional education requirements for emergency medicine board-certified or board-eligible physicians who are participating in the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) maintenance of certification process and are practicing in the emergency department of a facility designated as a trauma center, STEMI center, or stroke center by the department under this section. The department shall deem the education requirements promulgated by ABEM or AOBEM to meet the standards for designations under this section. Education requirements for non-ABEM or non-AOBEM certified physicians, nurses, and other providers who provide care at a facility designated as a trauma center, STEMI center, or stroke center by the department under this section shall mirror but not exceed those established by national designating or verifying bodies of trauma centers, STEMI centers, or stroke centers.

9. The department of health and senior services may establish appropriate fees to offset **only** the costs of trauma, STEMI, and stroke center ~~[reviews]~~ **surveys.**

~~[11-]~~ 10. No hospital shall hold itself out to the public as a STEMI center, stroke center, adult trauma center, pediatric trauma center, or an adult and pediatric trauma center unless it is designated as such by the department of health and senior services.

~~[12-]~~ 11. Any person aggrieved by an action of the department of health and senior services affecting the trauma, STEMI, or stroke center designation pursuant to this chapter, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the administrative hearing commission under chapter 621. It shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department.

12. Failure of a hospital to provide all medical records and quality improvement documentation necessary for the department to implement the provisions of sections 190.241 to 190.243 shall result in the revocation of the hospital's designation as a trauma center, STEMI center, or stroke center. Any medical records obtained by the department shall be used only for purposes of implementing the provisions of sections 190.241 to 190.243, and the names of hospitals, physicians, and patients shall not be released by the department or members of review teams.

190.243. 1. Severely injured patients shall be transported to a trauma center. Patients who suffer a STEMI, as defined in section 190.100, shall be transported to a STEMI center. Patients who suffer a stroke, as defined in section 190.100, shall be transported to a stroke center.

2. A physician, **physician assistant**, or registered nurse authorized by a physician who has established verbal communication with ambulance personnel shall instruct the ambulance personnel to transport a severely ill or injured patient to the closest hospital or designated trauma, STEMI, or stroke center, as determined according to estimated transport time whether by ground ambulance or air ambulance, in accordance with transport protocol approved by the medical director and the department of health and senior services, even when the hospital is located outside of the ambulance service's primary service area. When initial transport from the scene of illness or injury to a trauma, STEMI, or stroke center would be prolonged, the STEMI, stroke, or severely injured patient may be transported to the nearest appropriate facility for stabilization prior to transport to a trauma, STEMI, or stroke center.

3. Transport of the STEMI, stroke, or severely injured patient shall be governed by principles of timely and medically appropriate care; consideration of reimbursement mechanisms shall not supersede those principles.

4. Patients who do not meet the criteria for direct transport to a trauma, STEMI, or stroke center shall be transported to and cared for at the hospital of their choice so long as such ambulance service is not in violation of local protocols.

190.248. 1. All investigations conducted in response to allegations of violations of sections 190.001 to ~~[190.245]~~ **190.243** shall be completed within six months of receipt of the allegation.

2. In the course of an investigation the department shall have access to all records directly related to the alleged violations from persons or entities licensed pursuant to this chapter or chapter 197 or 198.

3. Any department investigations that involve other administrative or law enforcement agencies shall be completed within six months of notification and final determination by such administrative or law enforcement agencies.

190.257. 1. There is hereby established the "Time-Critical Diagnosis Advisory Committee", to be designated by the director for the purpose of advising and making recommendations to the department on:

- (1) Improvement of public and professional education related to time-critical diagnosis;**
- (2) Engagement in cooperative research endeavors;**
- (3) Development of standards, protocols, and policies related to time-critical diagnosis, including recommendations for state regulations; and**
- (4) Evaluation of community and regional time-critical diagnosis plans, including recommendations for changes.**

2. The members of the committee shall serve without compensation, except that the department shall budget for reasonable travel expenses and meeting expenses related to the functions of the committee.

3. The director shall appoint sixteen members to the committee from applications submitted for appointment, with the membership to be composed of the following:

- (1) Six members, one from each EMS region, who are active participants providing emergency medical services, with at least:**
 - (a) One member who is a physician serving as a regional EMS medical director;**
 - (b) One member who serves on an air ambulance service;**
 - (c) One member who resides in an urban area; and**
 - (d) One member who resides in a rural area; and**
- (2) Ten members who represent hospitals, with at least:**
 - (a) One member who is employed by a level I or level II trauma center;**
 - (b) One member who is employed by a level I or level II STEMI center;**
 - (c) One member who is employed by a level I or level II stroke center;**
 - (d) One member who is employed by a rural or critical access hospital; and**
 - (e) Three physicians, with one physician certified by the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) and two physicians employed in time-critical diagnosis specialties at a level I or level II trauma center, STEMI center, or stroke center.**

4. In addition to the sixteen appointees, the state EMS medical director shall serve as an ex officio member of the committee.

5. The director shall make a reasonable effort to ensure that the members representing hospitals have geographical representation from each district of the state designated by a statewide nonprofit membership association of hospitals.

6. Members appointed by the director shall be appointed for three-year terms. Initial appointments shall include extended terms in order to establish a rotation to ensure that only approximately one-third of the appointees will have their term expire in any given year. An appointee wishing to continue in his or her role on the committee shall resubmit an application as required by this section.

7. The committee shall consult with the state advisory council on emergency medical services, as described in section 190.101, regarding issues involving emergency medical services."; and"

Further amend said bill,"; and

Further amend said amendment, Page 3, Line 39, by inserting after said line the following:

"Further amend said bill, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to such programs;

(4) "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased public safety officer who, at the time of the public safety officer's fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

(5) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and by rules adopted by the department of health and senior services under sections 190.001 to ~~[190.245]~~ **190.243**;

(6) "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to such programs;

(8) "Killed in the line of duty", when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The public safety officer is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the public safety officer is traveling to or from employment; or the public safety officer is taking any meal break or other break which takes place while that individual is on duty;

(c) Death is the natural and probable consequence of the injury; and

(d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the public safety officer. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

(9) "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

(10) "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

(12) "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

(13) "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a public safety officer. If a claim is made within one year of the date of death of a public safety officer killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the public safety officer if there is no child who survived the public safety officer;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the public safety officer, and a surviving spouse of the public safety officer;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the public safety officer;

(4) If there is no surviving spouse of the public safety officer and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the public safety officer to receive benefits under this subsection in the most recently executed designation of beneficiary of the public safety officer on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the public safety officer to receive benefits under the most recently executed life insurance policy of the public safety officer on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a) **of this subdivision;**

(5) To the surviving parent, or parents, in equal shares, of the public safety officer if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term "child" but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the public safety officer was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said amend bill, Page 11, Section 574.204, Line 9, by inserting after all of said section and line the following:

~~"[190.245. The department shall require hospitals, as defined by chapter 197, designated as trauma, STEMI, or stroke centers to provide for a peer review system, approved by the department, for trauma, STEMI, and stroke cases, respective to their designations, under section 537.035. For purposes of sections 190.241 to 190.245, the department of health and senior services shall have the same powers and authority of a health care licensing board pursuant to subsection 6 of section 537.035. Failure of a hospital to provide all medical records necessary for the department to implement provisions of sections 190.241 to 190.245 shall result in the revocation of the hospital's designation as a trauma, STEMI, or stroke center. Any medical records obtained by the department or peer review committees shall be used only for purposes of implementing the provisions of sections 190.241 to 190.245 and the names of hospitals, physicians and patients shall not be released by the department or members of review committees.]"~~; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (139) assumed the Chair.

On motion of Representative Andrews, **House Amendment No. 2 to House Amendment No. 14** was adopted.

Representative Aune offered **House Amendment No. 3 to House Amendment No. 14.**

*House Amendment No. 3
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 3, Line 39, by inserting after said section and line the following:

"Further amend said bill, Page 10, Section 574.203, Line 2, by inserting after the word "**disability**" the words ", **mental disorder, or mental illness**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Aune, **House Amendment No. 3 to House Amendment No. 14** was adopted.

On motion of Representative Gregory (96), **House Amendment No. 14, as amended**, was adopted.

Representative Wright offered **House Amendment No. 15.**

House Amendment No. 15

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 2, Section 9.309, Line 3, by inserting after all of said section and line the following:

"103.200. 1. For purposes of this section, the following terms mean:

(1) "Pharmacy", the same meaning given to the term in section 338.210;
(2) "Plan", the Missouri consolidated health care plan as described in section 103.005;
(3) "Rebate", any discount, negotiated concession, or other payment provided by a pharmaceutical manufacturer, pharmacy, or health benefit plan to an entity to sell, provide, pay, or reimburse a pharmacy or other entity in the state for the dispensation or administration of a prescription drug on behalf of itself or another entity.

2. Before March 1, 2023, and annually thereafter, the pharmacy benefits manager utilized by the Missouri consolidated health care plan shall file a report with the plan for the immediately preceding calendar year. The report shall contain the following information regarding the plan:

(1) The aggregate dollar amount of all rebates that the pharmacy benefits manager collected from pharmaceutical manufacturers that manufactured outpatient prescription drugs that:

(a) Were covered by the plan during such calendar year; and
(b) Were attributable to patient utilization of such drugs during such calendar year; and

(2) The aggregate dollar amount of all rebates, excluding any portion of the rebates received by the plan, concerning drug formularies that the pharmacy benefits manager collected from pharmaceutical manufacturers that manufactured outpatient prescription drugs that:

(a) Were covered by the plan during such calendar year; and

(b) Were attributable to patient utilization of such drugs by covered persons under the plan during such calendar year.

3. In consultation with its pharmacy benefits manager, the plan shall establish a form for reporting the information required under subsection 2 of this section. The form shall be designed to minimize the administrative burden and cost of reporting on the plan and its pharmacy benefits manager.

4. No documents, materials, or other information submitted to the plan under subsection 2 of this section shall be subject to disclosure under chapter 610, except to the extent they are included on an aggregated basis in the reports required under subsection 5 of this section. The plan shall not disclose information submitted under subsection 2 of this section in a manner that:

(1) Is likely to compromise the financial, competitive, or proprietary nature of such information; or
(2) Would enable a third party to identify the value of a rebate provided for a particular outpatient prescription drug or therapeutic class of outpatient prescription drugs.

5. (1) Before July 1, 2023, and annually thereafter, the plan shall submit a report to the standing committees of the general assembly having jurisdiction over health insurance matters. The report shall contain an aggregation of the information submitted to the plan under subdivision (1) of subsection 2 of this section for the immediately preceding calendar year and such other information as the plan in its discretion deems relevant for the purposes of this section. The plan shall provide its pharmacy benefits manager and any third party affected by submission of a report required by this subsection with a written notice describing the content of the report.

(2) Before July 1, 2023, and annually thereafter, the plan shall prepare a report for the immediately preceding calendar year describing the rebate practices of the plan and its pharmacy benefits manager. The plan shall provide the report to the standing committees of the general assembly having jurisdiction over health insurance matters and the director of the department of commerce and insurance. The report shall contain:

(a) An explanation of the manner in which the plan accounted for rebates in calculating premiums for such year;

(b) A statement disclosing whether, and describing the manner in which, the plan made rebates available to enrollees at the point of purchase during such year;

(c) A statement describing any other manner in which the plan applied rebates during such year; and

(d) Such other information as the plan in its discretion deems relevant for the purposes of this section.

6. The plan may impose a penalty of no more than seven thousand five hundred dollars on its pharmacy benefits manager for each violation of this section."; and

Further amend said bill, Page 10, Section 221.065, Line 12, by inserting after all of said section and line the following:

"338.015. 1. The provisions of sections 338.010 to 338.015 shall not be construed to inhibit the patient's freedom of choice to obtain prescription services from any licensed pharmacist **or pharmacy**. ~~[However, nothing in sections 338.010 to 338.315 abrogates the patient's ability to waive freedom of choice under any contract with regard to payment or coverage of prescription expense.]~~

2. All pharmacists may provide pharmaceutical consultation and advice to persons concerning the safe and therapeutic use of their prescription drugs.

3. All patients shall have the right to receive a written prescription from their prescriber to take to the facility of their choice or to have an electronic prescription transmitted to the facility of their choice.

4. **No pharmacy benefits manager, as defined in section 376.388, shall prohibit or redirect by contract, or otherwise penalize or restrict, a covered person, as defined in section 376.387, from obtaining prescription services, consultation, or advice from a contracted pharmacy, as defined in section 376.388.**

376.387. 1. For purposes of this section, the following terms shall mean:

(1) "Covered person", ~~[the same meaning as such term is defined in section 376.1257]~~ **a policyholder, subscriber, enrollee, or other individual who receives prescription drug coverage through a pharmacy benefits manager;**

- (2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;
- (3) "Health carrier" or "carrier", the same meaning as such term is defined in section 376.1350;
- (4) "Pharmacy", the same meaning as such term is defined in chapter 338;
- (5) "Pharmacy benefits manager", the same meaning as such term is defined in section 376.388.

2. No pharmacy benefits manager shall include a provision in a contract entered into or modified on or after August 28, 2018, with a pharmacy or pharmacist that requires a covered person to make a payment for a prescription drug at the point of sale in an amount that exceeds the lesser of:

- (1) The copayment amount as required under the health benefit plan; or
- (2) The amount an individual would pay for a prescription if that individual paid with cash.

3. A pharmacy or pharmacist shall have the right to provide to a covered person information regarding the amount of the covered person's cost share for a prescription drug, the covered person's cost of an alternative drug, and the covered person's cost of the drug without adjudicating the claim through the pharmacy benefits manager. Neither a pharmacy nor a pharmacist shall be proscribed by a pharmacy benefits manager from discussing any such information or from selling a more affordable alternative to the covered person.

4. No pharmacy benefits manager shall, directly or indirectly, charge or hold a pharmacist or pharmacy responsible for any fee amount related to a claim that is not known at the time of the claim's adjudication, unless the amount is a result of improperly paid claims ~~[or charges for administering a health benefit plan]~~.

5. ~~[This section shall not apply with respect to claims under Medicare Part D, or any other plan administered or regulated solely under federal law, and to the extent this section may be preempted under the Employee Retirement Income Security Act of 1974 for self-funded employer-sponsored health benefit plans.]~~

~~6.]~~ A pharmacy benefits manager shall notify in writing any health carrier with which it contracts if the pharmacy benefits manager has a conflict of interest, any commonality of ownership, or any other relationship, financial or otherwise, between the pharmacy benefits manager and any other health carrier with which the pharmacy benefits manager contracts.

~~[7.]~~ 6. Any entity that enters into a contract to sell, provide, pay, or reimburse a pharmacy in the state for prescription drugs on behalf of itself or another entity shall define and apply the term "generic", with respect to prescription drugs, to mean any "authorized generic drug", as defined in 21 CFR 314.3, approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act, as amended.

7. Any entity that enters into a contract to sell, provide, pay, or reimburse a pharmacy in the state for prescription drugs on behalf of itself or another entity shall define and apply the term "rebate" as having the same meaning given to the term in section 103.200.

8. A pharmacy benefits manager that has contracted with an entity to provide pharmacy benefit management services for such an entity shall owe a fiduciary duty to that entity, and shall discharge that duty in accordance with federal and state law.

9. The department of commerce and insurance shall enforce this section.

376.388. 1. As used in this section, unless the context requires otherwise, the following terms shall mean:

(1) "Contracted pharmacy" ~~[or "pharmacy"]~~, a pharmacy located in Missouri participating in the network of a pharmacy benefits manager through a direct or indirect contract;

(2) ~~["Health carrier", an entity subject to the insurance laws and regulations of this state that contracts or offers to contract to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services, including a sickness and accident insurance company, a health maintenance organization, a nonprofit hospital and health service corporation, or any other entity providing a plan of health insurance, health benefits, or health services, except that such plan shall not include any coverage pursuant to a liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;~~

~~(3)]~~ "Maximum allowable cost", the per-unit amount that a pharmacy benefits manager reimburses a pharmacist for a prescription drug, excluding a dispensing or professional fee;

~~[4)]~~ **(3)** "Maximum allowable cost list" or "MAC list", a listing of drug products that meet the standard described in this section;

~~[5)]~~ **(4)** "Pharmacy", as such term is defined in chapter 338;

~~[6)]~~ **(5)** "Pharmacy benefits manager", an entity that ~~[contracts with pharmacies on behalf of health carriers or any health plan sponsored by the state or a political subdivision of the state]~~ **administers or manages a pharmacy benefits plan or program;**

(6) "Pharmacy benefits manager affiliate", a pharmacy or pharmacist that directly or indirectly, through one or more intermediaries, owns or controls, is owned or controlled by, or is under common ownership or control with a pharmacy benefits manager;

(7) "Pharmacy benefits plan or program", a plan or program that pays for, reimburses, covers the cost of, or otherwise provides for pharmacist services to individuals who reside in or are employed in this state.

2. Upon each contract execution or renewal between a pharmacy benefits manager and a pharmacy or between a pharmacy benefits manager and a pharmacy's contracting representative or agent, such as a pharmacy services administrative organization, a pharmacy benefits manager shall, with respect to such contract or renewal:

(1) Include in such contract or renewal the sources utilized to determine maximum allowable cost and update such pricing information at least every seven days; and

(2) Maintain a procedure to eliminate products from the maximum allowable cost list of drugs subject to such pricing or modify maximum allowable cost pricing at least every seven days, if such drugs do not meet the standards and requirements of this section, in order to remain consistent with pricing changes in the marketplace.

3. A pharmacy benefits manager shall reimburse pharmacies for drugs subject to maximum allowable cost pricing that has been updated to reflect market pricing at least every seven days as set forth under subdivision (1) of subsection 2 of this section.

4. A pharmacy benefits manager shall not place a drug on a maximum allowable cost list unless there are at least two therapeutically equivalent multisource generic drugs, or at least one generic drug available from at least one manufacturer, generally available for purchase by network pharmacies from national or regional wholesalers.

5. **(1)** All contracts between a pharmacy benefits manager and a contracted pharmacy or between a pharmacy benefits manager and a pharmacy's contracting representative or agent, such as a pharmacy services administrative organization, shall include a process to internally appeal, investigate, and resolve disputes regarding maximum allowable cost pricing. The process shall include the following:

~~[(4)]~~ **(a)** The right to appeal shall be limited to fourteen calendar days following the reimbursement of the initial claim; and

~~[(2)]~~ **(b)** A requirement that the pharmacy benefits manager shall respond to an appeal described in this subsection no later than fourteen calendar days after the date the appeal was received by such pharmacy benefits manager.

(2) If a reimbursement to a contracted pharmacy is below the pharmacy's cost to purchase the drug, the pharmacy benefits manager shall sustain an appeal and increase reimbursement to the pharmacy and other contracted pharmacies to cover the cost of purchasing the drug.

(3) A pharmacy benefits manager shall not reimburse a pharmacy or pharmacist in the state an amount less than the amount that the pharmacy benefits manager reimburses a pharmacy benefits manager affiliate for providing the same pharmacist services.

6. For appeals that are denied, the pharmacy benefits manager shall provide the reason for the denial and identify the national drug code of a drug product that may be purchased by contracted pharmacies at a price at or below the maximum allowable cost and, when applicable, may be substituted lawfully.

7. If the appeal is successful, the pharmacy benefits manager shall:

(1) Adjust the maximum allowable cost price that is the subject of the appeal effective on the day after the date the appeal is decided;

(2) Apply the adjusted maximum allowable cost price to all similarly situated pharmacies as determined by the pharmacy benefits manager; and

(3) Allow the pharmacy that succeeded in the appeal to reverse and rebill the pharmacy benefits claim giving rise to the appeal.

8. Appeals shall be upheld if:

(1) The pharmacy being reimbursed for the drug subject to the maximum allowable cost pricing in question was not reimbursed as required under subsection 3 of this section; or

(2) The drug subject to the maximum allowable cost pricing in question does not meet the requirements set forth under subsection 4 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent offered **House Amendment No. 1 to House Amendment No. 15.**

House Amendment No. 1
to
House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 3, Lines 32-35, by deleting said lines and inserting in lieu thereof the following:

"8. The department of commerce and insurance shall enforce this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS SCS SB 403, as amended, with House Amendment No. 1 to House Amendment No. 15 and House Amendment No. 15, pending, was laid over.

HCS SS SB 64, relating to health care, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS SS SB 64** was agreed to.

Representative Smith (163) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 64, Page 42, Section 190.257, Line 43, by inserting after all of said section and line the following:

"190.800. 1. Each ground ambulance service, except for any ambulance service owned and operated by an entity owned and operated by the state of Missouri, including but not limited to any hospital owned or operated by the board of curators, as defined in chapter 172, or any department of the state, shall, in addition to all other fees and taxes now required or paid, pay an ambulance service reimbursement allowance tax for the privilege of engaging in the business of providing ambulance services in this state.

2. For the purpose of this section, the following terms shall mean:

- (1) "Ambulance", the same meaning as such term is defined in section 190.100;
- (2) "Ambulance service", the same meaning as such term is defined in section 190.100;
- (3) "Engaging in the business of providing ambulance services in this state", accepting payment for such services;
- (4) "Gross receipts", all amounts received by an ambulance service licensed under section 190.109 for its own account from the provision of all emergency services, as defined in section 190.100, to the public in the state of Missouri, but shall not include revenue from taxes collected under law, grants, subsidies received from governmental agencies, ~~or~~ the value of charity care, **or revenues received from supplemental reimbursement for ground emergency medical transportation under section 208.1030.**

190.839. Sections 190.800 to 190.839 shall expire on September 30, ~~[2024]~~ **2022**"; and

Further amend said bill, Page 51, Section 192.2520, Line 99, by inserting after all of said section and line the following:

"196.1170. 1. This section shall be known and may be cited as the "Kratom Consumer Protection Act".

2. As used in this section, the following terms mean:

- (1) "Dealer", a person who sells, prepares, or maintains kratom products or advertises, represents, or holds oneself out as selling, preparing, or maintaining kratom products. Such person may include, but not be limited to, a manufacturer, wholesaler, store, restaurant, hotel, catering facility, camp, bakery, delicatessen, supermarket, grocery store, convenience store, nursing home, or food or drink company;
- (2) "Department", the department of health and senior services;
- (3) "Director", the director of the department or the director's designee;

(4) "Food", a food, food product, food ingredient, dietary ingredient, dietary supplement, or beverage for human consumption;

(5) "Kratom product", a food product or dietary ingredient containing any part of the leaf of the plant *Mitragyna speciosa*.

3. The general assembly hereby occupies and preempts the entire field of regulating kratom products to the complete exclusion of any order, ordinance, or regulation of any political subdivision of this state. Any political subdivision's existing or future orders, ordinances, or regulations relating to kratom products are hereby void.

4. (1) A dealer who prepares, distributes, sells, or exposes for sale a food that is represented to be a kratom product shall disclose on the product label the factual basis upon which that representation is made.

(2) A dealer shall not prepare, distribute, sell, or expose for sale a food represented to be a kratom product that does not conform to the disclosure requirement under subdivision (1) of this subsection.

5. A dealer shall not prepare, distribute, sell, or expose for sale any of the following:

(1) A kratom product that is adulterated with a dangerous non-kratom substance. A kratom product shall be considered to be adulterated with a dangerous non-kratom substance if the kratom product is mixed or packed with a non-kratom substance and that substance affects the quality or strength of the kratom product to such a degree as to render the kratom product injurious to a consumer;

(2) A kratom product that is contaminated with a dangerous non-kratom substance. A kratom product shall be considered to be contaminated with a dangerous non-kratom substance if the kratom product contains a poisonous or otherwise deleterious non-kratom ingredient including, but not limited to, any substance listed in section 195.017;

(3) A kratom product containing a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than two percent of the alkaloid composition of the product;

(4) A kratom product containing any synthetic alkaloids, including synthetic mitragynine, synthetic 7-hydroxymitragynine, or any other synthetically derived compounds of the plant *Mitragyna speciosa*; or

(5) A kratom product that does not include on its package or label the amount of mitragynine and 7-hydroxymitragynine contained in the product.

6. A dealer shall not distribute, sell, or expose for sale a kratom product to an individual under eighteen years of age.

7. (1) If a dealer violates subdivision (1) of subsection 4 of this section, the director may, after notice and hearing, impose a fine on the dealer of no more than five hundred dollars for the first offense and no more than one thousand dollars for the second or subsequent offense.

(2) A dealer who violates subdivision (2) of subsection 4 of this section, subsection 5 of this section, or subsection 6 of this section is guilty of a class D misdemeanor.

(3) A person aggrieved by a violation of subdivision (2) of subsection 4 of this section or subsection 5 of this section may, in addition to and distinct from any other remedy at law or in equity, bring a private cause of action in a court of competent jurisdiction for damages resulting from that violation including, but not limited to, economic, noneconomic, and consequential damages.

(4) A dealer does not violate subdivision (2) of subsection 4 of this section or subsection 5 of this section if a preponderance of the evidence shows that the dealer relied in good faith upon the representations of a manufacturer, processor, packer, or distributor of food represented to be a kratom product.

8. The department shall promulgate rules to implement the provisions of this section including, but not limited to, the requirements for the format, size, and placement of the disclosure label required under subdivision (1) of subsection 4 of this section and for the information to be included in the disclosure label. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill and page, Section 197.135, Line 7, by deleting all of said line and inserting in lieu thereof the following:

"age shall be referred, **and victims fourteen years of age or older but less than eighteen years of age may be**"; and

Further amend said bill and section, Page 52, Line 47, by inserting after all of said section the following:

"198.439. Sections 198.401 to 198.436 shall expire on September 30, ~~2021~~ **2022**.

208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section 301, et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his plan of care. As used in this subdivision, the term "temporary leave of absence" shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of P.L. 101-239 and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include:

(a) Abortions unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term; and

(b) **Subject to the receipt of any necessary federal waivers, any drug or device approved by the federal Food and Drug Administration intended to cause the destruction of an unborn child, as defined in section 188.015;**

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time. Such services, when delivered in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section 301, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a

generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and compliance unit shall notify all affected MO HealthNet providers five business days before such change shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists."; and

Further amend said bill, Page 56, Section 208.227, Line 100, by inserting after all of said section the following:

"208.437. 1. A Medicaid managed care organization reimbursement allowance period as provided in sections 208.431 to 208.437 shall be from the first day of July to the thirtieth day of June. The department shall notify each Medicaid managed care organization with a balance due on the thirtieth day of June of each year the amount of such balance due. If any managed care organization fails to pay its managed care organization reimbursement allowance within thirty days of such notice, the reimbursement allowance shall be delinquent. The reimbursement allowance may remain unpaid during an appeal.

2. Except as otherwise provided in this section, if any reimbursement allowance imposed under the provisions of sections 208.431 to 208.437 is unpaid and delinquent, the department of social services may compel the payment of such reimbursement allowance in the circuit court having jurisdiction in the county where the main offices of the Medicaid managed care organization are located. In addition, the director of the department of social services or the director's designee may cancel or refuse to issue, extend or reinstate a Medicaid contract agreement to any Medicaid managed care organization which fails to pay such delinquent reimbursement allowance required by sections 208.431 to 208.437 unless under appeal.

3. Except as otherwise provided in this section, failure to pay a delinquent reimbursement allowance imposed under sections 208.431 to 208.437 shall be grounds for denial, suspension or revocation of a license granted by the department of commerce and insurance. The director of the department of commerce and insurance may deny, suspend or revoke the license of a Medicaid managed care organization with a contract under 42 U.S.C. Section 1396b(m) which fails to pay a managed care organization's delinquent reimbursement allowance unless under appeal.

4. Nothing in sections 208.431 to 208.437 shall be deemed to effect or in any way limit the tax-exempt or nonprofit status of any Medicaid managed care organization with a contract under 42 U.S.C. Section 1396b(m) granted by state law.

5. Sections 208.431 to 208.437 shall expire on September 30, ~~2021~~ 2022.

208.480. Notwithstanding the provisions of section 208.471 to the contrary, sections 208.453 to 208.480 shall expire on September 30, ~~2021~~ 2022."; and

Further amend said bill, Pages 61-63, Section 334.036, Lines 1-75, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 63, Section 338.010, Line 13, by inserting after the word "**vaccines**" the words "**by physician protocol**"; and

Further amend said bill and section, Page 66, Line 110, by inserting after all of said section the following:

"338.550. 1. The pharmacy tax required by sections 338.500 to 338.550 shall expire ninety days after any one or more of the following conditions are met:

(1) The aggregate dispensing fee as appropriated by the general assembly paid to pharmacists per prescription is less than the fiscal year 2003 dispensing fees reimbursement amount; or

(2) The formula used to calculate the reimbursement as appropriated by the general assembly for products dispensed by pharmacies is changed resulting in lower reimbursement to the pharmacist in the aggregate than provided in fiscal year 2003; or

(3) September 30, ~~2021~~ 2022.

The director of the department of social services shall notify the revisor of statutes of the expiration date as provided in this subsection. The provisions of sections 338.500 to 338.550 shall not apply to pharmacies domiciled or headquartered outside this state which are engaged in prescription drug sales that are delivered directly to patients within this state via common carrier, mail or a carrier service.

2. Sections 338.500 to 338.550 shall expire on September 30, ~~[2024]~~ 2022."; and

Further amend said bill, Page 69, Section 574.203, Line 2, by inserting after the word "**disability**" the words "**, mental disorder, or mental illness**"; and

Further amend said bill, Page 72, Section 579.076, Line 12, by inserting after all of said section the following:

"633.401. 1. For purposes of this section, the following terms mean:

(1) "Engaging in the business of providing health benefit services", accepting payment for health benefit services;

(2) "Intermediate care facility for the intellectually disabled", a private or department of mental health facility which admits persons who are intellectually disabled or developmentally disabled for residential habilitation and other services pursuant to chapter 630. Such term shall include habilitation centers and private or public intermediate care facilities for the intellectually disabled that have been certified to meet the conditions of participation under 42 CFR, Section 483, Subpart I;

(3) "Net operating revenues from providing services of intermediate care facilities for the intellectually disabled" shall include, without limitation, all moneys received on account of such services pursuant to rates of reimbursement established and paid by the department of social services, but shall not include charitable contributions, grants, donations, bequests and income from nonservice related fund-raising activities and government deficit financing, contractual allowance, discounts or bad debt;

(4) "Services of intermediate care facilities for the intellectually disabled" has the same meaning as the term services of intermediate care facilities for the mentally retarded, as used in Title 42 United States Code, Section 1396b(w)(7)(A)(iv), as amended, and as such qualifies as a class of health care services recognized in federal Public Law 102-234, the Medicaid Voluntary Contribution and Provider-Specific Tax Amendments of 1991.

2. Beginning July 1, 2008, each provider of services of intermediate care facilities for the intellectually disabled shall, in addition to all other fees and taxes now required or paid, pay assessments on their net operating revenues for the privilege of engaging in the business of providing services of the intermediate care facilities for the intellectually disabled or developmentally disabled in this state.

3. Each facility's assessment shall be based on a formula set forth in rules and regulations promulgated by the department of mental health.

4. For purposes of determining rates of payment under the medical assistance program for providers of services of intermediate care facilities for the intellectually disabled, the assessment imposed pursuant to this section on net operating revenues shall be a reimbursable cost to be reflected as timely as practicable in rates of payment applicable within the assessment period, contingent, for payments by governmental agencies, on all federal approvals necessary by federal law and regulation for federal financial participation in payments made for beneficiaries eligible for medical assistance under Title XIX of the federal Social Security Act, 42 U.S.C. Section 1396, et seq., as amended.

5. Assessments shall be submitted by or on behalf of each provider of services of intermediate care facilities for the intellectually disabled on a monthly basis to the director of the department of mental health or his or her designee and shall be made payable to the director of the department of revenue.

6. In the alternative, a provider may direct that the director of the department of social services offset, from the amount of any payment to be made by the state to the provider, the amount of the assessment payment owed for any month.

7. Assessment payments shall be deposited in the state treasury to the credit of the "Intermediate Care Facility Intellectually Disabled Reimbursement Allowance Fund", which is hereby created in the state treasury. All investment earnings of this fund shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any unexpended balance in the intermediate care facility intellectually disabled reimbursement allowance fund at the end of the biennium shall not revert to the general revenue fund but shall accumulate from year to year. The state treasurer shall maintain records that show the amount of money in the fund at any time and the amount of any investment earnings on that amount.

8. Each provider of services of intermediate care facilities for the intellectually disabled shall keep such records as may be necessary to determine the amount of the assessment for which it is liable under this section. On or before the forty-fifth day after the end of each month commencing July 1, 2008, each provider of services of intermediate care facilities for the intellectually disabled shall submit to the department of social services a report on a cash basis that reflects such information as is necessary to determine the amount of the assessment payable for that month.

9. Every provider of services of intermediate care facilities for the intellectually disabled shall submit a certified annual report of net operating revenues from the furnishing of services of intermediate care facilities for the intellectually disabled. The reports shall be in such form as may be prescribed by rule by the director of the department of mental health. Final payments of the assessment for each year shall be due for all providers of services of intermediate care facilities for the intellectually disabled upon the due date for submission of the certified annual report.

10. The director of the department of mental health shall prescribe by rule the form and content of any document required to be filed pursuant to the provisions of this section.

11. Upon receipt of notification from the director of the department of mental health of a provider's delinquency in paying assessments required under this section, the director of the department of social services shall withhold, and shall remit to the director of the department of revenue, an assessment amount estimated by the director of the department of mental health from any payment to be made by the state to the provider.

12. In the event a provider objects to the estimate described in subsection 11 of this section, or any other decision of the department of mental health related to this section, the provider of services may request a hearing. If a hearing is requested, the director of the department of mental health shall provide the provider of services an opportunity to be heard and to present evidence bearing on the amount due for an assessment or other issue related to this section within thirty days after collection of an amount due or receipt of a request for a hearing, whichever is later. The director shall issue a final decision within forty-five days of the completion of the hearing. After reconsideration of the assessment determination and a final decision by the director of the department of mental health, an intermediate care facility for the intellectually disabled provider's appeal of the director's final decision shall be to the administrative hearing commission in accordance with sections 208.156 and 621.055.

13. Notwithstanding any other provision of law to the contrary, appeals regarding this assessment shall be to the circuit court of Cole County or the circuit court in the county in which the facility is located. The circuit court shall hear the matter as the court of original jurisdiction.

14. Nothing in this section shall be deemed to affect or in any way limit the tax-exempt or nonprofit status of any intermediate care facility for the intellectually disabled granted by state law.

15. The director of the department of mental health shall promulgate rules and regulations to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

16. The provisions of this section shall expire on September 30, ~~2021~~ **2022**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Baker	Basye	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Falkner	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGill	Morse	Murphy

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Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Roden	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Bailey	Barnes	Billington	Bland Manlove
Coleman 32	Davidson	Evans	Fishel	Hovis
Kidd	Mackey	McGaugh	O'Donnell	Pietzman
Schnelting	Schroer			

VACANCIES: 001

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Andrews	Atchison	Baker	Basye	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche

Price IV	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Roden	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Bailey	Billington	Evans	Mackey	O'Donnell
Pietzman	Proudie	Schnelting	Schroer	

VACANCIES: 001

On motion of Representative Christofanelli, **HCS SS SB 64, as amended**, was adopted.

On motion of Representative Christofanelli, **HCS SS SB 64, as amended**, was read the third time and passed by the following vote:

AYES: 101

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Collins	Cupps	DeGroot
Derges	Dinkins	Dogan	Doll	Ellebracht
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Haley	Henderson	Hicks	Houx
Ingle	Johnson	Kalberloh	Knight	Lewis 25
Lewis 6	Mackey	McCreery	McGaugh	McGill
Morse	Mosley	Murphy	Nurrenbern	Perkins
Person	Phifer	Price IV	Proudie	Quade
Railsback	Reedy	Riggs	Roberts	Rogers
Rowland	Ruth	Sassmann	Sauls	Schwadron
Sharp 36	Sharpe 4	Shields	Simmons	Smith 155
Smith 45	Smith 67	Stephens 128	Stevens 46	Tate

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Taylor 48	Terry	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh Moore 93	Weber	Windham	Wright
Young				

NOES: 055

Bailey	Baker	Billington	Boggs	Bromley
Busick	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	Eggleston	Evans	Falkner
Grier	Haffner	Hannegan	Hardwick	Hill
Hovis	Hudson	Hurlbert	Kelley 127	Kelly 141
Kidd	Lovasco	Mayhew	McDaniel	Owen
Patterson	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Richey	Riley	Roden
Rone	Sander	Seitz	Smith 163	Stacy
Taylor 139	Thomas	Thompson	Toalson Reisch	Trent
Wallingford	Walsh 50	West	Wiemann	Mr. Speaker

PRESENT: 001

Merideth

ABSENT WITH LEAVE: 005

O'Donnell	Pietzman	Schnelting	Schroer	Shaul
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VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 118

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Black 137	Bland Manlove	Bosley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Dinkins	Dogan	Doll
Ellebracht	Evans	Falkner	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hurlbert	Ingle	Johnson	Kalberloh	Kidd
Lewis 25	Lewis 6	Lovasco	Mackey	McCreery
McDaniel	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Nurrenbern	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollock 123
Pouche	Price IV	Proudie	Quade	Reedy
Riggs	Riley	Roden	Rogers	Rone
Rowland	Ruth	Sauls	Schwadron	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 45	Smith 67	Stevens 46	Tate	Taylor 48
Terry	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Walsh Moore 93	Weber	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 039

Andrews	Bailey	Basye	Billington	Black 7
Boggs	Bromley	Busick	Chipman	Deaton
Derges	Eggleston	Fishel	Francis	Haden
Haffner	Hudson	Kelley 127	Kelly 141	Knight
Mayhew	Patterson	Pollitt 52	Porter	Railsback
Richey	Roberts	Sander	Seitz	Smith 163
Stacy	Stephens 128	Taylor 139	Thomas	Thompson
Veit	Wallingford	Walsh 50	West	

PRESENT: 000

ABSENT WITH LEAVE: 005

O'Donnell	Pietzman	Sassmann	Schnelting	Schroer
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VACANCIES: 001

BILLS IN CONFERENCE

SS#2 SCS HCS HB 271, as amended, relating to local government, was taken up by Representative Wiemann.

SS#2 SCS HCS HB 271, as amended, was laid over.

Speaker Vescovo resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 226, as amended: Representatives Christofanelli, Smith (163), Grier, Butz, and Bland Manlove

HCS SS#2 SB 26, as amended: Representatives Schroer, Hill, Taylor (139), Aldridge, and Windham

HCS SS SB 141, as amended: Representatives Black (137), Haffner, Rone, McCreery, and Ellebracht

Representative Taylor (139) resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 141, as amended**.

Senators: Bean, Bernskoetter, Burlison, Beck, Schupp

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 604** entitled:

An act to repeal sections 303.220, 319.131, 375.246, 379.120, and 507.184, RSMo, and to enact in lieu thereof seventeen new sections relating to insurance.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Substitute Amendment No. 1 for Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 604, Page 41, Section 379.120, Line 24, by inserting after all of said line the following:

~~"379.140. [In all suits brought upon policies of insurance against loss or damage by fire hereafter issued or renewed, the defendant shall not be permitted to deny that the property insured thereby was worth at the time of the issuing of the policy the full amount insured therein on said property; and in case of total loss of the property insured, the measure of damage shall be the amount for which the same was insured, less whatever depreciation in value, below the amount for which the property is insured, the property may have sustained between the time of issuing the policy and the time of the loss, and the burden of proving such depreciation shall be upon the defendant; and in case of partial loss, the measure of damage shall be that portion of the value of the whole property insured, ascertained in the manner prescribed in this chapter, which the part injured or destroyed bears to the whole property insured.] 1.~~

When real property incurs a total loss caused by a peril covered under an insurance policy and such total loss is a covered loss under the insurance policy, then the liability of the insurance company writing the policy shall be the amount of money for which the real property was insured, less any deductible, as specified in the policy.

2. This section shall not apply to:

- (1) Any partial loss;**
- (2) Any personal property that is not scheduled;**
- (3) Any detached or appurtenant structure;**
- (4) Any builder's risk policy;**
- (5) Any policy of mortgage insurance;**
- (6) Two or more buildings insured under a blanket basis or limit of insurance;**
- (7) Any loss in which the insured or one acting on the insured's behalf engaged in any fraudulent or criminal activity that contributed to the loss;**
- (8) Any loss to property if the insured increased the risk of loss insured against within sixty days of the date of the loss without the consent of the insurer and the increase in the risk of loss was a cause of the loss;**
- (9) Any replacement cost coverage provided for in a policy or by endorsement, except that this section shall not be construed to prohibit an insured from recovering any replacement cost coverage pursuant to the terms and conditions of a policy or endorsement; or**
- (10) Any loss that is covered by two or more policies.**

3. If two or more policies provide coverage for a total loss of real property caused by a peril, then the insureds may recover the face amount of the policy with the highest limit of coverage, and each policy shall contribute to the payment of the loss in proportion to the amount of insurance mentioned in each policy.

4. For a total loss to a commercial building that is insured on a blanket basis for a stated amount that covers two or more commercial buildings, the settlement of the claim shall be based on the initial value assigned to each affected commercial building before the loss, with any balance remaining being settled according to the terms and conditions of the policy.

~~379.150. [Whenever there is a partial destruction or damage to property covered by insurance, it shall be the duty of the party writing the policies to pay the assured a sum of money equal to the damage done to the property, or repair the same to the extent of such damage, not exceeding the amount written in the policy, so that said property shall be in as good condition as before the fire, at the option of the insured.] Any fire insurance policy issued or renewed on or after August 28, 2021, shall be construed to require that a partial loss caused by fire be adjusted in accordance with the following language which shall be considered part of the standard fire insurance policy for Missouri under the provisions of section 379.160: "It shall be optional with the company to settle the loss at the actual cash value or to repair, rebuild or replace the property destroyed or damaged with other of like kind~~

or quality within a reasonable time, on giving notice of its intention within thirty days or after the receipt of the proof of loss herein required." However, if any fire policy provides coverage for a partial loss caused by fire, in a policy form determined and approved by the director to be at least as favorable to the insured as the standard fire insurance policy for Missouri, then the insurer issuing the policy shall adjust the loss in accordance with the policy form. Notwithstanding any administrative rule to the contrary, in nothing in this section shall be construed to create a general contractor relationship by the company to the insured.

379.160. 1. Each fire insurance company doing business in the state of Missouri is hereby required to file the form of policy for use by it in the state of Missouri, covering the responsibilities of the companies as well as the duties of the assured, to be classed and known as the standard fire insurance policy. Said policy form may be approved by the director of the department of commerce and insurance of the state, and no policy shall be issued in this state carrying risks by fire or lightning by any company which does not embrace the form filed and approved of, as herein provided. There may be printed upon such policy the words "Standard Fire Insurance Policy for Missouri" and there may be inserted before and after the word "Missouri" a designation of any state or states or territory in which such form is standard.

2. All such policies shall have an address of the company in the United States fully printed thereon, to which, in case of loss, the assured may send notice of such loss, and to which notice shall be given within sixty days after the loss.

3. The appearance of an adjuster of any company at the place of fire and loss in which said company is interested by reason of an insurance on such property, shall be considered evidence of notice and to be held as a waiver of the same on the part of the company; provided, that on any policies issued upon property, real or personal, or real and personal, there may be attached a coinsurance clause; and provided further, that when a coinsurance clause is attached to any policy a reduction in rate shall be given therefor, in accordance with coinsurance credits that are now or may hereafter be filed as a part of the public rating record in the office of the director of the department of commerce and insurance in this state, by fire insurance companies, that have been or shall hereafter be approved by the director of the department of commerce and insurance; provided further, that in all suits brought upon policies of insurance against loss or damage by fire hereafter issued or renewed, the defendant shall not be permitted to deny that the **real** property insured thereby was worth at the time of the issuing of the policy the full amount insured therein on said **real** property [~~covering both real and personal property~~]; and provided further, that nothing in this section shall be construed to repeal or change the provisions of section 379.140."; and

Further amend said bill, Page 59, Section 507.184, Line 34, by inserting after all of said line the following:

~~"[379.145. 1. When fire insurance policies shall be hereafter issued or renewed by more than one company upon the same property, and suit shall be brought upon any of said policies, the defendant shall not be permitted to deny that the property insured was worth the aggregate of the several amounts for which it was insured at the time the policy was issued or renewed thereon, unless willful fraud or misrepresentation is shown on part of the insured in obtaining such additional insurance; and in such suit the measure of damage shall be as provided in section 379.140; provided, that whatever depreciation in value below the amount for which the property is insured may be shown, as provided in section 379.140, shall be deducted from the amount insured in each policy, in the proportion which the amount in each such policy bears to the aggregate of all the amounts so insured on such property.~~

~~2. This and section 379.140 shall apply only to real property insured.~~

~~3. Any condition in any policy of insurance contrary to the provisions of this chapter shall be illegal and void."]; and~~

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Bill No. 604, Page 1, Section A, Line 6, by inserting after all of said line the following:

"287.170. 1. For temporary total disability the employer shall pay compensation for not more than four hundred weeks during the continuance of such disability at the weekly rate of compensation in effect under this section on the date of the injury for which compensation is being made. The amount of such compensation shall be computed as follows:

(1) For all injuries occurring on or after September 28, 1983, but before September 28, 1986, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to seventy percent of the state average weekly wage, as such wage is determined by the division of employment security, as of the July first immediately preceding the date of injury;

(2) For all injuries occurring on or after September 28, 1986, but before August 28, 1990, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to seventy-five percent of the state average weekly wage, as such wage is determined by the division of employment security, as of the July first immediately preceding the date of injury;

(3) For all injuries occurring on or after August 28, 1990, but before August 28, 1991, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to one hundred percent of the state average weekly wage;

(4) For all injuries occurring on or after August 28, 1991, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to one hundred five percent of the state average weekly wage;

(5) For all injuries occurring on or after September 28, 1981, the weekly compensation shall in no event be less than forty dollars per week.

2. Temporary total disability payments shall be made to the claimant by check or other negotiable ~~instruments approved by the director which will not result in delay in payment~~ **instrument, or by electronic transfer or other manner authorized by the claimant**, and shall be forwarded directly to the claimant without intervention, or, when requested, to claimant's attorney if represented, except as provided in section 454.517, by any other party except by order of the division of workers' compensation.

3. An employee is disqualified from receiving temporary total disability during any period of time in which the claimant applies and receives unemployment compensation.

4. If the employee is terminated from post-injury employment based upon the employee's post-injury misconduct, neither temporary total disability nor temporary partial disability benefits under this section or section 287.180 are payable. As used in this section, the phrase "post-injury misconduct" shall not include absence from the workplace due to an injury unless the employee is capable of working with restrictions, as certified by a physician.

5. If an employee voluntarily separates from employment with an employer at a time when the employer had work available for the employee that was in compliance with any medical restriction imposed upon the employee within a reasonable degree of medical certainty as a result of the injury that is the subject of a claim for benefits under this chapter, neither temporary total disability nor temporary partial disability benefits available under this section or section 287.180 shall be payable.

287.180. 1. For temporary partial disability, compensation shall be paid during such disability but not for more than one hundred weeks, and shall be sixty-six and two-thirds percent of the difference between the average earnings prior to the accident and the amount which the employee, in the exercise of reasonable diligence, will be able to earn during the disability, to be determined in view of the nature and extent of the injury and the ability of the employee to compete in an open labor market. The amount of such compensation shall be computed as follows:

(1) For all injuries occurring on or after September 28, 1983, but before September 28, 1986, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to seventy percent of the state average weekly wage, as such wages are determined by the division of employment security, as of the July first immediately preceding the date of injury;

(2) For all injuries occurring on or after September 28, 1986, but before August 28, 1990, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to seventy-five percent of the state average weekly wage, as such wage is determined by the division of employment security, as of the July first immediately preceding the date of injury;

(3) For all injuries occurring on or after August 28, 1990, but before August 28, 1991, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to one hundred percent of the state average weekly wage;

(4) For all injuries occurring on or after August 28, 1991, the weekly compensation shall be an amount equal to sixty-six and two-thirds percent of the injured employee's average weekly earnings as of the date of the injury; provided that the weekly compensation paid under this subdivision shall not exceed an amount equal to one hundred five percent of the state average weekly wage.

2. Temporary partial disability payments shall be made to the claimant by check, or other negotiable instrument ~~[approved by the director which will not result in delay in payment]~~, or by **electronic transfer or other manner authorized by the claimant.**

287.715. 1. For the purpose of providing for revenue for the second injury fund, every authorized self-insurer, and every workers' compensation policyholder insured pursuant to the provisions of this chapter, shall be liable for payment of an annual surcharge in accordance with the provisions of this section. The annual surcharge imposed under this section shall apply to all workers' compensation insurance policies and self-insurance coverages which are written or renewed on or after April 26, 1988, including the state of Missouri, including any of its departments, divisions, agencies, commissions, and boards or any political subdivisions of the state who self-insure or hold themselves out to be any part self-insured. Notwithstanding any law to the contrary, the surcharge imposed pursuant to this section shall not apply to any reinsurance or retrocessional transaction.

2. Beginning October 31, 2005, and each year thereafter, the director of the division of workers' compensation shall estimate the amount of benefits payable from the second injury fund during the following calendar year and shall calculate the total amount of the annual surcharge to be imposed during the following calendar year upon all workers' compensation policyholders and authorized self-insurers. The amount of the annual surcharge percentage to be imposed upon each policyholder and self-insured for the following calendar year commencing with the calendar year beginning on January 1, 2006, shall be set at and calculated against a percentage, not to exceed three percent, of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point, that shall generate, as nearly as possible, one hundred ten percent of the moneys to be paid from the second injury fund in the following calendar year, less any moneys contained in the fund at the end of the previous calendar year. All policyholders and self-insurers shall be notified by the division of workers' compensation within ten calendar days of the determination of the surcharge percent to be imposed for, and paid in, the following calendar year. The net premium equivalent for individual self-insured employers shall be based on average rate classifications calculated by the department of commerce and insurance as taken from premium rates filed by the twenty insurance companies providing the greatest volume of workers' compensation insurance coverage in this state. For employers qualified to self-insure their liability pursuant to this chapter, the rates filed by such group of employers in accordance with subsection 4 of section 287.280 shall be the net premium equivalent. Any group of political subdivisions of this state qualified to self-insure their liability pursuant to this chapter as authorized by section 537.620 may choose either the average rate classification method or the filed rate method, provided that the method used may only be changed once without receiving the consent of the director of the division of workers' compensation. The director may advance funds from the workers' compensation fund to the second injury fund if surcharge collections prove to be insufficient. Any funds advanced from the workers' compensation fund to the second injury fund must be reimbursed by the second injury fund no later than December thirty-first of the year following the advance. The surcharge shall be collected from policyholders by each insurer at the same time and in the same manner that the premium is collected, but no insurer or its agent shall be entitled to any portion of the surcharge as a fee or commission for its collection. The surcharge is not subject to any taxes, licenses or fees.

3. All surcharge amounts imposed by this section shall be deposited to the credit of the second injury fund.

4. Such surcharge amounts shall be paid quarterly by insurers and self-insurers, and insurers shall pay the amounts not later than the thirtieth day of the month following the end of the quarter in which the amount is received from policyholders. If the director of the division of workers' compensation fails to calculate the surcharge by the thirty-first day of October of any year for the following year, any increase in the surcharge ultimately set by the director shall not be effective for any calendar quarter beginning less than sixty days from the date the director makes such determination.

5. If a policyholder or self-insured fails to make payment of the surcharge or an insurer fails to make timely transfer to the division of surcharges actually collected from policyholders, as required by this section, a penalty of one-half of one percent of the surcharge unpaid, or untransferred, shall be assessed against the liable policyholder, self-insured or insurer. Penalties assessed under this subsection shall be collected in a civil action by a summary proceeding brought by the director of the division of workers' compensation.

6. Notwithstanding subsection 2 of this section to the contrary, the director of the division of workers' compensation shall collect a supplemental surcharge not to exceed three percent for calendar years 2014 to [2024] **2022** of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point. **For calendar year 2023, the director of the division of workers' compensation shall collect a supplemental surcharge not to exceed two and one-half percent of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point.** All policyholders and self-insurers shall be notified by the division of the supplemental surcharge percentage to be imposed for such period of time as part of the notice provided in subsection 2 of this section. The provisions of this subsection shall expire on December 31, [2024] **2023**.

7. Funds collected under the provisions of this chapter shall be the sole funding source of the second injury fund."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Committee Substitute for House Bill No. 604, Page 1, Section A, Line 6, by inserting after all of said line the following:

"135.096. 1. In order to promote personal financial responsibility for long-term health care in this state, ~~[for all taxable years beginning after December 31, 1999, a resident individual may deduct from such individual's Missouri taxable income an amount equal to fifty percent of all nonreimbursed amounts paid by such individual for qualified long-term care insurance premiums to the extent such amounts are not included in the individual's itemized deductions.]~~ for all taxable years beginning after December 31, [2006] **2020**, a resident individual may deduct from each individual's Missouri taxable income an amount equal to one hundred percent of all nonreimbursed amounts paid by such individuals for qualified long-term care insurance premiums to the extent such amounts are not included in the individual's itemized deductions. A married individual filing a Missouri income tax return separately from his or her spouse shall be allowed to make a deduction pursuant to this section in an amount equal to the proportion of such individual's payment of all qualified long-term care insurance premiums. The director of the department of revenue shall place a line on all Missouri individual income tax returns for the deduction created by this section.

2. For purposes of this section, "qualified long-term care insurance" means any **insurance** policy which meets or exceeds the provisions of sections 376.1100 to 376.1118 and the rules and regulations promulgated pursuant to such sections for long-term care insurance, **or any insurance policy considered an asset or resource for purposes of eligibility for long-term care benefits under MO HealthNet.**

3. Notwithstanding any other provision of law to the contrary, two or more insurers issuing a qualified long-term care insurance policy shall not act in concert with each other and with others with respect to any matters pertaining to the making of rates or rating systems."; and

Further amend said bill, Page 39, Section 375.246, Line 915, by inserting after all of said line the following:

"376.1109. 1. The director may adopt regulations that include standards for full and fair disclosure setting forth the manner, content and required disclosures for the sale of long-term care insurance policies, terms of renewability, initial and subsequent conditions of eligibility, nonduplication of coverage provisions, coverage of dependents, preexisting conditions, termination of insurance, continuation or conversion, probationary periods, limitations, exceptions, reductions, elimination periods, requirements for replacement, recurrent conditions and definitions of terms. Regulations adopted pursuant to sections 376.1100 to 376.1130 shall be in accordance with the provisions of chapter 536.

2. No long-term care insurance policy may:

(1) Be cancelled, nonrenewed or otherwise terminated on the grounds of the age or the deterioration of the mental or physical health of the insured individual or certificate holder; or

(2) Contain a provision establishing a new waiting period in the event existing coverage is converted to or replaced by a new or other form within the same company, except with respect to an increase in benefits voluntarily selected by the insured individual or group policyholder; or

(3) Provide coverage for skilled nursing care only or provide significantly more coverage for skilled care in a facility than for lower levels of care.

3. No long-term care insurance policy or certificate other than a policy or certificate thereunder issued to a group as defined in paragraph (a) of subdivision (4) of subsection 2 of section 376.1100:

(1) Shall use a definition of preexisting condition which is more restrictive than the following: "Preexisting condition" means a condition for which medical advice or treatment was recommended by, or received from, a provider of health care services, within six months preceding the effective date of coverage of an insured person;

(2) May exclude coverage for a loss or confinement which is the result of a preexisting condition unless such loss or confinement begins within six months following the effective date of coverage of an insured person.

4. The director may extend the limitation periods set forth in subdivisions (1) and (2) of subsection 3 of this section as to specific age group categories in specific policy forms upon findings that the extension is in the best interest of the public.

5. The definition of preexisting condition provided in subsection 3 of this section does not prohibit an insurer from using an application form designed to elicit the complete health history of an applicant, and, on the basis of the answers on that application, from underwriting in accordance with that insurer's established underwriting standards. Unless otherwise provided in the policy or certificate, a preexisting condition, regardless of whether it is disclosed on the application, need not be covered until the waiting period described in subdivision (2) of subsection 3 of this section expires. No long-term care insurance policy or certificate may exclude or use waivers or riders of any kind to exclude, limit or reduce coverage or benefits for specifically named or described preexisting diseases or physical conditions beyond the waiting period described in subdivision (2) of subsection 3 of this section.

6. No long-term care insurance policy may be delivered or issued for delivery in this state if such policy:

(1) Conditions eligibility for any benefits on a prior hospitalization requirement; or

(2) Conditions eligibility for benefits provided in an institutional care setting on the receipt of a higher level of institutional care; or

(3) Conditions eligibility for any benefits other than waiver of premium, post-confinement, post-acute care or recuperative benefits on a prior institutionalization requirement.

7. A long-term care insurance policy containing post-confinement, post-acute care or recuperative benefits shall clearly label in a separate paragraph of the policy or certificate entitled "Limitations or Conditions on Eligibility for Benefits" such limitations or conditions, including any required number of days of confinement.

8. A long-term care insurance policy or rider which conditions eligibility of noninstitutional benefits on the prior receipt of institutional care shall not require a prior institutional stay of more than thirty days.

9. No long-term care insurance policy or rider which provides benefits only following institutionalization shall condition such benefits upon admission to a facility for the same or related conditions within a period of less than thirty days after discharge from the institution.

10. The director may adopt regulations establishing loss ratio standards for long-term care insurance policies provided that a specific reference to long-term care insurance policies is contained in the regulation.

11. Long-term care insurance applicants shall have the right to return the policy or certificate within thirty days of its delivery and to have the premium refunded if, after examination of the policy or certificate, the applicant is not satisfied for any reason. Long-term care insurance policies and certificates shall have a notice prominently printed on the first page or attached thereto stating in substance that the applicant shall have the right to return the policy or certificate within thirty days of its delivery and to have the premium refunded if, after examination of the policy or certificate, other than a certificate issued pursuant to a policy issued to a group defined in paragraph (a) of subdivision (4) of subsection 2 of section 376.1100, the applicant is not satisfied for any reason. This subsection shall also apply to denials of applications and any refund must be made within thirty days of the return or denial.

12. (1) If a long-term care insurance policy issued, delivered, or renewed in this state on or after January 1, 2011, is cancelled for any reason, the insurer shall refund the unearned portion of any premium paid beyond the month in which the cancellation is effective. Any refund shall be returned to the policyholder within twenty days from the date the insurer receives notice of the cancellation. Long-term care insurance policies and certificates shall have a notice prominently printed on the first page or attached thereto stating in substance that the applicant shall be entitled to a refund of the unearned premium if the policy is cancelled for any reason.

(2) The policyholder may notify the insurer of cancellation of such long-term care insurance policy at any time by sending written or electronic notification.

13. No long-term care insurance policy shall increase premium rates, measured annually, in excess of the amount that is actuarially justified based on credible experience, and on the rate basis in effect in this state without recognition of rates that may be in effect in other states."; and

Further amend the title and enacting clause accordingly.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 4*

AMEND Senate Committee Substitute for House Bill No. 604, Page 39, Section 375.246, Line 915, by inserting after all of said line the following:

"376.1551. 1. As used in this section, the following terms mean:

- (1) "Health benefit plan", the same meaning given to the term in section 376.1350;**
- (2) "Health carrier", the same meaning given to the term in section 376.1350;**
- (3) "Mental health condition", the same meaning given to the term in section 376.1550.**

2. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2022, and that provide coverage for a mental health condition shall meet the requirements of the Mental Health Parity and Addiction Equity Act of 2008, 42 U.S.C. Section 300gg-26, as amended, and the regulations promulgated thereunder. The director may enforce such requirements subject to the provisions of this section.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of twelve months' or less duration, a health benefit plan in the small group market that was issued before January 1, 2014, or a health benefit plan in the individual market that was purchased before January 1, 2014, or any other supplemental policy as determined by the director of the department of commerce and insurance.

4. The director may promulgate rules to effectuate the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 330, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 72, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS IN CONFERENCE

SS#2 SCS HCS HB 271, as amended, relating to local government, was again taken up by Representative Wiemann.

Representative Wiemann moved that the House conferees be allowed to exceed the differences on **SS#2 SCS HCS HB 271, as amended**, in Section 67.1847.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 403, as amended, with House Amendment No. 1 to House Amendment No. 15 and House Amendment No. 15, pending, relating to health care, was again taken up by Representative Patterson.

House Amendment No. 1 to House Amendment No. 15 was withdrawn.

On motion of Representative Wright, **House Amendment No. 15** was adopted.

Representative Kelley (127) offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 42, Section 135.690, Line 97, by inserting after all of said section and line the following:

- "191.1165. 1. Medication-assisted treatment (MAT) shall include pharmacologic therapies. A formulary used by a health insurer or managed by a pharmacy benefits manager, or medical benefit coverage in the case of medications dispensed through an opioid treatment program, shall include:
- (1) Buprenorphine ~~[tablets]~~;
 - (2) Methadone;
 - (3) Naloxone;
 - (4) ~~[Extended-release injectable]~~ Naltrexone; and
 - (5) Buprenorphine/naloxone combination.
2. All MAT medications required for compliance in this section shall be placed on the lowest cost-sharing tier of the formulary managed by the health insurer or the pharmacy benefits manager.
3. MAT medications provided for in this section shall not be subject to any of the following:
- (1) Any annual or lifetime dollar limitations;
 - (2) Financial requirements and quantitative treatment limitations that do not comply with the Mental Health Parity and Addiction Equity Act of 2008 (MHPAEA), specifically 45 CFR 146.136(c)(3);
 - (3) Step therapy or other similar drug utilization strategy or policy when it conflicts or interferes with a prescribed or recommended course of treatment from a licensed health care professional; and
 - (4) Prior authorization for MAT medications as specified in this section.
4. MAT medications outlined in this section shall apply to all health insurance plans delivered in the state of Missouri.
5. Any entity that holds itself out as a treatment program or that applies for licensure by the state to provide clinical treatment services for substance use disorders shall be required to disclose the MAT services it provides, as well as which of its levels of care have been certified by an independent, national, or other organization that has competencies in the use of the applicable placement guidelines and level of care standards.
6. The MO HealthNet program shall cover the MAT medications and services provided for in this section and include those MAT medications in its preferred drug lists for the treatment of substance use disorders and prevention of overdose and death. The preferred drug list shall include all current and new formulations and medications that are approved by the U.S. Food and Drug Administration for the treatment of substance use disorders.

7. Subject to appropriations, the department of corrections and all other state entities responsible for the care of persons detained or incarcerated in jails and prisons shall be required to ensure all persons under their care are assessed for substance use disorders using standard diagnostic criteria by a social worker; professional counselor; licensed psychologist; psychiatrist; or qualified addiction professional as defined by the department of mental health within the scope of practice for which he or she is credentialed. The department of corrections or entity shall make available the MAT services covered in this section, consistent with a treatment plan developed by the physician, and shall not impose any arbitrary limitations on the type of medication or other treatment prescribed or the dose or duration of MAT recommended by the physician.

8. Drug courts or other diversion programs that provide for alternatives to jail or prison for persons with a substance use disorder shall be required to ensure all persons under their care are assessed for substance use disorders using standard diagnostic criteria by a licensed physician who actively treats patients with substance use disorders. The court or other diversion program shall make available the MAT services covered under this section, consistent with a treatment plan developed by the physician, and shall not impose any limitations on the type of medication or other treatment prescribed or the dose or duration of MAT recommended by the physician.

[8-] 9. Requirements under this section shall not be subject to a covered person's prior success or failure of the services provided."; and

Further amend said bill, Page 11, Section 574.204, Line 9, by inserting after all of said section and line the following:

"Section 1. The Missouri Dental Board may collaborate with the Department of Health and Senior Services and the Office of Dental Health and may approve pilot projects to examine new methods to extend care to underserved populations. These pilot projects may employ techniques or approaches to care that are outside existing statutes and rules provided:

(1) The project plan has a clearly stated objective of serving a specific underserved population that warrants, in the opinion of a majority of the Board, granting approval for a pilot project;

(2) The project has a finite start date and termination date;

(3) The project clearly defines the new techniques or approaches it intends to examine to determine if it results in an improvement in access or quality of care;

(4) The project plan identifies specific and limited locations and populations to participate in the pilot project;

(5) The project plan clearly establishes minimum guidelines and standards for the pilot project including provisions for protecting safety of participating patients;

(6) The project plan clearly defines the measurement criteria it will use to evaluate the outcomes of the pilot project on access and quality of care; and

(7) The project plan identifies reporting intervals to communicate interim and final outcomes to the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Collins offered **House Amendment No. 1 to House Amendment No. 16.**

House Amendment No. 1

to

House Amendment No. 16

AMEND House Amendment No. 16 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 2, Line 18, by inserting after all of said line the following:

"Further amend said bill, Page 9, Section 197.135, Line 47, by inserting after all of said section and line the following:

"197.175. 1. Before January 1, 2022, each hospital licensed under this chapter shall adopt a written policy on discharge planning for homeless patients and provide a copy of the policy to all hospital employees.

2. Each hospital's policy shall require the hospital to perform the following actions:
- (1) Discharge homeless patients to safe and appropriate locations;
 - (2) Make appropriate arrangements for the care to be received by homeless patients following discharge;
 - (3) Coordinate referrals for homeless patients with social service providers in the region in which the hospital is located;
 - (4) Coordinate services and referrals for homeless patients with any appropriate city and county agencies that provide services for homeless persons;
 - (5) Offer to every homeless patient, before discharge, a meal and weather-appropriate clothing; and
 - (6) Transport every homeless patient to his or her discharge destination as long as the destination is located no more than thirty miles from the hospital.

208.226. 1. For purposes of this section, the term "division" means the MO HealthNet"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Collins moved that **House Amendment No. 1 to House Amendment No. 16** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Collins:

AYES: 059

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 16
Brown 27	Brown 70	Burnett	Burton	Butz
Coleman 97	Collins	Dogan	Doll	Ellebracht
Fitzwater	Fogle	Gunby	Hicks	Hill
Johnson	Kidd	Lewis 25	Mackey	McCreery
Merideth	Morse	Mosley	Nurrenbern	Patterson
Person	Phifer	Price IV	Reedy	Roberts
Rogers	Rone	Rowland	Sander	Sauls
Schwadron	Seitz	Sharp 36	Smith 155	Smith 45
Stevens 46	Terry	Thompson	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

NOES: 084

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGill	Murphy	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Richey	Riggs	Riley
Ruth	Sassmann	Sharpe 4	Shaul	Simmons
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 003

McGaugh Roden Shields

ABSENT WITH LEAVE: 016

Aldridge	Bailey	Clemens	Cupps	Gray
Ingle	McDaniel	O'Donnell	Pietzman	Quade
Schnelting	Schroer	Smith 67	Tate	Trent
Veit				

VACANCIES: 001

On motion of Representative Kelley (127), **House Amendment No. 16** was adopted.

Representative Stephens (128) offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 4, Section 192.028, Line 8, by inserting after the word "**information.**" the phrase "**Nothing in this subsection shall be construed to restrict the exchange of protected health information between covered entities to enable treatment, payment and health care operations as permitted by Health Insurance Probability and Accountability Act of 1996 (P.L. 104-191, as amended) and regulations promulgates thereunder.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hovis offered **House Amendment No. 1 to House Amendment No. 17**.

*House Amendment No. 1
to
House Amendment No. 17*

AMEND House Amendment No. 17 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Line 6, by deleting the word "**promulgates**" on said line and inserting in lieu thereof the word "**promulgated**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 1 to House Amendment No. 17** was adopted.

Representative Thomas offered **House Amendment No. 2 to House Amendment No. 17**.

*House Amendment No. 2
to
House Amendment No. 17*

AMEND House Amendment No. 17 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Line 5, by deleting the word "**Probability**" and inserting in lieu thereof the word "**Portability**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thomas, **House Amendment No. 2 to House Amendment No. 17** was adopted.

Representative Collins offered **House Amendment No. 3 to House Amendment No. 17**.

*House Amendment No. 3
to
House Amendment No. 17*

AMEND House Amendment No. 17 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 403, Page 1, Line 6, by inserting after all of said line the following:

"Further amend said bill, Page 9, Section 197.135, Line 47, by inserting after all of said section and line the following:

"197.175. 1. Before January 1, 2022, each hospital licensed under this chapter shall adopt a written policy on discharge planning for homeless patients and provide a copy of the policy to all hospital employees.

2. Each hospital's policy shall require the hospital to perform the following actions:

(1) Discharge homeless patients to safe and appropriate locations;

(2) Make appropriate arrangements for the care to be received by homeless patients following discharge;

(3) Coordinate referrals for homeless patients with social service providers in the region in which the hospital is located;

(4) Coordinate services and referrals for homeless patients with any appropriate city and county agencies that provide services for homeless persons;

(5) Offer to every homeless patient, before discharge, a meal and weather-appropriate clothing; and

(6) Transport every homeless patient to his or her discharge destination as long as the destination is located no more than thirty miles from the hospital.

208.226. 1. For purposes of this section, the term "division" means the MO HealthNet"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Basye raised a point of order that **House Amendment No. 3 to House Amendment No. 17** is dilatory.

Speaker Vescovo resumed the Chair.

The Chair ruled the point of order well taken.

Representative Taylor (139) resumed the Chair.

Representative Stephens (128) moved that **House Amendment No. 17, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Black 137	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Derges	Doll	Ellebracht	Fitzwater

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Fogle	Gray	Gunby	Johnson	Lewis 25
Mackey	McCreery	McGaugh	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Sauls	Sharp 36	Shields	Smith 67
Stephens 128	Thomas	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Wright	Young		

NOES: 093

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dogan	Eggleston
Evans	Falkner	Fishel	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollock 123	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Simmons	Smith 155	Smith 163	Smith 45
Stacy	Tate	Taylor 139	Taylor 48	Thompson
Toalson Reisch	Trent	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Mr. Speaker		

PRESENT: 004

Merideth	Proudie	Terry	Windham
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ABSENT WITH LEAVE: 017

Aldridge	Bland Manlove	Brown 16	Dinkins	Francis
Haffner	Ingle	Kidd	Pietzman	Pollitt 52
Porter	Roden	Rone	Schnelting	Schroer
Stevens 46	Veit			

VACANCIES: 001

On motion of Representative Patterson, **HCS SCS SB 403, as amended**, was adopted.

On motion of Representative Patterson, **HCS SCS SB 403, as amended**, was read the third time and passed by the following vote:

AYES: 141

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges

Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 48	Terry	Thomas	Thompson	Turnbaugh
Unsicker	Van Schoiack	Wallingford	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young

Mr. Speaker

NOES: 008

Davis	Hill	McDaniel	Roden	Taylor 139
Toalson Reisch	Trent	Walsh 50		

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Brown 16	Francis	Haffner	Ingle
Kidd	Merideth	Pietzman	Pollitt 52	Rone
Schnelting	Schroer	Veit		

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 085

Adams	Anderson	Appelbaum	Atchison	Aune
Bailey	Bangert	Baringer	Barnes	Black 137
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Christofanelli	Clemens	Coleman 97
Collins	Copeland	Davis	DeGroot	Dinkins
Dogan	Doll	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Gray	Griffith
Gunby	Haley	Hardwick	Johnson	Kalberloh
Lewis 25	Lovasco	Mackey	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Nurrenbern
O'Donnell	Owen	Patterson	Person	Phifer
Price IV	Proudie	Quade	Reedy	Riley
Roberts	Rogers	Rowland	Ruth	Sassmann

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Sauls	Schwadron	Sharp 36	Sharpe 4	Shields
Smith 155	Smith 45	Smith 67	Stephens 128	Stevens 46
Terry	Thomas	Trent	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Wright	Young

NOES: 066

Andrews	Baker	Basye	Billington	Black 7
Boggs	Bromley	Buchheit-Courtway	Burger	Busick
Chipman	Coleman 32	Cook	Cupps	Davidson
Deaton	Derges	Eggleston	Gregory 51	Gregory 96
Grier	Griesheimer	Haden	Hannegan	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mayhew	McDaniel	Murphy	Perkins
Pike	Plocher	Pollock 123	Porter	Pouche
Railsback	Richey	Riggs	Roden	Sander
Seitz	Shaul	Simmons	Smith 163	Stacy
Tate	Taylor 139	Taylor 48	Thompson	Toalson Reisch
Van Schoiack	Wallingford	Walsh 50	West	Wiemann
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Brown 16	Francis	Haffner	Ingle
Pietzman	Pollitt 52	Rone	Schnelting	Schroer
Veit				

VACANCIES: 001

COMMITTEE REPORTS

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS SS SCS SB 289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (8): Burnett, Houx, Kelly (141), McCreery, Shaul, Taylor (139), Veit and Wiemann

Noes (0)

Absent (1): Hicks

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Dogan, Eggleston, Gregory (96), Hudson and McGaugh

Noes (4): Bosley, Mackey, McDaniel and Phifer

Absent (4): Fitzwater, Ingle, Patterson and Ruth

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 SCS SB 91**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Mackey, McDaniel, McGaugh and Phifer

Noes (0)

Absent (4): Fitzwater, Ingle, Patterson and Ruth

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 SS SB 327**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Mackey, McDaniel, McGaugh and Phifer

Noes (0)

Absent (4): Fitzwater, Ingle, Patterson and Ruth

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Kelly (141)

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 128**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 231**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Kelly (141)

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Richey

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS#2 HB 69** entitled:

An act to repeal sections 407.292, 407.300, and 570.030, RSMo, and to enact in lieu thereof four new sections relating to certain metals, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 734** entitled:

An act to repeal sections 386.370, 393.106, 393.355, 394.120, and 400.9-109, RSMo, and to enact in lieu thereof eleven new sections relating to utilities.

With Senate Amendment No. 1, Senate Amendment No. 2, and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 734, Page 1, Section 67.309, Line 12, by inserting after all of said line the following:

"91.025. 1. As used in this section, the following terms mean:

- (1) "Municipally owned or operated electric power system", a system for the distribution of electrical power and energy to the inhabitants of a municipality which is owned and operated by the municipality itself, whether operated under authority pursuant to this chapter or under a charter form of government;
- (2) "Permanent service", electrical service provided through facilities which have been permanently installed on a structure and which are designed to provide electric service for the structure's anticipated needs for the indefinite future, as contrasted with facilities installed temporarily to provide electrical service during construction. Service provided temporarily shall be at the risk of the electrical supplier and shall not be determinative of the rights of the provider or recipient of permanent service;
- (3) "Structure" or "structures", an agricultural, residential, commercial, industrial or other building or a mechanical installation, machinery or apparatus at which retail electric energy is being delivered through a metering device which is located on or adjacent to the structure and connected to the lines of an electrical corporation, rural electric cooperative, municipally owned or operated electric power system, or joint municipal utility commission. Such terms shall include any contiguous or adjacent additions to or expansions of a particular structure. Nothing in this section shall be construed to confer any right on an electric supplier to serve new structures on a particular tract of land because it was serving an existing structure on that tract.

2. Once a municipally owned or operated electrical system, or its predecessor in interest, lawfully commences supplying retail electric energy to a structure through permanent service facilities, it shall have the right to continue serving such structure, and other suppliers of electrical energy shall not have the right to provide service to the structure except as might be otherwise permitted in the context of municipal annexation, pursuant to section 386.800 or pursuant to a territorial agreement approved under section 394.312. The public service commission, upon application made by a customer, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential, and the commission is hereby given jurisdiction over municipally owned or operated electric systems to accomplish the purpose of this section. The commission's jurisdiction under this section is limited to public interest determinations and excludes questions as to the lawfulness of the provision of service, such questions being reserved to courts of competent jurisdiction. Except as provided in this section, nothing in this section shall be construed as otherwise conferring upon the commission jurisdiction over the service, rates, financing, accounting or management of any such municipally owned or operated electrical system, and nothing in this section, section 393.106, and section 394.315 shall affect the rights, privileges or duties of any municipality to

form or operate municipally owned or operated electrical systems. Nothing in this section shall be construed to make lawful any provision of service which was unlawful prior to July 11, 1991. Nothing in this section shall be construed to make unlawful the continued lawful provision of service to any structure which may have had a different supplier in the past, if such a change in supplier was lawful at the time it occurred.

3. Notwithstanding the provisions of this section, section 393.106, section 394.080, and section 394.315 to the contrary, in the event that a retail electric supplier is providing service to a structure located within a city, town, or village that has ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric supplier may provide permanent service to the new structure upon the request of the owner of the new structure."; and

Further amend said bill, Page 4, Section 386.370, Line 77, by inserting after all of said line the following:

"386.800. 1. No municipally owned electric utility may provide electric energy at retail to any structure located outside the municipality's corporate boundaries after July 11, 1991, unless:

(1) The structure was lawfully receiving permanent service from the municipally owned electric utility prior to July 11, 1991; or

(2) The service is provided pursuant to an approved territorial agreement under section 394.312; **or**

(3) The service is provided pursuant to lawful municipal annexation and subject to the provisions of this section; or

(4) The structure is located in an area which was previously served by an electrical corporation regulated under chapter 386, and chapter 393, and the electrical corporation's authorized service territory was contiguous to or inclusive of the municipality's previous corporate boundaries, and the electrical corporation's ownership or operating rights within the area were acquired in total by the municipally owned electrical system prior to July 11, 1991. In the event that a municipally owned electric utility in a city with a population of more than one hundred twenty-five thousand located in a county of the first class not having a charter form of government and not adjacent to any other county of the first class desires to serve customers beyond the authorized service territory in an area which was previously served by an electrical corporation regulated under the provisions of chapter 386, and chapter 393, as provided in this subdivision, **in the absence of an approved territorial agreement under section 394.312**, the municipally owned utility shall apply to the public service commission for an order assigning nonexclusive service territories **and concurrently shall provide written notice of the application to other electric service suppliers with electric facilities located in or within one mile outside of the boundaries of the proposed expanded service territory**. The proposed service area shall be contiguous to the authorized service territory which was previously served by an electrical corporation regulated under the provisions of chapter 386, and chapter 393, as a condition precedent to the granting of the application. The commission shall have one hundred twenty days from the date of application to grant or deny the requested order. The commission **after a hearing** may grant the order upon a finding that granting of the applicant's request is not detrimental to the public interest. In granting the applicant's request the commission shall give due regard to territories previously granted to **or served by** other electric service suppliers **and the wasteful duplication of electric service facilities**.

2. Any municipally owned electric utility may extend, pursuant to lawful annexation, its **electric** service territory to include ~~any structure located within a newly annexed area which has not received permanent service from another supplier within ninety days prior to the effective date of the annexation~~ **areas where another electric supplier currently is not providing permanent service to a structure. If a rural electric cooperative has existing electric service facilities with adequate and necessary service capability located in or within one mile outside the boundaries of the area proposed to be annexed, a majority of the existing developers, landowners, or prospective electric customers in the area proposed to be annexed may, anytime within forty-five days prior to the effective date of the annexation, submit a written request to the governing body of the annexing municipality to invoke mandatory good faith negotiations under section 394.312 to determine which electric service supplier is best suited to serve all or portions of the newly annexed area. In such negotiations the following factors shall be considered, at a minimum:**

(1) The preference of landowners and prospective electric customers;

(2) The rates, terms, and conditions of service of the electric service suppliers;

(3) The economic impact on the electric service suppliers;

(4) Each electric service supplier's operational ability to serve all or portions of the annexed area within three years of the date the annexation becomes effective;

- (5) Avoiding the wasteful duplication of electric facilities;
- (6) Minimizing unnecessary encumbrances on the property and landscape within the area to be annexed; and
- (7) Preventing the waste of materials and natural resources.

If the municipally owned electric utility and rural electric cooperative are unable to negotiate a territorial agreement pursuant to section 394.312 within forty-five days, then they may submit proposals to those submitting the original written request, whose preference shall control, section 394.080 to the contrary notwithstanding, and the governing body of the annexing municipality shall not reject the petition requesting annexation based on such preference. This subsection shall not apply to municipally-owned property in any newly annexed area.

3. In the event an electrical corporation rather than a municipally owned electric utility lawfully is providing electric service in the municipality, all the provisions of subsection 2 of this section shall apply equally as if the electrical corporation were a municipally owned electric utility, except that if the electrical corporation and the rural electric cooperative are unable to negotiate a territorial agreement pursuant to section 394.312 within forty-five days, then either electric service supplier may file an application with the commission for an order determining which electric service supplier should serve, in whole or in part, the area to be annexed. The application shall be made pursuant to the rules and regulations of the commission governing applications for certificates of public convenience and necessity. The commission after the opportunity for hearing shall make its determination after consideration of the factors set forth in subdivisions (1) through (7) of subsection 2 of this section, and section 394.080 to the contrary notwithstanding, may grant its order upon a finding that granting of the applicant's request is not detrimental to the public interest. The commission shall issue its decision by report and order no later than one hundred twenty days from the date of the application unless otherwise ordered by the commission for good cause shown. Review of such commission decisions shall be governed by sections 386.500 to 386.550. If the applicant is a rural electric cooperative, the commission shall charge to the rural electric cooperative the appropriate fees as set forth in subsection 9 of this section.

[3-] 4. When a municipally owned electric utility desires to extend its service territory to include any structure located within a newly annexed area which has received permanent service from another **electric service** supplier within ninety days prior to the effective date of the annexation, it shall:

(1) Notify by publication in a newspaper of general circulation the record owner of said structure, and notify in writing any affected electric **service** supplier and the public service commission, within sixty days after the effective date of the annexation its desire to extend its service territory to include said structure; and

(2) Within six months after the effective date of the annexation receive the approval of the municipality's governing body to begin negotiations pursuant to section 394.312 with ~~[any]~~ the affected electric **service** supplier.

[4-] 5. Upon receiving approval from the municipality's governing body pursuant to subsection [3-] 4 of this section, the municipally owned electric utility and the affected electric **service** supplier shall meet and negotiate in good faith the terms of the territorial agreement and any transfers or acquisitions, including, as an alternative, granting the affected electric **service** supplier a franchise or authority to continue providing service in the annexed area. In the event that the affected electric **service** supplier does not provide wholesale electric power to the municipality, if the affected electric **service** supplier so desires, the parties ~~[shall]~~ **may** also negotiate, consistent with applicable law, regulations and existing power supply agreements, for power contracts which would provide for the purchase of power by the municipality from the affected electric **service** supplier for an amount of power equivalent to the loss of any sales to customers receiving permanent service at structures within the annexed areas which are being sought by the municipally owned electric utility. The parties shall have no more than one hundred eighty days from the date of receiving approval from the municipality's governing body within which to conclude their negotiations and file their territorial agreement with the commission for approval under the provisions of section 394.312. The time period for negotiations allowed under this subsection may be extended for a period not to exceed one hundred eighty days by a mutual agreement of the parties and a written request with the public service commission.

[5-] 6. For purposes of this section, the term "fair and reasonable compensation" shall mean the following:

(1) The present-day reproduction cost, new, of the properties and facilities serving the annexed areas, less depreciation computed on a straight-line basis; and

(2) An amount equal to the reasonable and prudent cost of detaching the facilities in the annexed areas and the reasonable and prudent cost of constructing any necessary facilities to reintegrate the system of the affected electric **service** supplier outside the annexed area after detaching the portion to be transferred to the municipally owned electric utility; and

(3) ~~[Four]~~ **Two** hundred percent of gross revenues less gross receipts taxes received by the affected electric **service** supplier from the twelve-month period preceding the approval of the municipality's governing body under the provisions of subdivision (2) of subsection ~~[3]~~ **4** of this section, normalized to produce a representative usage from customers at the subject structures in the annexed area; and

(4) Any federal, state and local taxes which may be incurred as a result of the transaction, including the recapture of any deduction or credit; and

(5) Any other costs reasonably incurred by the affected electric supplier in connection with the transaction.

~~[6-]~~ **7.** In the event the parties are unable to reach an agreement under subsection ~~[4]~~ **5** of this section, within sixty days after the expiration of the time specified for negotiations, the municipally owned electric utility **or the affected electric service supplier** may apply to the commission for an order assigning exclusive service territories within the annexed area and a determination of the fair and reasonable compensation amount to be paid to the affected electric **service** supplier under subsection ~~[5]~~ **6** of this section. Applications shall be made and notice of such filing shall be given to all affected parties pursuant to the rules and regulations of the commission governing applications for certificates of public convenience and necessity. Unless otherwise ordered by the commission for good cause shown, the commission shall rule on such applications not later than one hundred twenty days after the application is properly filed with the secretary of the commission. The commission shall hold evidentiary hearings to assign service territory between **the** affected electric **service** suppliers inside the annexed area and to determine the amount of compensation due any affected electric **service** supplier for the transfer of plant, facilities or associated lost revenues between electric **service** suppliers in the annexed area. The commission shall make such determinations based on findings of what best serves the public interest and shall issue its decision by report and order. Review of such commission decisions shall be governed by sections 386.500 to 386.550. The payment of compensation and transfer of title and operation of the facilities shall occur within ninety days after the order and any appeal therefrom becomes final unless the order provides otherwise.

~~[7-]~~ **8.** In reaching its decision under subsection ~~[6]~~ **7** of this section, the commission shall consider the following factors:

(1) Whether the acquisition or transfers sought by the municipally owned electric utility within the annexed area from the affected electric **service** supplier are, in total, in the public interest, including **the preference of the owner of any affected structure**, consideration of rate disparities between the competing electric **service** suppliers, and issues of unjust rate discrimination among customers of a single electric **service** supplier if the rates to be charged in the annexed areas are lower than those charged to other system customers; and

(2) The fair and reasonable compensation to be paid by the municipally owned electric utility, to the affected electric **service** supplier with existing system operations within the annexed area, for any proposed acquisitions or transfers; and

(3) Any effect on system operation, including, but not limited to, loss of load and loss of revenue; and

(4) Any other issues upon which the municipally owned electric utility and the affected electric **service** supplier might otherwise agree, including, but not limited to, the valuation formulas and factors contained in subsections ~~[4, 5 and 6]~~ **5, 6, and 7**, of this section, even if the parties could not voluntarily reach an agreement thereon under those subsections.

~~[8-]~~ **9.** The commission is hereby given all necessary jurisdiction over municipally owned electric utilities and rural electric cooperatives to carry out the purposes of this section consistent with other applicable law; provided, however, the commission shall not have jurisdiction to compel the transfer of customers or structures with a connected load greater than one thousand kilowatts. The commission shall by rule set appropriate fees to be charged on a case-by-case basis to municipally owned electric utilities and rural electric cooperatives to cover all necessary costs incurred by the commission in carrying out its duties under this section. **Nothing in this section shall be construed as otherwise conferring upon the public service commission jurisdiction over the service, rates, financing, accounting, or management of any rural electric cooperative or municipally owned electric utility, except as provided in this section.**

10. Notwithstanding sections 394.020 and 394.080 to the contrary, a rural electric cooperative may provide electric service within the corporate boundaries of a municipality if such service is provided:

(1) Pursuant to subsections 2 through 9 of this section; and

(2) Such service is conditioned upon the execution of the appropriate territorial and municipal franchise agreements, which may include a nondiscriminatory requirement, consistent with other applicable law, that the rural electric cooperative collect and remit a sales tax based on the amount of electricity sold by the rural electric cooperative within the municipality."; and

Further amend said bill, Page 10, Section 393.106, Line 85, by inserting after all of said line the following:

"4. Notwithstanding the provisions of this section, section 91.025, section 394.080, and section 394.315 to the contrary, in the event that a retail electric supplier is providing service to a structure located within a city, town, or village that ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric service supplier may provide permanent service to the new structure upon the request of the owner of the new structure."; and

Further amend said bill, Page 62, Section 393.1715, Line 150, by inserting after all of said line the following:

"394.020. In this chapter, unless the context otherwise requires,

(1) "Member" means each incorporator of a cooperative and each person admitted to and retaining membership therein, and shall include a husband and wife admitted to joint membership;

(2) "Person" includes any natural person, firm, association, corporation, business trust, partnership, federal agency, state or political subdivision or agency thereof, or any body politic; and

(3) "Rural area" shall be deemed to mean any area of the United States not included within the boundaries of any city, town or village having a population in excess of ~~fifteen~~ **sixteen** hundred inhabitants, and such term shall be deemed to include both the farm and nonfarm population thereof. **The number of inhabitants specified in this subsection shall be increased by six percent every ten years after each decennial census beginning in 2030.";** and

Further amend said bill, Page 63, Section 394.120, Line 57, by inserting after all of said line the following:

"394.315. 1. As used in this section, the following terms mean:

(1) "Permanent service", electrical service provided through facilities which have been permanently installed on a structure and which are designed to provide electric service for the structure's anticipated needs for the indefinite future, as contrasted with facilities installed temporarily to provide electrical service during construction. Service provided temporarily shall be at the risk of the electrical supplier and shall not be determinative of the rights of the provider or recipient of permanent service;

(2) "Structure" or "structures", an agricultural, residential, commercial, industrial or other building or a mechanical installation, machinery or apparatus at which retail electric energy is being delivered through a metering device which is located on or adjacent to the structure and connected to the lines of an electrical supplier. Such terms shall include any contiguous or adjacent additions to or expansions of a particular structure. Nothing in this section shall be construed to confer any right on ~~a rural electric cooperative~~ **an electric supplier** to serve new structures on a particular tract of land because it was serving an existing structure on that tract.

2. Once a rural electric cooperative, or its predecessor in interest, lawfully commences supplying retail electric energy to a structure through permanent service facilities, it shall have the right to continue serving such structure, and other suppliers of electrical energy shall not have the right to provide service to the structure except as might be otherwise permitted in the context of municipal annexation, pursuant to section 386.800 and section 394.080, or pursuant to a territorial agreement approved under section 394.312. The public service commission, upon application made by an affected party, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential, and the commission is hereby given jurisdiction over rural electric cooperatives to accomplish the purpose of this section. The commission's jurisdiction under this section is limited to public interest determinations and excludes questions as to the lawfulness of the provision of service, such questions being reserved to courts of competent jurisdiction. Except as provided herein, nothing in this section shall be construed as otherwise conferring upon the commission jurisdiction over the service, rates, financing, accounting or management of any such cooperative, and except as provided in this section, nothing contained herein shall affect the rights, privileges or duties of existing cooperatives pursuant to this chapter. Nothing in this section shall be construed to make lawful any provision of service which was unlawful prior to July 11, 1991. Nothing in this section shall be construed to make unlawful the continued lawful provision of service to any structure which may have had a different supplier in the past, if such a change in supplier was lawful at the time it occurred. However, those customers who had cancelled service with their previous supplier or had requested cancellation by May 1, 1991, shall be eligible to change suppliers as per previous procedures. No customer shall be allowed to change electric suppliers by disconnecting service between May 1, 1991, and July 11, 1991.

3. Notwithstanding the provisions of this section, section 91.025, section 393.106, and section 394.080 to the contrary, in the event that a retail electric supplier is providing service to a structure located within a

city, town, or village that has ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric service supplier may provide permanent service to the new structure upon the request of the owner of the new structure."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 734, Page 1, Section 67.309, Line 12, by inserting after all of said line the following:

"204.569. When an unincorporated sewer subdistrict of a common sewer district has been formed pursuant to sections 204.565 to 204.573, the board of trustees of the common sewer district shall have the same powers with regard to the subdistrict as for the common sewer district as a whole, plus the following additional powers:

(1) To enter into agreements to accept, take title to, or otherwise acquire, and to operate such sewers, sewer systems, treatment and disposal facilities, and other property, both real and personal, of the political subdivisions included in the subdistrict as the board determines to be in the interest of the common sewer district to acquire or operate, according to such terms and conditions as the board finds reasonable, provided that such authority shall be in addition to the powers of the board of trustees pursuant to section 204.340;

(2) To provide for the construction, extension, improvement, and operation of such sewers, sewer systems, and treatment and disposal facilities, as the board determines necessary for the preservation of public health and maintenance of sanitary conditions in the subdistrict;

(3) For the purpose of meeting the costs of activities undertaken pursuant to the authority granted in this section, to issue bonds in anticipation of revenues of the subdistrict in the same manner as set out in sections 204.360 to 204.450, for other bonds of the common sewer district. Issuance of such bonds for the subdistrict shall require the assent only of four-sevenths of the voters of the subdistrict voting on the question~~[-and]~~ **except that, as an alternative to such a vote, if the subdistrict is a part of a common sewer district located in whole or in part in any county of the first classification without a charter form of government adjacent to a county of the first classification with a charter form of government and a population of at least six hundred thousand and not more than seven hundred fifty thousand, bonds may be issued for such subdistrict if the question receives the written assent of three-quarters of the customers of the subdistrict in a manner consistent with section 204.370, where "customer", as used in this subdivision, means any political subdivision within the subdistrict that has a service or user agreement with the common sewer district.** The principal and interest of such bonds shall be payable only from the revenues of the subdistrict and not from any revenues of the common sewer district as a whole;

(4) To charge the costs of the common sewer district for operation and maintenance attributable to the subdistrict, plus a proportionate share of the common sewer district's costs of administration to revenues of the subdistrict and to consider such costs in determining reasonable charges to impose within the subdistrict under section 204.440;

(5) With prior concurrence of the subdistrict's advisory board, to provide for the treatment and disposal of sewage from the subdistrict in or by means of facilities of the common sewer district not located within the subdistrict, in which case the board of trustees shall also have authority to charge a proportionate share of the costs of the common sewer district for operation and maintenance to revenues of the subdistrict and to consider such costs in determining reasonable charges to impose within the subdistrict under section 204.440."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 734, Page 1, Section 67.309, Line 12, by inserting after all of said line the following:

"137.123. 1. Beginning January 1, 2022, for purposes of assessing all real property, excluding land, or tangible personal property associated with a project that uses wind energy directly to generate electricity, the

following depreciation tables shall be used to determine the true value in money of such property. The first year shown in the table shall be the year immediately following the year of construction of the property. The original costs shall reflect either:

- (1) The actual and documented original property cost to the taxpayer, as shall be provided by the taxpayer to the assessor; or
- (2) In the absence of actual and documented original property cost to the taxpayer, the estimated cost of the property by the assessor, using an authoritative cost guide.

For purposes of this section, and to estimate the value of all real property, excluding land, or tangible personal property associated with a project that uses wind energy directly to generate electricity, each assessor shall apply the percentage shown to the original cost for the first year following the year of construction of the property, and the percentage shown for each succeeding year shall be the percentage of the original cost used for January first of the respective succeeding year as follows:

Year	Percentage
1	40%
2	40%
3	37%
4	37%
5	35%

Any real property, excluding land, or tangible personal property associated with a project that uses wind energy directly to generate electricity shall continue in subsequent years to have the depreciation percentage last listed in the appropriate column in the table.

2. Nothing in this section shall be construed to prohibit a project from engaging in enhanced enterprise zone agreements under sections 135.950 to 135.973 or similar tax abatement agreements with state or local officials or to affect any existing enhanced enterprise zone agreements.

153.030. 1. All bridges over streams dividing this state from any other state owned, used, leased or otherwise controlled by any person, corporation, railroad company or joint stock company, and all bridges across or over navigable streams within this state, where the charge is made for crossing the same, which are now constructed, which are in the course of construction, or which shall hereafter be constructed, and all property, real and tangible personal, owned, used, leased or otherwise controlled by telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies and express companies shall be subject to taxation for state, county, municipal and other local purposes to the same extent as the property of private persons.

2. And taxes levied thereon shall be levied and collected in the manner as is now or may hereafter be provided by law for the taxation of railroad property in this state, and county commissions, county boards of equalization and the state tax commission are hereby required to perform the same duties and are given the same powers, including punitive powers, in assessing, equalizing and adjusting the taxes on the property set forth in this section as the county commissions and boards of equalization and state tax commission have or may hereafter be empowered with, in assessing, equalizing, and adjusting the taxes on railroad property; and an authorized officer of any such bridge, telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies, or express company or the owner of any such toll bridge, is hereby required to render reports of the property of such bridge, telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies, or express companies in like manner as the authorized officer of the railroad company is now or may hereafter be required to render for the taxation of railroad property.

3. On or before the fifteenth day of April in the year 1946 and each year thereafter an authorized officer of each such company shall furnish the state tax commission and county clerks a report, duly subscribed and sworn to by such authorized officer, which is like in nature and purpose to the reports required of railroads under chapter 151 showing the full amount of all real and tangible personal property owned, used, leased or otherwise controlled by each such company on January first of the year in which the report is due.

4. If any telephone company assessed pursuant to chapter 153 has a microwave relay station or stations in a county in which it has no wire mileage but has wire mileage in another county, then, for purposes of apportioning the assessed value of the distributable property of such companies, the straight line distance between such microwave relay stations shall constitute miles of wire. In the event that any public utility company assessed pursuant to this chapter has no distributable property which physically traverses the counties in which it operates, then the assessed value of the distributable property of such company shall be apportioned to the physical location of the distributable property.

5. (1) Notwithstanding any provision of law to the contrary, beginning January 1, 2019, a telephone company shall make a one-time election within the tax year to be assessed:

- (a) Using the methodology for property tax purposes as provided under this section; or
- (b) Using the methodology for property tax purposes as provided under this section for property consisting of land and buildings and be assessed for all other property exclusively using the methodology utilized under section 137.122.

If a telephone company begins operations, including a merger of multiple telephone companies, after August 28, 2018, it shall make its one-time election to be assessed using the methodology for property tax purposes as described under paragraph (b) of subdivision (1) of this subsection within the year in which the telephone company begins its operations. A telephone company that fails to make a timely election shall be deemed to have elected to be assessed using the methodology for property tax purposes as provided under subsections 1 to 4 of this section.

(2) The provisions of this subsection shall not be construed to change the original assessment jurisdiction of the state tax commission.

(3) Nothing in subdivision (1) of this subsection shall be construed as applying to any other utility.

(4) (a) The provisions of this subdivision shall ensure that school districts may avoid any fiscal impact as a result of a telephone company being assessed under the provisions of paragraph (b) of subdivision (1) of this subsection. If a school district's current operating levy is below the greater of its most recent voter-approved tax rate or the most recent voter-approved tax rate as adjusted under subdivision (2) of subsection 5 of section 137.073, it shall comply with section 137.073.

(b) Beginning January 1, 2019, any school district currently operating at a tax rate equal to the greater of the most recent voter-approved tax rate or the most recent voter-approved tax rate as adjusted under subdivision (2) of subsection 5 of section 137.073 that receives less tax revenue from a specific telephone company under this subsection, on or before January thirty-first of the year following the tax year in which the school district received less revenue from a specific telephone company, may by resolution of the school board impose a fee, as determined under this subsection, in order to obtain such revenue. The resolution shall include all facts that support the imposition of the fee. If the school district receives voter approval to raise its tax rate, the district shall no longer impose the fee authorized in this paragraph.

(c) Any fee imposed under paragraph (b) of this subdivision shall be determined by taking the difference between the tax revenue the telephone company paid in the tax year in question and the tax revenue the telephone company would have paid in such year had it not made an election under subdivision (1) of this subsection, which shall be calculated by taking the telephone company valuations in the tax year in question, as determined by the state tax commission under paragraph (d) of this subdivision, and applying such valuations to the apportionment process in subsection 2 of section 151.150. The school district shall issue a billing, as provided in this subdivision, to any such telephone company. A telephone company shall have forty-five days after receipt of a billing to remit its payment of its portion of the fees to the school district. Notwithstanding any other provision of law, the issuance or receipt of such fee shall not be used:

- a. In determining the amount of state aid that a school district receives under section 163.031;
- b. In determining the amount that may be collected under a property tax levy by such district; or
- c. For any other purpose.

For the purposes of accounting, a telephone company that issues a payment to a school district under this subsection shall treat such payment as a tax.

(d) When establishing the valuation of a telephone company assessed under paragraph (b) of subdivision (1) of this subsection, the state tax commission shall also determine the difference between the assessed value of a telephone company if:

- a. Assessed under paragraph (b) of subdivision (1) of this subsection; and
- b. Assessed exclusively under subsections 1 to 4 of this section.

The state tax commission shall then apportion such amount to each county and provide such information to any school district making a request for such information.

(e) This subsection shall expire when no school district is eligible for a fee.

6. (1) If any public utility company assessed pursuant to this chapter has ownership of any real or personal property associated with a project which uses wind energy directly to generate electricity, such wind energy project

property shall be valued and taxed by any local authorities having jurisdiction under the provisions of chapter 137 and other relevant provisions of the law.

(2) Notwithstanding any provision of law to the contrary, beginning January 1, 2020, for any public utility company assessed pursuant to this chapter which has a wind energy project, such wind energy project shall be assessed using the methodology for real and personal property as provided in this subsection:

- (a) Any wind energy property of such company shall be assessed upon the county assessor's local tax rolls;
- (b) ~~Any property consisting of land and buildings related to the wind energy project shall be assessed under chapter 137; and~~
- ~~—(c) All other [business] real property, excluding land,~~ or personal property related to the wind energy project shall be assessed using the methodology provided under section ~~[137.122]~~ **137.123**.

7. (1) If any public utility company assessed pursuant to this chapter has ownership of any real or personal property associated with a generation project which was originally constructed utilizing financing authorized pursuant to chapter 100 for construction, upon the transfer of ownership of such property to the public utility company such property shall be valued and taxed by any local authorities having jurisdiction under the provisions of chapter 137 and other relevant provisions of law.

(2) Notwithstanding any provision of law to the contrary, beginning January 1, 2022, for any public utility company assessed pursuant to this chapter which has ownership of any real or personal property associated with a generation project which was originally constructed utilizing financing authorized pursuant to chapter 100 for construction, upon the transfer of ownership of such property to the public utility company such property shall be assessed as follows:

(a) Any property associated with a generation project which was originally constructed utilizing financing authorized pursuant to chapter 100 for construction shall be assessed upon the county assessor's local tax rolls. The assessor shall rely on the public utility company for cost information of the generation portion of the property as found in the public utility company's Federal Energy Regulatory Commission Financial Report Form Number One at the time of transfer of ownership, and depreciate the costs provided in a manner similar to other commercial and industrial property.

(b) Any property consisting of land and buildings related to the generation property associated with a generation project which was originally constructed utilizing financing pursuant to chapter 100 for construction shall be assessed under chapter 137; and

(c) All other business or personal property related to a generation project which was originally constructed utilizing financing pursuant to chapter 100 for construction shall be assessed using the methodology provided under section 137.122.

153.034. 1. The term "distributable property" of an electric company shall include all the real or tangible personal property which is used directly in the generation and distribution of electric power, but not property used as a collateral facility nor property held for purposes other than generation and distribution of electricity. Such distributable property includes, but is not limited to:

- (1) Boiler plant equipment, turbogenerator units and generators;
- (2) Station equipment;
- (3) Towers, fixtures, poles, conductors, conduit transformers, services and meters;
- (4) Substation equipment and fences;
- (5) Rights-of-way;
- (6) Reactor, reactor plant equipment, and cooling towers;
- (7) Communication equipment used for control of generation and distribution of power;
- (8) Land associated with such distributable property.

2. The term "local property" of an electric company shall include all real and tangible personal property owned, used, leased or otherwise controlled by the electric company not used directly in the generation and distribution of power and not defined in subsection 1 of this section as distributable property. Such local property includes, but is not limited to:

- (1) Motor vehicles;
- (2) Construction work in progress;
- (3) Materials and supplies;
- (4) Office furniture, office equipment, and office fixtures;
- (5) Coal piles and nuclear fuel;
- (6) Land held for future use;
- (7) Workshops, warehouses, office buildings and generating plant structures;
- (8) Communication equipment not used for control of generation and distribution of power;

- (9) Roads, railroads, and bridges;
- (10) Reservoirs, dams, and waterways;
- (11) Land associated with other locally assessed property and all generating plant land.

3. (1) Any real or tangible personal property associated with a project which uses wind energy directly to generate electricity shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property.

(2) The real or tangible personal property referenced in subdivision (1) of this subsection shall include all equipment whose sole purpose is to support the integration of a wind generation asset into an existing system. Examples of such property may include, but are not limited to, wind chargers, windmills, wind turbines, wind towers, and associated electrical equipment such as inverters, pad mount transformers, power lines, storage equipment directly associated with wind generation assets, and substations.

4. For any real or tangible personal property associated with a generation project which was originally constructed utilizing financing authorized under chapter 100 for construction, upon the transfer of ownership of such property to a public utility, such property shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property."; and

Further amend said bill, Page 67, Section 400.9-109, Line 102, by inserting after all of said line the following:

~~"[393.1073. 1. There is hereby established the "Task Force on Wind Energy", which shall be composed of the following members:~~

- ~~— (1) Three members of the house of representatives, with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives;~~
- ~~— (2) Three members of the senate, with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate; and~~
- ~~— (3) Two representatives from Missouri county governments with experience in wind energy valuations, with one being a currently elected county assessor to be appointed by the speaker of the house of representatives, and one being a currently elected county clerk to be appointed by the president pro tempore of the senate.~~
- ~~— 2. The task force shall conduct public hearings and research, and shall compile a report for delivery to the general assembly by no later than December 31, 2019. Such report shall include information on the following:~~
- ~~— (1) The economic benefits and drawbacks of wind turbines to local communities and the state;~~
- ~~— (2) The fair, uniform, and standardized assessment and taxation of wind turbines and their connected equipment owned by a public utility company at the county level in all counties;~~
- ~~— (3) Compliance with existing federal and state programs and regulations; and~~
- ~~— (4) Potential legislation that will provide a uniform assessment and taxation methodology for wind turbines and their connected equipment owned by a public utility company that will be used in every county of Missouri.~~
- ~~— 3. The task force shall meet within thirty days after its creation and shall organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it. A majority of the task force shall constitute a quorum, and a majority vote of such quorum shall be required for any action.~~
- ~~— 4. The staff of house research and senate research shall provide necessary clerical, research, fiscal, and legal services to the task force, as the task force may request.~~
- ~~— 5. The members of the task force shall serve without compensation, but any actual~~

~~and necessary expenses incurred in the performance of the task force's official duties by the task force, its members, and any staff assigned to the task force shall be paid from the joint contingent fund.~~

~~—6. This section shall expire on December 31, 2019.]"; and~~

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 271**

The Conference Committee appointed on Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 271, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 271, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 271;
3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 271, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative John Wiemann
/s/ Representative Jason Chipman
/s/ Representative Jered Taylor
/s/ Representative Donna Baringer
/s/ Representative Tracy McCreery

FOR THE SENATE:

/s/ Senator Sandy Crawford
/s/ Senator Mike Bernskoetter
/s/ Senator Caleb Rowden
/s/ Senator Greg Razer
Senator Jill Schupp

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS#2 HB 69 - Fiscal Review
SCS HB 604, as amended - Fiscal Review
SS SCS HCS HB 734, as amended - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 57 - Fiscal Review
HCS#2 SCS SB 91 - Fiscal Review
HS HCS SS SCS SB 289 - Fiscal Review
HCS#2 SS SB 327 - Fiscal Review

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS#2 SCS HCS HB 271, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, May 11, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, May 11, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.
Policy changes.

FISCAL REVIEW

Tuesday, May 11, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 12, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 13, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 14, 2021, 8:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, May 11, 2021, 9:15 AM, House Hearing Room 6.

Executive session will be held: SS SB 317

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 11, 2021, 9:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 12, 2021, 9:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 13, 2021, 9:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 14, 2021, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, May 11, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 12, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 13, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 14, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-NINTH DAY, TUESDAY, MAY 11, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker

HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer

HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652 - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

SS SCS SB 57, (Fiscal Review 5/10/21) - Hicks
HCS#2 SCS SB 91, (Fiscal Review 5/10/21), E.C. - Fitzwater
HCS#2 SS SB 327, (Fiscal Review 5/10/21), E.C. - Kelly (141)
HCS SB 377 - Haden

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 22 - Grier
HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 365, E.C. - Murphy
HS HCS SCS SB 520 - Ruth
HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SS SCS SB 152, E.C. - Christofanelli
HS HCS SS SCS SB 289, (Fiscal Review 5/10/21) - Copeland
HCS SS SB 333 - Baker
HCS SS SCS SB 27, E.C. - Baker
SS SB 63 - Smith (155)
HCS SB 9 - Fitzwater
HCS SS SB 44 - Wallingford
SS SB 45 - Wiemann
SB 86, with HA 1, pending - Baker
SCS SB 272, (Fiscal Review 5/6/21) - Mosley
HCS SS SCS SB 4, (Fiscal Review 5/7/21), E.C. - Francis
HCS SB 5, (Fiscal Review 5/7/21), E.C. - Ruth
HCS SB 38, (Fiscal Review 5/7/21) - Griesheimer
SS#2 SCS SB 262, E.C. - Ruth
HCS SB 323, (Fiscal Review 5/7/21) - Wallingford

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2, with HA 1, pending - Murphy
SCR 7 - Black (7)

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
SS SCS HCS HB 697, as amended, (Fiscal Review 5/4/21) - DeGroot
SCS HB 604, as amended, (Fiscal Review 5/10/21) - Gregory (51)
SCS HCS#2 HB 69, (Fiscal Review 5/10/21) - Billington
SS SCS HCS HB 734, as amended, (Fiscal Review 5/10/21) - O'Donnell

BILLS CARRYING REQUEST MESSAGES

HCS SB 330, as amended, (request House recede/grant conference), E.C. - Shields
HCS SB 72, as amended, (request House recede/grant conference) - Smith (155)

BILLS IN CONFERENCE

SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 - Knight
CCR SS#2 SCS HCS HB 271, as amended (exceeded differences), (Fiscal Review 5/10/21), E.C.
- Wiemann
CCR SS#2 SCS HB 273, as amended (Senate exceeded differences) - Hannegan
HCS SB 226, as amended, E.C. - Christofanelli
HCS SS#2 SB 26, as amended, E.C. - Schroer
HCS SS SB 141, as amended - Black (137)
HCS SS SCS SBs 53 & 60, as amended, E.C. - Roberts

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-NINTH DAY, TUESDAY, MAY 11, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Peace I leave with you, My peace I give unto you: not as the world giveth, give I unto you. Let not your heart be troubled, neither let it be afraid. (John 14:27)

Eternal God, our rock, our refuge, and our strength in every generation, whose creative spirit ever calls us to new frontiers of thought and action, we bow before You this moment as we enter another legislative day together. With Your wisdom we would be made wise. By Your strength we would be made stronger. Inspired by Your Spirit we would be made more ready for our great responsibilities in the People's House.

May no political fear overwhelm us, no legal difficulty overcome us, no social discouragement overburden us, no heavy duty overtax us, but may we now and always keep our faith in You and in Your wise and gracious Spirit.

Bless our bicentennial state and our constituents. Together may we seek peace, patiently pursue it, and persevere in our pursuit until peace reigns in the hearts of our fellow citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Tyler Branstetter.

The Journal of the sixty-eighth day was approved as printed by the following vote:

AYES: 139

Anderson	Andrews	Appelbaum	Atchison	Bailey
Baker	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick

Henderson	Hill	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Morse	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Pike	Plocher
Pollett 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Riggs	Riley
Roberts	Rogers	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 003

Adams	McDaniel	Rowland
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PRESENT: 005

Bland Manlove	Doll	Merideth	Phifer	Windham
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ABSENT WITH LEAVE: 015

Aldridge	Aune	Bangert	Hicks	Houx
Mosley	Pietzman	Price IV	Richey	Roden
Sauls	Schnelting	Tate	Thomas	Veit

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS#2 HB 69**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 345**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Eggleston, Fitzwater, Griesheimer, Richey and Walsh (50)

Noes (2): Baringer and Terry

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 5**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 SCS SB 91**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS SS SCS SB 289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 323**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 SS SB 327**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 303, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SB 330, as amended, relating to licensed professionals, was taken up by Representative Shields.

Representative Shields moved that the House refuse to recede from its position on **HCS SB 330, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 72, as amended, relating to state designations, was taken up by Representative Smith (155).

Representative Smith (155) moved that the House refuse to recede from its position on **HCS SB 72, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 303, as amended, relating to workers' compensation, was taken up by Representative Henderson.

Representative Henderson moved that the House refuse to recede from its position on **HCS SB 303, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

SS SCS SB 57, HCS#2 SCS SB 91, HCS#2 SS SB 327, and HCS SB 377 were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 262, relating to transportation, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **SS#2 SCS SB 262** was agreed to.

SS#2 SCS SB 262 was laid over.

SB 86, with House Amendment No. 1, pending, relating to the use of public funds in elections, was taken up by Representative Baker.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 86, Page 1, Section 115.646, Line 15, by inserting after all of said section and line the following:

"135.715. 1. Notwithstanding any provision in section 135.713 to the contrary, the annual increase to the cumulative amount of tax credits under subsection 3 of section 135.713 shall cease when the amount of tax credits reaches fifty million dollars. The cumulative amount of tax credits that may be allocated to all taxpayers contributing to educational assistance organizations in the first year of the program shall not exceed twenty-five million dollars.

2. The state treasurer shall limit the number of educational assistance organizations that are certified to administer scholarship accounts to no more than ten such organizations in any single school year, with no more than six of such organizations having their principal place of business in:

(1) A county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants;

(2) A county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants;

(3) A county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants;

(4) A county with a charter form of government and with more than nine hundred fifty thousand inhabitants; or

(5) A city not within a county.

3. The state treasurer may delegate any duties assigned to the state treasurer under sections 135.712 to 135.719 and sections 166.700 to 166.720 to the Missouri empowerment scholarship accounts board, which is hereby established. The Missouri empowerment scholarship accounts board shall consist of the state treasurer, who shall serve as chair, the commissioner of the department of higher education and workforce development, the commissioner of education, the commissioner of the office of administration, one member appointed by the president pro tempore of the senate, one member appointed by the speaker of the house of representatives, and one member appointed by the governor with the advice and consent of the senate. The appointed members shall serve terms of four years or until their successors have been appointed and qualified. The board shall have all powers and duties assigned to the state treasurer under sections 135.712 to 135.719 and sections 166.700 to 166.720 that are delegated to the board by the state treasurer. Members of the board shall not receive compensation for their service, but may receive reimbursement for necessary expenses.

4. Notwithstanding the provisions of subsection 7 of section 135.716 to the contrary, four percent of the total qualifying contributions received by each educational assistance organization per calendar year shall be deposited in the Missouri empowerment scholarship accounts fund to be used by the state treasurer for marketing and administrative expenses or the costs incurred in administering the program, whichever is less.

5. Notwithstanding the provisions of subdivision (5) of subsection 2 of section 135.712 to the contrary, the term "qualifying contribution" shall mean a donation of cash, including, but not limited to, checks drawn on a banking institution located in the continental United States in U.S. dollars (other than cashier checks, or third-party checks exceeding ten thousand dollars), money orders, payroll deductions, and electronic fund transfers. This term shall not include stocks, bonds, other marketable securities, or property."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Bangert
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Butz	Clemens	Collins	Doll
Fogle	Gray	Gunby	Ingle	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 014

Aune	Baringer	Burton	Cupps	Ellebracht
Falkner	Houx	Pietzman	Price IV	Ruth
Schnelting	Simmons	Stevens 46	Toalson Reisch	

VACANCIES: 001

On motion of Representative Christofanelli, **House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26, of the Constitution:

AYES: 079

Baker	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Buchheit-Courtway	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Evans	Fitzwater	Gregory 51	Gregory 96	Grier
Griesheimer	Haden	Haffner	Hannegan	Hardwick
Hicks	Hill	Hovis	Hudson	Hurlbert
Kelley 127	Kelly 141	Kidd	Lewis 6	Mayhew
McDaniel	McGaugh	McGill	Murphy	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Richey	Riggs
Roden	Rone	Sander	Schroer	Schwadron
Seitz	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Mr. Speaker	

NOES: 072

Adams	Anderson	Andrews	Appelbaum	Atchison
Bailey	Bangert	Baringer	Barnes	Brown 16
Brown 27	Brown 70	Burger	Burnett	Burton
Butz	Clemens	Collins	Cook	Copeland
Derges	Doll	Ellebracht	Fishel	Fogle
Francis	Gray	Griffith	Gunby	Haley
Henderson	Ingle	Johnson	Kalberloh	Knight
Lewis 25	Lovasco	Mackey	McCreery	Merideth
Morse	Mosley	Nurrenbern	O'Donnell	Person
Phifer	Pollock 123	Price IV	Quade	Railsback
Reedy	Riley	Roberts	Rogers	Rowland
Sassmann	Sauls	Sharp 36	Sharpe 4	Smith 45
Smith 67	Stephens 128	Stevens 46	Tate	Terry
Thompson	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Wright	Young			

PRESENT: 004

Aldridge	Bland Manlove	Bosley	Windham
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ABSENT WITH LEAVE: 007

Aune	Cupps	Falkner	Houx	Pietzman
Ruth	Schnelting			

VACANCIES: 001

Representative Baker offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Bill No. 86, Page 1, Section 115.646, Line 15, by inserting after all of said section and line the following:

"167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in sections 167.121, 167.131, 167.132, and 167.895.

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support—if the children are between the ages of six and twenty years and are unable to pay tuition—may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. **(1) For all school years ending on or before June 30, 2022,** any person who pays a school tax in any other district than that in which ~~he~~ **the person** resides may send ~~his~~ **the person's** children to any public school in the district in which the tax is paid and receive as a credit on the amount charged for tuition the amount of the school tax paid to the district; except that any person who owns real estate of which eighty acres or more are used for agricultural purposes and upon which ~~his~~ **the person's** residence is situated may send ~~his~~ **the person's** children to public school in any school district in which a part of such real estate, contiguous to that upon which ~~his~~ **the person's** residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

(2) For all school years beginning on or after July 1, 2022, any person who owns residential real property or agricultural real property and pays a school tax in any district other than the district in which the person resides may send any of the person's children to a public school in any district in which the person pays such school tax. The school district or public school of choice shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

4. **(1) For all school years ending on or before June 30, 2022,** any owner of agricultural land who, ~~pursuant to~~ **under subdivision (1) of subsection 3 of this section,** has the option of sending ~~his~~ **such person's** children to the public schools of more than one district shall exercise such option as provided in this ~~subsection~~ **subdivision**. Such person shall send written notice to all school districts involved specifying to which school district ~~his~~ **the** children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of ~~his~~ **the person's** property lies. Such person shall not send any of ~~his~~ **such person's** children to the public schools of any district other than the one to which ~~he~~ **such person** has sent notice pursuant to this ~~subsection~~ **subdivision** in that school year or in which the majority of ~~his~~ **such person's** property lies without paying tuition to such school district.

(2) For all school years beginning on or after July 1, 2022, any owner of real property who elects to exercise the option provided in subdivision (2) of subsection 3 of this section shall exercise such option as provided in this subdivision. Such person shall send written notice to all school districts involved specifying which school district each child will attend thirty days prior to enrollment. When providing such notice, the person shall present proof of the person's payment of at least three thousand dollars of school taxes levied on the real property within such school district and ownership of the real property for no less than three years. Such proof may be determined by multiplying the school taxes paid on the most recent property tax receipt by the number of years such person has owned such real property. If a school district to which the person wishes to send a child does not receive the notification required under this subdivision, the child shall attend school in the district in which the person resides. Such person shall not send a child to the public schools of any district in which the person does not reside other than the district to which such person has sent notice under this subdivision relating to the particular child for that school year.

5. If a pupil is attending school in a district other than the district of residence and the pupil's parent is teaching in the school district or is a regular employee of the school district which the pupil is attending, then the district in which the pupil attends school shall allow the pupil to attend school upon payment of tuition in the same manner in which the district allows other pupils not entitled to free instruction to attend school in the district. The provisions of this subsection shall apply only to pupils attending school in a district which has an enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county ~~[of the first classification]~~ with a charter form of government which has a population in excess of six hundred thousand persons and not in excess of nine hundred thousand persons."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rone	Rowland	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bailey	Clemens	Cupps	Houx
Ingle	Mackey	McDaniel	Pietzman	Pouche
Sauls	Schnelting	Veit		

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 3** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 101

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hovis	Hudson
Hurlbert	Kelley 127	Kidd	Knight	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Doll	Ellebracht	Fogle	Gray	Gunby
Lewis 25	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 45
Stevens 46	Terry	Turnbaugh	Unsicker	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Bailey	Collins	Copeland	Cupps
Fitzwater	Houx	Ingle	Johnson	Kalberloh
Kelly 141	Lewis 6	Mackey	Pietzman	Schnelting
Smith 163	Smith 67	Veit	Walsh Moore 93	

VACANCIES: 001

On motion of Representative Baker, **SB 86, as amended**, was read the third time and passed by the following vote:

AYES: 084

Bailey	Baker	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Buchheit-Courtway	Chipman
Christofanelli	Coleman 32	Coleman 97	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51

Gregory 96	Grier	Griesheimer	Haden	Haffner
Hannegan	Hardwick	Hicks	Hill	Hovis
Hudson	Hurlbert	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Pouche	Reedy	Richey	Riggs	Roberts
Roden	Rone	Sander	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Mr. Speaker	

NOES: 067

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Brown 16	Brown 27	Brown 70
Burger	Burnett	Burton	Busick	Butz
Clemens	Collins	Cook	Derges	Doll
Ellebracht	Fogle	Francis	Gray	Griffith
Gunby	Haley	Henderson	Kalberloh	Knight
Lewis 25	Mackey	McCreery	Merideth	Morse
Mosley	Nurrenbern	Person	Phifer	Porter
Price IV	Proudie	Quade	Railsback	Riley
Rogers	Rowland	Sassmann	Sauls	Sharp 36
Smith 45	Stephens 128	Stevens 46	Tate	Terry
Thompson	Turnbaugh	Unsicker	Weber	Windham
Wright	Young			

PRESENT: 000

ABSENT WITH LEAVE: 011

Copeland	Cupps	Houx	Ingle	Johnson
Pietzman	Ruth	Schnelting	Smith 67	Veit
Walsh Moore 93				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SS SB 63, relating to the monitoring of certain prescribed controlled substances, was taken up by Representative Smith (155).

On motion of Representative Smith (155), the title of **SS SB 63** was agreed to.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 083

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Deaton	DeGroot
Dinkins	Dogan	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Griffith
Haden	Haley	Hannegan	Hardwick	Henderson
Hicks	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
Morse	Murphy	O'Donnell	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sassmann	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stephens 128	Taylor 48	Thompson	Trent	Van Schoiack
Wiemann	Wright	Mr. Speaker		

NOES: 070

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Bangert	Baringer	Bland Manlove	Bosley
Bromley	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davidson	Davis	Derges
Doll	Eggleston	Ellebracht	Fogle	Grier
Griesheimer	Gunby	Haffner	Hill	Johnson
Lewis 25	Mackey	McCreery	McGill	Merideth
Mosley	Nurrenbern	Person	Phifer	Pollock 123
Price IV	Proudie	Quade	Roden	Rogers
Rowland	Sander	Sauls	Schroer	Schwadron
Seitz	Simmons	Smith 45	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Terry	Thomas
Toalson Reisch	Turnbaugh	Unsicker	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 009

Barnes	Brown 27	Cupps	Gray	Houx
Owen	Pietzman	Schnelting	Veit	

VACANCIES: 001

On motion of Representative Smith (155), **SS SB 63** was truly agreed to and finally passed by the following vote:

AYES: 091

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Black 137
Black 7	Bland Manlove	Bosley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Clemens	Coleman 97	Collins	Cook
Dinkins	Doll	Ellebracht	Evans	Falkner
Fitzwater	Fogle	Francis	Gray	Gregory 51

Gregory 96	Griffith	Gunby	Haden	Hannegan
Hicks	Hurlbert	Ingle	Johnson	Kalberloh
Knight	Lewis 25	Mackey	Mayhew	McCreery
McDaniel	McGaugh	Merideth	Morse	Mosley
Nurrenbern	O'Donnell	Patterson	Person	Phifer
Pike	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Riggs	Roberts	Rogers
Rone	Rowland	Ruth	Sauls	Sharp 36
Shaul	Shields	Smith 155	Smith 45	Smith 67
Stephens 128	Stevens 46	Terry	Thompson	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Wright
Young				

NOES: 064

Bailey	Baker	Basye	Billington	Boggs
Bromley	Busick	Chipman	Christofanelli	Coleman 32
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dogan	Eggleston	Fishel	Grier
Griesheimer	Haffner	Haley	Hardwick	Henderson
Hill	Hovis	Hudson	Kelley 127	Kelly 141
Kidd	Lewis 6	Lovasco	McGill	Murphy
Perkins	Plocher	Pollitt 52	Pollock 123	Porter
Richey	Riley	Roden	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Simmons
Smith 163	Stacy	Tate	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 007

Barnes	Cupps	Houx	Owen	Pietzman
Schnelting	Veit			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 2** to **SS SB 258** and has taken up and passed **SS SB 258, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 403, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **SB 37** on Sections: 135.775, 135.755, 135.305, 135.686, 135.750, 348.436, and 620.3515.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 403, as amended, relating to health care, was taken up by Representative Patterson.

Representative Patterson moved that the House refuse to recede from its position on **HCS SCS SB 403, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 330, as amended: Representatives Shields, Coleman (32), Grier, Brown (27), and Doll
HCS SB 72, as amended: Representatives Smith (155), Riggs, McDaniel, Collins, and Aldridge
HCS SB 303, as amended: Representatives Henderson, Veit, Gregory (51), Ellebracht, and Sauls

On motion of Representative Plocher, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Anderson	Atchison	Bailey	Barnes	Basye
Black 7	Brown 27	Busick	Coleman 97	Cook
Davis	Derges	Doll	Haden	Haffner
Hardwick	Kelley 127	Kelly 141	Lewis 6	Lovasco
McGill	Morse	Patterson	Perkins	Pollock 123
Richey	Roberts	Seitz	Shields	Smith 155
Taylor 139	Thompson	Veit	Walsh 50	Walsh Moore 93
West	Wright			

NOES: 002

Adams	Rowland
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PRESENT: 097

Aldridge	Andrews	Appelbaum	Aune	Baker
Bangert	Baringer	Billington	Black 137	Boggs
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Burnett	Butz	Chipman	Christofanelli	Collins
Copeland	Davidson	Deaton	DeGroot	Dinkins

Eggleston	Ellebracht	Evans	Falkner	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haley	Hannegan
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kidd	Knight
Lewis 25	Mayhew	McCreery	McGaugh	Merideth
Murphy	Nurrenbern	O'Donnell	Owen	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Railsback	Reedy
Riley	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Sharp 36	Sharpe 4	Shaul
Smith 163	Smith 45	Stephens 128	Stevens 46	Taylor 48
Terry	Thomas	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Wallingford	Weber	Wiemann
Young	Mr. Speaker			

ABSENT WITH LEAVE: 026

Bland Manlove	Bosley	Burton	Clemens	Coleman 32
Cupps	Dogan	Fishel	Gray	Hicks
Johnson	Mackey	McDaniel	Mosley	Pietzman
Quade	Riggs	Roden	Rogers	Sauls
Schnelting	Simmons	Smith 67	Stacy	Tate
Windham				

VACANCIES: 001

Speaker Pro Tem Wiemann assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **SS#2 SCS HCS HB 271, as amended**, on Section 67.1847.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HBs 557 & 560** entitled:

An act to amend chapter 210, RSMo, by adding thereto sixteen new sections relating to the protection of children, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS#2 SCS HCS HB 271, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 697, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 734, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (1): Eggleston

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SB 57**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SB 272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

THIRD READING OF SENATE BILLS

SS SB 22, relating to tax increment financing, was placed back on the Senate Bills for Third Reading Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 333, relating to nonprofit organizations, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HCS SS SB 333** was agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 3, Section 105.1500, Line 58, by inserting after all of said section and line the following:

"115.044. 1. No person shall contribute, including in-kind contributions, donate, pay, or otherwise transfer money or equipment to any election authority, as defined in section 115.015, for the purpose of conducting state or local elections in this state.

2. No person shall contribute, including in-kind contributions, donate, pay, or otherwise transfer money or equipment to any state officer, employee, department, board, or other state entity for the purpose of conducting state or local elections in this state.

3. As used in this section, the following terms mean:

(1) "Election", any primary, general, or special election held to nominate or elect an individual to public office, to retain or recall an elected officeholder or to submit a ballot measure to the voters;

(2) "Person", an individual, group of individuals, corporation, whether or not such corporation is operated for profit, partnership, committee, proprietorship, joint venture, union, labor organization, trade or professional or business association, association, political party or any executive committee thereof, or any other club or organization however constituted or any officer or employee of such entity acting in the person's official capacity.

115.075. Except as otherwise provided in this subchapter, all costs and expenses relating to the conduct of elections and the registration of voters in each county shall be paid from the general revenue of the county.

Notwithstanding the foregoing, no costs or expenses relating to the conduct of elections and the registration of voters may be paid by or derived from persons as defined in sections 115.044."; and

Representative Ellebracht offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 1, Line 23, by deleting said line and inserting in lieu thereof the following:

"sections 115.044.

130.047. 1. Any person who is not a defined committee who makes an expenditure or expenditures aggregating five hundred dollars or more in support of, or opposition to, one or more candidates or in support of, or in opposition to, the qualification or passage of one or more ballot measures, other than a contribution made directly to a candidate or committee, shall file a report signed by the person making the expenditures, or that person's authorized agent. The report shall include the name and address of the person making the expenditure, the date and amount of the expenditure or expenditures, the name and address of the payee, and a description of the nature and purpose of each expenditure. Such report shall be filed with the appropriate officer having jurisdiction over the election of the candidate or ballot measure in question as set forth in section 130.026 no later than fourteen days after the date of making an expenditure which by itself or when added to all other such expenditures during the same

campaign equals five hundred dollars or more. If, after filing such report, additional expenditures are made, a further report shall be filed no later than fourteen days after the date of making the additional expenditures; except that, if any such expenditure is made within fourteen days prior to an election, the report shall be filed no later than forty-eight hours after the date of such expenditure. The provisions of this subsection shall not apply to a person who uses only the person's funds or resources to make an expenditure or expenditures in support of or in coordination or consultation with a candidate or committee; provided that, any such expenditure is recorded as a contribution to such candidate or committee and so reported by the candidate or committee being supported by the expenditure or expenditures.

2. Any entity that is not a defined committee that makes an expenditure or expenditures aggregating five hundred dollars or more in support of, or in opposition to, one or more candidates or current elected officials or issues considered by the general assembly or in support of, or in opposition to, the qualification or passage of one or more ballot measures, other than a contribution made directly to a candidate or committee, shall file a quarterly report disclosing donors making contributions of more than fifty dollars to the entity not defined as a committee in the previous quarter. The report shall include the name and address of each individual donor and the amount of his or her donation."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Stacy	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Sauls

Sharp 36
Turnbaugh
Young

Smith 45
Unsicker

Smith 67
Walsh Moore 93

Stevens 46
Weber

Terry
Windham

PRESENT: 000

ABSENT WITH LEAVE: 016

Burton
Pietzman
Schroer
Mr. Speaker

Copeland
Price IV
Smith 155

Cupps
Proudie
Smith 163

Griesheimer
Sander
Stephens 128

Patterson
Schnelting
Toalson Reisch

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Hardwick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 4, Section 407.475, Line 11, by inserting after all of said line the following:

"431.201. As used in section 431.202, unless the context otherwise requires, the following terms mean:

(1) "Business entity", any natural person, business, corporation, limited liability company, series limited liability company, partnership, sole or other proprietorship, professional practice, or any other business organization or commercial enterprise, whether for profit or not, including, but not limited to, any successor-in-interest to a business entity who conducts business or who, directly or indirectly, owns any equity interest, ownership, or profit participation in the business entity;

(2) "Customers with whom the employee dealt", each customer or prospective customer:

(a) Who was serviced, directly or indirectly, by an employee of a business entity;

(b) Whose business or other dealings with a business entity were supervised, coordinated, or otherwise worked on, directly or indirectly, by an employee;

(c) Who was solicited, produced, induced, persuaded, encouraged, or otherwise dealt with, directly or indirectly, by an employee;

(d) About whom an employee, directly or indirectly, obtained, had knowledge of, had access to, or is in possession of confidential business or proprietary information or trade secrets in the course of or as a result of the employee's relationship with the business entity;

(e) Who has purchased or otherwise obtained products or services from a business entity and the sale or provision of which resulted in compensation, commissions, earnings, or profits to or for the employee within two years prior to the end of the employee's employment or business relationship with the business entity; or

(f) With whom an employee had contact, directly or indirectly, of sufficient quality, frequency, and duration during the employee's employment or other business relationship with the business entity such that the employee had influence over the customer;

(3) "Employee":

(a) A natural person currently or formerly employed or retained by a business entity in any capacity, or who has performed work for a business entity, including, but not limited to, a member of a board of directors, an officer, a supervisor, an independent contractor, or a vendor;

(b) A natural person who, by reason of having been employed by or having a business relationship with a business entity:

a. Obtained specialized skills, training, learning, or abilities; or

b. Obtained, had knowledge of, had access to, or is in possession of confidential or proprietary business information or trade secrets of the business entity, including, but not limited to, customer contact information or information of or belonging to customers of the business entity; or

(c) A current or former owner or seller of all or any part of the assets of a business entity or of any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or a series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity.

The definition of "employee" set forth in this subdivision shall be applicable only with respect to section 431.202 and shall have no application in any other context. The definition of "employee" is not intended, and shall not be relied upon, to create, change, or affect the employment status of any natural person or the meaning of the terms "employee", "employment", or "employer" that may be applicable in any other context or under any other provision of law.

431.202. 1. A reasonable covenant in writing promising not to solicit, recruit, hire, **induce, persuade, encourage**, or otherwise interfere with, **directly or indirectly**, the employment **or other business relationship** of one or more employees **of a business entity** shall be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if:

(1) Between two or more ~~[corporations or other]~~ business entities seeking to preserve workforce stability (which shall be deemed to be among the protectable interests of each ~~[corporation or]~~ **such** business entity) during, and for a reasonable period following, negotiations between such ~~[corporations or]~~ **business** entities for the acquisition of all or a part of one or more of such ~~[corporations or]~~ **business** entities;

(2) Between two or more ~~[corporations or]~~ business entities engaged in a joint venture or other legally permissible business arrangement where such covenant seeks to protect against possible misuse of confidential **business or proprietary information** or trade ~~[secret business information]~~ **secrets** shared or to be shared between or among such ~~[corporations or]~~ entities;

(3) Between ~~[an employer]~~ **a business entity** and one or more employees **of such business entity** seeking on the part of the ~~[employer]~~ **business entity** to protect:

(a) Confidential **business or proprietary information** or trade ~~[secret business information]~~ **secrets**; or

(b) Customer or supplier relationships, goodwill or loyalty, which shall be deemed to be among the protectable interests of the ~~[employer]~~ **business entity**; or

(4) Between ~~[an employer]~~ **a business entity** and one or more employees **of such business entity**, notwithstanding the absence of the protectable interests described in subdivision (3) of this subsection, so long as such covenant does not continue for more than ~~[one year]~~ **two years** following the employee's employment **or business relationship with the business entity**; provided, however, that this subdivision shall not apply to covenants signed by employees who provide only secretarial or clerical services **and who own no shares, partnership interest, or membership or membership interest in a limited liability company or series limited liability company, or equity interest, ownership, profit participation, or other interest of any type in the business entity.**

2. Whether a covenant covered by **subsection 1** of this section is reasonable shall be determined based upon the facts and circumstances pertaining to such covenant, but a covenant covered exclusively by subdivision (3) or (4) of subsection 1 of this section shall be conclusively presumed to be reasonable if its postemployment **or postbusiness** duration is no more than ~~[one year]~~ **two years.**

3. A reasonable covenant in writing promising not to solicit, induce, persuade, encourage, service, accept business from, or otherwise interfere with, directly or indirectly, a business entity's customers, including, but not limited to, any reduction, termination, or transfer of any customer's business, in whole or in part, for purposes of providing any product or any service that is competitive with those provided by the business entity, shall be enforceable and not a restraint of trade under subsection 1 of section 416.031, if the covenant is limited to customers with whom the employee dealt during the employee's employment or other business relationship with the business entity, and if:

(1) The covenant is between a business entity and one or more current or former employees of the business entity and is not associated with the sale or ownership of all or any part of:

(a) The assets of a business entity; or

(b) Any interest in a business entity including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

provided that, the covenant does not continue for more than two years following the end of the employee's employment or business relationship with the business entity. Notwithstanding the foregoing, this subdivision shall not apply to covenants with current or former distributors, dealers, franchisees, lessees of real or personal property, or licensees of a trademark, trade dress, or service mark;

(2) The covenant is between a business entity and a current or former distributor, dealer, franchisee, lessee of real or personal property, or licensee of a trademark, trade dress, or service mark, and is not associated with the sale or ownership of all or any part of any of the items provided in paragraph (a) or (b) of subdivision (1) of this subsection; provided that, the covenant does not continue for more than three years following the end of the business relationship; or

(3) The covenant is between a business entity and the owner or seller of all or any part of any of the items provided in paragraph (a) or (b) of subdivision (1) of this subsection, so long as the covenant does not continue for longer than five years in duration or the period of time during which payments are being made to the owner or seller as a result of any sale, measured from the date of termination, closing, or disposition of such items. A breach or threatened breach of a covenant described in this subdivision shall create a conclusive presumption of irreparable harm in the absence of an issuance of injunctive relief in connection with the enforcement of the covenant, without the necessity of establishing by prima facie evidence any actual or threatened damages or harm. Nothing in this paragraph shall be construed to change any applicable evidentiary standard or other standard necessary for obtaining temporary, preliminary, or permanent injunctive relief relating to the enforcement of covenants. A provision in writing by which an employee promises to provide prior notice to a business entity of the employee's intent to terminate, sell, or otherwise dispose of all or any part of any of the items covered by this subdivision shall be conclusively presumed to be enforceable and not a restraint of trade under subsection 1 of section 416.031, if the specified notice period is no longer than thirty days in duration and the business entity agrees in writing to pay the employee at the employee's regular rate of pay and to provide the employee with the employee's regular benefits during the applicable notice period even if the business entity does not require the employee to provide services during the notice period.

4. Whether a covenant covered by subsection 3 of this section is reasonable shall be determined based upon the facts and circumstances pertaining to the covenant, but a covenant covered by subdivisions (1) to (3) of subsection 3 of this section shall be conclusively presumed to be reasonable if the duration of its postemployment, posttermination, postbusiness relationship, postsale, or postdisposition period is consistent with the applicable duration limits set forth in subdivisions (1) to (3) of subsection 3 of this section.

5. No express reference to geographic area shall be required for a covenant described in this section to be enforceable.

6. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the legitimate business interests of the person seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

7. Nothing in subdivision (3) or (4) of subsection 1 or subdivisions (1) to (3) of subsection 3 of this section is intended to create, or to affect the validity or enforceability of, ~~employer-employee~~ covenants not to compete, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section.

~~[4-]~~ 8. Nothing in this section shall preclude a covenant described in subsection 1 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (4) of subsection 1 of this section, or a covenant described in subsection 3 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (3) of subsection 3 of this section, where such covenant is reasonably necessary to protect a party's legally permissible business interests.

~~[5-]~~ 9. Except as otherwise expressly provided in this section, nothing ~~[is]~~ in this section shall be construed to limit an employee's ability to seek or accept employment with another employer immediately upon, or at any time subsequent to, termination of employment, whether said termination was voluntary or nonvoluntary.

~~[6-]~~ 10. This section shall have retrospective as well as prospective effect."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 2** was adopted.

Representative Gregory (51) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 3, Section 105.1500, Line 58, by inserting after all of said section and line the following:

"210.251. 1. By January 1, 1994, financial incentives shall be provided by the department of health and senior services through the child development block grant and other public moneys for child-care facilities wishing to upgrade their standard of care and which meet quality standards.

2. The department of health and senior services shall make federal funds available to licensed or inspected child-care centers pursuant to federal law as set forth in the Child and Adult Food Program, 42 U.S.C. 1766.

3. Notwithstanding any other provision of law, in the administration of the program for at-risk children through the Child and Adult Food Program, 42 U.S.C. 1766, this state shall not have requirements that are stricter than federal regulations for participants in such program. Child care facilities shall not be required to be licensed child care providers to participate in such federal program so long as minimum health and safety standards are met and documented."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Stevens (46) offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""208.018. 1. Subject to federal approval, the department of social services shall establish a pilot program for the purpose of providing Supplemental Nutrition Assistance Program (SNAP) participants with access and the ability to afford fresh food when purchasing fresh food at farmers' markets. The pilot program shall be established in at least one rural area and one urban area. Under the pilot program, such participants shall be able to:

(1) Purchase fresh fruit, vegetables, meat, fish, poultry, eggs, and honey with SNAP benefits with an electronic benefit transfer (EBT) card; and

(2) Receive a dollar-for-dollar match for every SNAP dollar spent at a participating farmers' market or vending urban agricultural zone as defined in section 262.900 in an amount up to ten dollars per week whenever the participant purchases fresh food with an EBT card.

2. For purposes of this section, the term "farmers' market" shall mean a market with multiple stalls at which farmer-producers sell agricultural products, particularly fresh fruit and vegetables, directly to the general public at a central or fixed location.

3. Purchases of approved fresh food by SNAP participants under this section shall automatically trigger matching funds reimbursement into the central farmers' market vendor accounts by the department.

4. The funding of this pilot program shall be subject to appropriation. In addition to appropriations from the general assembly, the department may apply for available grants and shall be able to accept other gifts, grants, and donations to develop and maintain the program.

5. The department shall promulgate rules setting forth the procedures and methods of implementing this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under and pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

6. Under and pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall sunset automatically six years after ~~[the effective date of this section]~~ **August 28, 2021**, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

208.285. 1. The department of agriculture shall apply for a grant under the United States Department of Agriculture's Senior Farmers' Market Nutrition Program **and apply for a grant and submit a state plan under the United States Department of Agriculture's Women, Infants and Children (WIC) Farmers' Market Nutrition Program** to provide low-income seniors **and pregnant and postpartum women, infants, and children under five years of age who are found to be at nutritional risk** with vouchers or other approved and acceptable methods of payment including, but not limited to, electronic cards that may be used to purchase eligible foods at farmers' markets~~], roadside stands, and community supported agriculture (CSA) programs]~~.

2. There is hereby established the "Missouri ~~[Senior]~~ Farmers' Market Nutrition Program" within the department of agriculture. Upon receipt of any grant moneys under subsection 1 of this section, the program shall supply Missouri-grown, fresh produce to ~~[senior]~~ participants through the distribution of vouchers or other approved methods of payment that may be used only at designated Missouri farmers' markets~~], roadside stands, and CSA programs]~~. The program is designed to provide a supplemental source of fresh produce for the dietary needs of low-income seniors **and pregnant and postpartum women, infants, and children under five years of age who are found to be at nutritional risk**; to stimulate an increased demand for Missouri-grown produce at farmers' markets~~], roadside stands, and CSA programs]~~; and to develop new and additional farmers' markets~~], roadside stands, and CSA programs]~~.

3. Eligible seniors **and pregnant and postpartum women, infants, and children under five years of age who are found to be at nutritional risk** shall receive ~~[senior]~~ farmers' market nutrition program vouchers or other approved methods of payment from designated distribution sites in their county of residence **or a neighboring county**. Upon the issuance of vouchers or other approved methods of payment, participants shall be provided with a list of participating farmers~~], and farmers' markets], roadside stands, and CSA programs]~~. ~~The department shall provide distribution site information at all county area agencies on aging]~~.

4. For purposes of this section, "~~[senior]~~ participant" means a person who is sixty years of age or older ~~[by December thirty first of the program year]~~ **at the time of application** and who meets the income eligibility criteria based on guidelines published annually by the United States Department of Agriculture **or a person who participates in the women, infants and children (WIC) special supplemental nutrition program administered by the department of health and senior services**.

5. **The department of agriculture and any other state department, state or local government agency, or nonprofit entity participating in the Missouri farmers' market nutrition program shall cooperate as necessary including, but not limited to, entering into written agreements in order to effectively establish and maintain the United States Department of Agriculture's Senior Farmers' Market and the Women, Infants and Children (WIC) Farmers' Market Nutrition Programs.**

6. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, ~~[2018]~~ **2021**, shall be invalid and void.

208.1060. The department of social services shall submit a state plan to the U.S. Department of Agriculture for a "Farm to Food Bank Project" under 7 CFR 251.10(j) and shall contract with any qualified food bank, as defined in 7 CFR 251.3(f), for the purpose of operating the project.

210.251. 1. By January 1, 1994, financial incentives shall be provided by the department"; and

Further amend said amendment and page, Line 14, by deleting said line and inserting in lieu thereof the following:

"program so long as minimum health and safety standards are met and documented.

261.450. 1. There is hereby established the "Missouri Food Security Task Force".

2. The task force shall be comprised of the following members:

(1) Two members of the house of representatives, with one member to be appointed by the speaker of the house of representatives and one member to be appointed by the minority floor leader of the house of representatives;

(2) Two members of the senate, with one member to be appointed by the president pro tempore of the senate and one member to be appointed by the minority floor leader of the senate;

(3) The director of the department of agriculture, or the director's designee;

(4) The director of the department of economic development, or the director's designee;

(5) The director of the department of health and senior services, or the director's designee;

(6) The director of the department of social services, or the director's designee;

(7) One registered dietician, appointed by the Missouri Academy of Nutrition and Dietetics;

(8) The commissioner of the department of elementary and secondary education, or the commissioner's designee;

(9) Two representatives from institutions of higher education located in Missouri, with knowledge or experience with hunger on college campuses, with one representative from a four-year college or university and one representative from a two-year college;

(10) One member representing a statewide association providing direct services to low-income Missourians experiences food insecurity;

(11) Two members representing advocacy organizations focused on addressing child hunger and family food insecurity;

(12) One member representing food banks located in Missouri;

(13) One member representing a business specializing in retail or direct food sales;

(14) Two members representing a community development financial institution, one with experience in food retail financing and one with experience in consumers experiencing food insecurity;

(15) Two members representing local food producers, with one representing an urban area and one representing a rural area;

(16) Two members representing statewide farmer-led or farmer-based organizations;

(17) One member representing a faith-based organization offering food security services;

(18) One member representing a nonprofit organization working in food systems to address food insecurity concerns.

3. Members of the task force, other than the legislative members and directors of state agencies, shall be appointed by the director of the department of agriculture.

4. The director of the department of agriculture shall ensure that the membership of the task force reflects the diversity of the state, with members on the task force representing urban and rural areas and various geographic regions of the state.

5. The department of agriculture shall provide technical and administrative support as required by the task force to fulfill its duties.

6. State departments shall provide relevant data as requested by the task force to fulfill its duties.

7. Members of the task force shall serve without compensation but shall receive reimbursement for actual and necessary expenses incurred in attending meetings of the task force or any subcommittee thereof.

8. The task force shall hold its first meeting within two months after the effective date of this section and organize by selecting a chair and a vice chair.

9. The mission of the task force shall be to:

(1) Determine the ability of individuals located in urban and rural areas throughout the state to access healthy food and identify populations and areas in which access to food is limited or uncertain;

(2) Identify ways in which the state could connect resources and individuals in an effort to ensure food security for all Missourians;

(3) Evaluate the impact of tax increment financing projects and restrictive deed covenants imposed by grocery retailers on creating food deserts or prolonging existing food deserts;

(4) Evaluate the potential impacts of online food retail on food insecurity throughout the state; and

(5) Evaluate potential strategies to improve collaborations and efficiencies in federal and state nutrition safety net programming.

10. The task force shall report a summary of its findings and recommendations to the governor's office and the general assembly by August twenty-eighth of each year.

11. The task force shall be dissolved on December 31, 2023, unless extended until December 31, 2025, as determined necessary by the department of agriculture."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stevens (46), **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Gregory (51), **House Amendment No. 3, as amended**, was adopted.

Representative Taylor (139) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 2, Section 105.1500, Lines 43 to 44, by deleting all of the said lines and inserting in lieu thereof the following:

"information to any person not named in the litigation;

(5) Providing any report or disclosure required by state law to be filed with the Secretary of State; or

(6) Admitting any personal information as relevant evidence before a court of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (139), **House Amendment No. 4** was adopted.

Representative DeGroot offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 3, Section 105.1500, Line 58, by inserting after said section and line the following:

"362.034. 1. Any entity that operates as a facility licensed or certified under Article XIV, Section 1 of the Constitution of Missouri may request in writing that a state or local licensing authority or agency, including but not limited to the department of health and senior services or department of revenue, share the entity's application, license, or other regulatory and financial information with a banking institution. A state or local licensing authority or agency may also share such information with the banking institution's state and federal supervisory agencies.

2. In order to ensure the state or local licensing authority or agency is properly maintaining the confidentiality of individualized data, information, or records, an entity shall include in the written request a waiver giving authorization for the transfer of the individualized data, information, or records and waiving any confidentiality or privilege that applies to that individualized data, information, or records.

3. This section shall only apply to the disclosure of information by a state or local licensing authority or agency reasonably necessary to facilitate the provision of financial services by a banking institution to the entity making a request pursuant to this section.

4. The recipient of any information pursuant to this section shall treat such information as confidential and use it only for the purposes described in this section.

5. Nothing in this section shall be construed to authorize the disclosure of confidential or privileged information, nor waive an entity's rights to assert confidentiality or privilege, except as reasonably necessary to facilitate the provision of financial services for the entity making the request.

6. An entity that has provided a waiver pursuant to this section may withdraw the waiver with thirty days' notice in writing.

7. Nothing in this section shall be construed to modify the requirements of chapter 610.

8. For purposes of this section, the following terms mean:

(1) "Banking institution", the same meaning as in Article IV, Section 15 of the Missouri Constitution;

(2) "Entity", the same meaning as in Article XIV, Section 1 of the Missouri Constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 1, Lines 30 and 31, by deleting all of said lines and inserting in lieu thereof the following:

"(2) "Entity", the same meaning as in Article XIV, Section 1, of the Missouri Constitution.

9. In addition to the disclosures allowed under this section the department shall be required to provide identifying information of licensed entities, their ownership structure, and their individual owners or others with financial or controlling interest to a legislative committee upon request."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Vescovo resumed the Chair.

On motion of Representative Merideth, **House Amendment No. 1 to House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 082

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Bland Manlove	Boggs	Bosley	Buchheit-Courtway	Burnett
Burton	Butz	Clemens	Coleman 97	Collins
Davis	Derges	Dogan	Doll	Ellebracht
Fogle	Gray	Gunby	Haden	Hicks
Hudson	Ingle	Johnson	Lewis 25	Lewis 6
Lovasco	Mackey	McCreery	McDaniel	Merideth
Morse	Mosley	Nurrenbern	Person	Phifer
Pollock 123	Pouche	Price IV	Proudie	Quade
Richey	Riggs	Riley	Roden	Rogers
Rone	Rowland	Ruth	Sauls	Schwadron
Seitz	Sharp 36	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh Moore 93	Weber	West	Windham
Young	Mr. Speaker			

NOES: 059

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Bromley	Brown 16	Burger	Busick
Chipman	Coleman 32	Cook	Davidson	Deaton
DeGroot	Dinkins	Eggleston	Falkner	Fishel
Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haffner	Haley	Hannegan	Hardwick
Henderson	Houx	Hovis	Hurlbert	Kalberloh
Kelley 127	Mayhew	McGill	O'Donnell	Owen
Patterson	Perkins	Plocher	Pollitt 52	Porter
Railsback	Reedy	Sassmann	Schroer	Sharpe 4
Shaul	Shields	Stacy	Thompson	Toalson Reisch
Wallingford	Walsh 50	Wiemann	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 021

Brown 27	Brown 70	Christofanelli	Copeland	Cupps
Evans	Francis	Hill	Kelly 141	Kidd
Knight	McGaugh	Murphy	Pietzman	Pike
Roberts	Sander	Schnelting	Stephens 128	Thomas
Trent				

VACANCIES: 001

On motion of Representative DeGroot, **House Amendment No. 5, as amended**, was adopted.

Representative Reedy offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 3, Section 105.1500, Line 58, by inserting after all of said section and line the following:

"253.387. 1. As provided in Article III, Section 48 of the Constitution of Missouri, the department of natural resources is hereby authorized to acquire by purchase, from funds appropriated or otherwise available to the department, or to acquire by gift, if such gift is unencumbered by any lien or mortgage, the Antioch Cemetery, a historic cemetery wherein is interred freed African-American slaves and their descendants, for the purpose of historic preservation and to inform and educate future generations to the contribution and sacrifice of freed African-American slaves and descendants to their country and to preserve for posterity this historic site located at 2300 Antioch Road, Clinton, Missouri, to be operated and maintained by the division of state parks within the department of natural resources. The cemetery is hereby designated as a state historic site.

2. In acquiring this cemetery, which may include both real and personal property, the department shall make adequate provisions for the proper care, maintenance, and safekeeping of the property. The department may contract for maintenance of the property.

3. The attorney general shall approve the form of the instrument of conveyance.

4. Upon acquisition of the property, the department shall allow for burials to continue in the same manner as they had been conducted prior to acquisition until all burial plots have been purchased. The department shall charge no more than one hundred dollars per burial credited to the Antioch cemetery fund established in this section and shall not be liable for any additional costs associated with any burial. The department shall not be responsible for active burials.

5. (1) There is hereby created in the state treasury the "Antioch Cemetery Fund", which shall consist of gifts, bequests, and moneys donated or collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 6** was adopted.

Representative Veit offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 333, Page 3, Section 105.1500, Line 58, by inserting after said section and line the following:

"339.150. 1. No real estate broker shall knowingly employ or engage any person to perform any service to the broker for which licensure as a real estate broker or a real estate salesperson is required pursuant to sections 339.010 to 339.180 and sections 339.710 to 339.860, unless such a person is:

(1) A licensed real estate salesperson or a licensed real estate broker as required by section 339.020; or
(2) For a transaction involving commercial real estate as defined in section 339.710, a person regularly engaged in the real estate brokerage business outside the state of Missouri who has, in such forms as the commission may adopt by rule:

(a) Executed a brokerage agreement with the Missouri real estate broker;
(b) Consented to the jurisdiction of Missouri and the commission;
(c) Consented to disciplinary procedures under section 339.100; and
(d) Appointed the commission as his or her agent for service of process regarding any administrative or legal actions relating to the conduct in Missouri; or

(3) For any other transaction, a person regularly engaged in the real estate brokerage business outside of the state of Missouri.

Any such action shall be unlawful as provided by section 339.100 and shall be grounds for investigation, complaint, proceedings and discipline as provided by section 339.100.

2. No real estate licensee shall pay any part of a fee, commission or other compensation received by the licensee to any person for any service rendered by such person to the licensee in buying, selling, exchanging, leasing, renting or negotiating a loan upon any real estate, unless such a person is a licensed real estate salesperson regularly associated with such a broker, or a licensed real estate broker, or a person regularly engaged in the real estate brokerage business outside of the state of Missouri.

3. Notwithstanding the provisions of subsections 1 and 2 of this section, any real estate broker who shall refuse to pay any person for services rendered by such person to the broker, with the consent, knowledge and acquiescence of the broker that such person was not licensed as required by section 339.020, in buying, selling, exchanging, leasing, renting or negotiating a loan upon any real estate for which services a license is required, and who is employed or engaged by such broker to perform such services, shall be liable to such person for the reasonable value of the same or similar services rendered to the broker, regardless of whether or not the person possesses or holds any particular license, permit or certification at the time the service was performed. Any such person may bring a civil action for the reasonable value of his services rendered to a broker notwithstanding the provisions of section 339.160.

4. Notwithstanding any provision of law to the contrary, a real estate broker may pay compensation directly to a business entity owned by a licensee that has been formed for the purpose of receiving compensation earned by such licensee. A business entity that receives compensation from a real estate broker as provided for in this subsection shall not be required to be licensed under this chapter and shall be owned:

- (1) Solely by the licensee;
- (2) By the licensee together with the licensee's spouse, but only if the spouse and licensee are both licensed and associated with the same real estate broker, or the spouse is not also licensed; or
- (3) By the licensee and one or more other licensees, but only if all such owners are licensees associated with the same real estate broker.

For purposes of this subsection, the term "licensee" means any real estate broker-salesperson or real estate salesperson, as such terms are defined under section 339.010, and the term "business entity" means any corporation, partnership, limited partnership, limited liability company, professional corporation, or association.

347.020. The name of each limited liability company as set forth in its articles of organization:

(1) Shall contain the words "limited company" or "limited liability company" or the abbreviation "LC", "LLC", "L.C." or "L.L.C." and shall be the name under which the limited liability company transacts business in this state unless the limited liability company registers another name under which it transacts business as provided under chapter 417 or conspicuously discloses its name as set forth in its articles of organization;

(2) May not contain the word "corporation", "incorporated", "limited partnership", "limited liability partnership", "limited liability limited partnership", or "Ltd." or any abbreviation of one of such words or any word or phrase which indicates or implies that it is organized for any purpose not stated in its articles of organization or that it is a governmental agency; ~~and~~

(3) Must be distinguishable upon the records of the secretary from the name of any corporation, limited liability company, limited partnership, limited liability partnership, or limited liability limited partnership which is licensed, organized, reserved, or registered under the laws of this state as a domestic or foreign entity, unless:

(a) Such other holder of a reserved or registered name consents to such use in writing and files appropriate documentation to the secretary to change its name to a name that is distinguishable upon the records of the secretary from the name of the applying limited liability company; or

(b) A certified copy of a final decree of a court of competent jurisdiction establishing the prior right of the applicant to the use of such name in this state is filed with the secretary; **and**

(4) **For a limited liability company that has been dissolved or canceled, shall not be available for use by others for a period of one year from the effective date of the dissolution or cancellation.**

347.044. 1. Each limited liability company organized pursuant to this chapter and each foreign limited liability company registered in this state shall file an information statement with the secretary of state.

2. The information statement shall include:

(1) The name of the limited liability company or foreign limited liability company;

(2) The company charter number assigned by the secretary of state;

(3) The address of the principal place of business;

(4) The address, including street and number, if any, of the registered office and the name of the registered agent at such office; and

(5) If a foreign limited liability company, the state or other jurisdiction under whose law the company is formed.

3. The information statement shall be current as of the date the statement is filed with the secretary of state.

4. The limited liability company or foreign limited liability company shall file an information statement every five years, and the information statement shall be due on the fifteenth day of the month in which the anniversary of the date the limited liability company or foreign limited liability company organized or registered in Missouri occurs. For limited liability companies and foreign limited liability companies that organized or registered in an even-numbered year before January 1, 2022, the first information statement shall be due in 2024. For limited liability companies and foreign limited liability companies that organized or registered in an odd-numbered year before January 1, 2023, the first information statement shall be due in 2025.

5. The information statement shall be signed by an authorized person.

6. If the information statement does not contain the information required under this section, the secretary of state shall promptly notify the limited liability company or foreign limited liability company and return the information statement for completion. The entity shall return the completed information statement to the secretary within sixty days of the issuance of the notice.

7. Ninety days before the statement is due, the secretary of state shall send notice to each limited liability company or foreign limited liability company that the information statement is due. The notice shall be directed to the limited liability company's registered office as stated in the company's most recent filing with the secretary of state.

347.143. 1. A limited liability company may be dissolved involuntarily by a decree of the circuit court for the county in which the registered office of the limited liability company is situated in an action filed by the attorney general when it is established that the limited liability company:

- (1) Has procured its articles of organization through fraud;
- (2) Has exceeded or abused the authority conferred upon it by law;
- (3) Has carried on, conducted, or transacted its business in a fraudulent or illegal manner; or
- (4) By the abuse of its powers contrary to the public policy of the state, has become liable to be dissolved.

2. On application by or for a member, the circuit court for the county in which the registered office of the limited liability company is located may decree dissolution of a limited liability company ~~whenever~~ **if the court determines:**

- (1) It is not reasonably practicable to carry on the business in conformity with the operating agreement;
- (2) **Dissolution is reasonably necessary for the protection of the rights or interests of the complaining members;**

(3) **The business of the limited liability company has been abandoned;**

(4) **The management of the limited liability company is deadlocked or subject to internal dissension;**

or

(5) **Those in control of the limited liability company have been found guilty of, or have knowingly countenanced, persistent and pervasive fraud, mismanagement, or abuse of authority.**

347.179. 1. The secretary shall charge and collect:

- (1) For filing the original articles of organization, a fee of ~~one hundred~~ **ninety-five** dollars;
- (2) For filing the original articles of organization online, in an electronic format prescribed by the secretary of state, a fee of ~~forty-five~~ **twenty-five** dollars;

(3) Applications for registration of foreign limited liability companies and issuance of a certificate of registration to transact business in this state, a fee of one hundred dollars;

(4) Amendments to and restatements of articles of limited liability companies to application for registration of a foreign limited liability company or any other filing otherwise provided for, a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars;**

(5) Articles of termination of limited liability companies or cancellation of registration of foreign limited liability companies, a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars;**

(6) For filing notice of merger or consolidation, a fee of twenty dollars;

(7) For filing a notice of winding up, a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars;**

(8) For issuing a certificate of good standing, a fee of five dollars;

(9) For a notice of the abandonment of merger or consolidation, a fee of twenty dollars;

(10) For furnishing a copy of any document or instrument, a fee of fifty cents per page;

(11) For accepting an application for reservation of a name, or for filing a notice of the transfer or cancellation of any name reservation, a fee of twenty dollars;

(12) For filing a statement of change of address of registered office or registered agent, or both, a fee of five dollars;

(13) For any service of notice, demand, or process upon the secretary as resident agent of a limited liability company, a fee of twenty dollars, which amount may be recovered as taxable costs by the party instituting such suit, action, or proceeding causing such service to be made if such party prevails therein;

(14) For filing an amended certificate of registration a fee of twenty dollars; ~~and~~

(15) For filing a statement of correction a fee of five dollars;

(16) **For filing an information statement for a domestic or foreign limited liability company, a fee of fifteen dollars or, if filing online in an electronic format prescribed by the secretary, a fee of five dollars;**

(17) **For filing a withdrawal of an erroneously or accidentally filed notice of winding up or articles of termination, a fee of ninety-five dollars; and**

(18) **For a filing relating to a limited liability series, an additional fee of ten dollars for each series effected or, if filing online in an electronic format prescribed by the secretary, a fee of five dollars for each series effected.**

2. Fees mandated in subdivisions (1) and (2) of subsection 1 of this section and for application for reservation of a name in subdivision (11) of subsection 1 of this section shall be waived if an organizer who is listed as a member in the operating agreement of the limited liability company is a member of the Missouri National Guard or any other active duty military, resides in the state of Missouri, and provides proof of such service to the secretary of state.

347.183. In addition to the other powers of the secretary established in sections 347.010 to 347.187, the secretary shall, as is reasonably necessary to enable the secretary to administer sections 347.010 to 347.187 efficiently and to perform the secretary's duties, have the following powers including, but not limited to:

(1) The power to examine the books and records of any limited liability company to which sections 347.010 to 347.187 apply, and it shall be the duty of any manager, member or agent of such limited liability company having possession or control of such books and records to produce such books and records for examination on demand of the secretary or his designated employee; except that no person shall be subject to any criminal prosecution on account of any matter or thing which may be disclosed by examination of any limited liability company books and records, which they may produce or exhibit for examination; or on account of any other matter or thing concerning which they may make any voluntary and truthful statement in writing to the secretary or his designated employee. All facts obtained in the examination of the books and records of any limited liability company, or through the voluntary sworn statement of any manager, member, agent or employee of any limited liability company, shall be treated as confidential, except insofar as official duty may require the disclosure of same, or when such facts are material to any issue in any legal proceeding in which the secretary or ~~his~~ the secretary's designated employee may be a party or called as witness, and, if the secretary or ~~his~~ the secretary's designated employee shall, except as provided in this subdivision, disclose any information relative to the private accounts, affairs, and transactions of any such limited liability company, he or she shall be guilty of a class C misdemeanor. If any manager, member or registered agent in possession or control of such books and records of any such limited liability company shall refuse a demand of the secretary or his designated employee, to exhibit the books and records of such limited liability company for examination, such person shall be guilty of a class B misdemeanor;

(2) The power to cancel or disapprove any articles of organization or other filing required under sections 347.010 to 347.187, if the limited liability company fails to comply with the provisions of sections 347.010 to 347.187 by failing to file required documents under sections 347.010 to 347.187, by failing to maintain a registered agent, by failing to pay the required filing fees, by using fraud or deception in effecting any filing, by filing a required document containing a false statement, or by violating any section or sections of the criminal laws of Missouri, the federal government or any other state of the United States. Thirty days before such cancellation shall take effect, the secretary shall notify the limited liability company with written notice, either personally or by certified mail, deposited in the United States mail in a sealed envelope addressed to such limited liability company's last registered agent in office, or to one of the limited liability company's members or managers. Written notice of the secretary's proposed cancellation to the limited liability company, domestic or foreign, shall specify the reasons for such action. The limited liability company may appeal this notice of proposed cancellation to the circuit court of the county in which the registered office of such limited liability company is or is proposed to be situated by filing with the clerk of such court a petition setting forth a copy of the articles of organization or other relevant documents and a copy of the proposed written cancellation thereof by the secretary, such petition to be filed within thirty days after notice of such cancellation shall have been given, and the matter shall be tried by the court, and the court shall either sustain the action of the secretary or direct him to take such action as the court may deem proper. An appeal from the circuit court in such a case shall be allowed as in civil action. The limited liability company may provide information to the secretary that would allow the secretary to withdraw the notice of proposed cancellation. This information may consist of, but need not be limited to, corrected statements and documents, new filings, affidavits and certified copies of other filed documents;

(3) The power to rescind cancellation provided for in subdivision (2) of this section upon compliance with either of the following:

(a) The affected limited liability company provides the necessary documents and affidavits indicating the limited liability company has corrected the conditions causing the proposed cancellation or the cancellation; or

(b) The limited liability company provides the correct statements or documentation that the limited liability company is not in violation of any section of the criminal code; ~~and~~

(4) The power to charge late filing fees for any filing fee required under sections 347.010 to 347.187 and the power to impose civil penalties as provided in section 347.053. Late filing fees shall be assessed at a rate of ten dollars for each thirty-day period of delinquency;

(5) (a) The power to administratively cancel ~~an~~ :

a. Articles of organization if the limited liability company's period of duration stated in articles of organization expires **or if the limited liability company fails to timely file its information statement; or**

b. The registration of a foreign limited liability company if the foreign limited liability company fails to timely file its information statement.

(b) Not less than thirty days before such administrative cancellation shall take effect, the secretary shall notify the **domestic or foreign** limited liability company with written notice, either personally or by mail. If mailed, the notice shall be deemed delivered five days after it is deposited in the United States mail in a sealed envelope addressed to such limited liability company's last registered agent and office or to one of the limited liability company's managers or members.

(c) If the limited liability company does not timely file an articles of amendment in accordance with section 347.041 to extend the duration of the limited liability company, which may be any number of years or perpetual, or demonstrate to the reasonable satisfaction of the secretary that the period of duration determined by the secretary is incorrect, within sixty days after service of the notice is perfected by posting with the United States Postal Service, then the secretary shall cancel the articles of organization by signing an administrative cancellation that recites the grounds for cancellation and its effective date. The secretary shall file the original of the administrative cancellation and serve a copy on the limited liability company as provided in section 347.051.

(d) A limited liability company whose articles of organization has been administratively cancelled continues its existence but may not carry on any business except that necessary to wind up and liquidate its business and affairs under section 347.147 and notify claimants under section 347.141.

(e) The administrative cancellation of an articles of organization does not terminate the authority of its registered agent.

(f) If a limited liability company does not timely file an information statement in accordance with section 347.044 within sixty days after service of the notice is perfected by posting with the United States Postal Service or fails to demonstrate to the reasonable satisfaction of the secretary that the information statement was timely filed, the secretary shall cancel the articles of organization by signing an administrative cancellation that states the grounds for cancellation and the effective date of the cancellation. The secretary shall file the original administrative cancellation and serve a copy to the limited liability company as provided under section 347.051.

(g) If a foreign limited liability company does not timely file an information statement in accordance with section 347.044 within sixty days after service of the notice is perfected by posting with the United States Postal Service or fails to demonstrate to the reasonable satisfaction of the secretary that the information statement was timely filed, the secretary shall cancel the registration of the foreign limited liability company by signing an administrative cancellation that states the grounds for cancellation and the effective date of the cancellation. The secretary shall file the original administrative cancellation and serve a copy to the foreign limited liability company as provided in section 347.051. A foreign limited liability company whose registration has been administratively cancelled may continue its existence but shall not conduct any business in this state except to wind up and liquidate its business and affairs in this state; and

(6) (a) The power to rescind an administrative cancellation and reinstate the articles of organization.

(b) Except as otherwise provided in the operating agreement, a limited liability company whose articles of organization has been administratively cancelled under subdivision (5) of this section may file an articles of amendment in accordance with section 347.041 to extend the duration of the limited liability company, which may be any number or perpetual.

(c) A limited liability company whose articles of organization has been administratively cancelled under subdivision (5) of this section may apply to the secretary for reinstatement. The applicant shall:

a. Recite the name of the limited liability company and the effective date of its administrative cancellation;

b. State that the grounds for cancellation either did not exist or have been eliminated, as applicable, and be accompanied by documentation satisfactory to the secretary evidencing the same;

c. State that the limited liability company's name satisfies the requirements of section 347.020;

d. Be accompanied by a reinstatement fee in the amount of ~~[one hundred]~~ **ninety-five** dollars, or such greater amount as required by state regulation, plus any delinquent fees, penalties, and other charges as determined by the secretary to then be due.

(d) If the secretary determines that the application contains the information and is accompanied by the fees required in paragraph (c) of this subdivision and that the information and fees are correct, the secretary shall rescind the cancellation and prepare a certificate of reinstatement that recites his or her determination and the effective date of reinstatement, file the original articles of organization, and serve a copy on the limited liability company as provided in section 347.051.

(e) When the reinstatement is effective, it shall relate back to and take effect as of the effective date of the administrative cancellation of the articles of organization and the limited liability company may continue carrying on its business as if the administrative cancellation had never occurred.

(f) In the event the name of the limited liability company was reissued by the secretary to another entity prior to the time application for reinstatement was filed, the limited liability company applying for reinstatement may elect to reinstate using a new name that complies with the requirements of section 347.020 and that has been approved by appropriate action of the limited liability company for changing the name thereof.

(g) If the secretary denies a limited liability company's application for reinstatement following administrative cancellation of the articles of organization, he or she shall serve the limited liability company as provided in section 347.051 with a written notice that explains the reason or reasons for denial.

(h) The limited liability company may appeal a denial of reinstatement as provided for in subdivision (2) of this section.

~~[(7)]~~ **This subdivision [(6) of this section]** shall apply to any limited liability company whose articles of organization was cancelled because such limited liability company's period of duration stated in the articles of organization expired on or after August 28, 2003;

(7) The power to rescind an administrative cancellation and reinstate the registration of a foreign limited liability company. The following procedures apply:

(a) A foreign limited liability company whose registration was administratively cancelled under subdivision (5) of this section may apply to the secretary for reinstatement. The application shall:

a. State the name of the foreign limited liability company and the date of the administrative cancellation;

b. State that the grounds for cancellation either did not exist or have been eliminated, with supporting documentation satisfactory to the secretary;

c. State that the foreign limited liability company's name satisfies the requirements of section 347.020; and

d. Include a reinstatement fee in the amount of ninety-five dollars, or a higher amount if required by state regulation, and any delinquent fees, penalties, or other charges as the secretary determines are due;

(b) If the secretary determines that the application satisfies the requirements under paragraph (a) of this subdivision, the secretary shall rescind the cancellation and prepare a certificate of reinstatement that includes the effective date of reinstatement and shall deliver a copy to the limited liability company as provided under section 347.051;

(c) If reinstatement is granted, the administrative cancellation shall be retroactively voided, and the foreign limited liability company may conduct its business as if the administrative cancellation never occurred;

(d) If the name of the foreign limited liability company was issued to another entity before the application for reinstatement was filed, the foreign limited liability company applying for reinstatement may elect to reinstate using a new name that complies with the requirements under section 347.020 and is approved by appropriate action of the foreign limited liability company for changing its name;

(e) If the secretary denies a foreign limited liability company's application for reinstatement, the secretary shall serve the limited liability company with a written notice as provided under section 347.051 that explains the reason for denial; and

(f) The foreign limited liability company may appeal a denial of reinstatement by using the procedure under subdivision (2) of this section; and

(8) The power to reinstate a limited liability company that erroneously or accidentally filed a notice of winding up or notice of termination. The following procedures apply:

(a) A limited liability company whose articles of organization were terminated due to an erroneously or accidentally filed notice of winding up or notice of termination may apply to the secretary for reinstatement by filing a withdrawal of notice of winding up or withdrawal of notice of termination. The application shall:

a. State the name of the limited liability company and the filing date of the erroneous or accidental notice;

b. State the grounds for erroneously or accidentally filing the notice, with supporting documentation satisfactory to the secretary;

c. State that the limited liability company's name satisfies the requirements under section 347.020; and

d. Include a reinstatement fee in the amount of ninety-five dollars, or a higher amount if required by state regulation, and any delinquent fees, penalties, or other charges as the secretary determines are due;

(b) If the secretary determines that the application satisfies the requirements under paragraph (a) of this subdivision, the secretary shall rescind the notice of winding up or notice of termination and prepare a certificate of reinstatement that includes the effective notice of termination and prepare a certificate of reinstatement that includes the effective limited liability company as provided under section 347.051;

(c) If reinstatement is granted, the termination of the articles of organization shall be retroactively voided, and the limited liability company may conduct its business as if the administrative cancellation never occurred;

(d) If the name of the limited liability company was issued to another entity before the application for reinstatement was filed, the limited liability company applying for the reinstatement may elect to reinstate using a new name that complies with the requirements under section 347.020 and is approved by appropriate action of the limited liability company for changing its name;

(e) If the secretary of state denies a limited liability company's application for reinstatement, the secretary shall serve the limited liability company with a written notice as provided under section 347.051 that explains the reason for denial; and

(f) The limited liability company may appeal a denial of reinstatement by using the procedure under subdivision (2) of this section.

347.186. 1. An operating agreement may establish or provide for the establishment of a designated series of members, managers, or limited liability company interests having separate rights, powers, or duties with respect to specified property or obligations of the limited liability company or profits and losses associated with specified property or obligations. To the extent provided in the operating agreement, any such series may have a separate business purpose or investment objective.

2. (1) Notwithstanding any other provisions of law to the contrary, the debts, liabilities, and obligations incurred, contracted for, or otherwise existing with respect to a particular series shall be enforceable against the assets of such series only, and not against the assets of the limited liability company generally or any other series thereof. Such particular series shall be deemed to have possession, custody, and control only of the books, records, information, and documentation related to such series and not of the books, records, information, and documentation related to the limited liability company as a whole or any other series thereof if all of the following apply:

- (a) The operating agreement creates one or more series;
- (b) Separate and distinct records are maintained for or on behalf of any such series;
- (c) The assets associated with any such series, whether held directly or indirectly, including through a nominee or otherwise, are accounted for separately from the other assets of the limited liability company or of any other series;
- (d) The operating agreement provides for the limitations on liabilities of a series described in this subdivision;
- (e) Notice of the limitation on liabilities of a series described in this subdivision is included in the limited liability company's articles of organization; and
- (f) The limited liability company has filed articles of organization that separately identify each series which is to have limited liability under this section.

(2) With respect to a particular series, unless otherwise provided in the operating agreement, none of the debts, liabilities, obligations, and expenses incurred, contracted for or otherwise existing with respect to a limited liability company generally, or any other series thereof, shall be enforceable against the assets of such series, subject to the provisions of subdivision (1) of this subsection.

(3) Compliance with paragraphs (e) and (f) of subdivision (1) of this subsection shall constitute notice of such limitation of liability of a series.

(4) A series with limited liability shall be treated as a separate entity to the extent set forth in the articles of organization. Each series with limited liability may, in its own name, contract, hold title to assets, grant security interests, sue and be sued, and otherwise conduct business and exercise the powers of a limited liability company under this chapter. The limited liability company and any of its series may elect to consolidate its operations as a single taxpayer to the extent permitted under applicable law, elect to work cooperatively, elect to contract jointly, or elect to be treated as a single business for the purposes of qualification or authorization to do business in this or any other state. Such elections shall not affect the limitation of liability set forth in this section except to the extent that the series have specifically accepted joint liability by contract.

3. Except in the case of a foreign limited liability company that has adopted a name that is not the name under which it is registered in its jurisdiction of organization, as permitted under sections 347.153 and 347.157, the name of the series with limited liability is required to contain the entire name of the limited liability company and be

distinguishable from the names of the other series set forth in the articles of organization. In the case of a foreign limited liability company that has adopted a name that is not the name under which it is registered in its jurisdiction of organization, as permitted under sections 347.153 and 347.157, the name of the series with limited liability must contain the entire name under which the foreign limited liability company has been admitted to transact business in this state.

4. (1) (a) Upon filing of articles of organization setting forth the name of each series with limited liability, in compliance with section 347.037 or amendments under section 347.041, the series' existence shall begin.

(b) Each copy of the articles of organization stamped "Filed" and marked with the filing date shall be conclusive evidence that all required conditions have been met and that the series has been or shall be legally organized and formed under this section and is notice for all purposes of all other facts required to be set forth therein.

(c) The name of a series with limited liability under this section may be changed by filing articles of amendment with the secretary of state pursuant to section 347.041, identifying the series whose name is being changed and the new name of such series. If not the same as the limited liability company, the names of the members of a member-managed series or of the managers of a manager-managed series may be changed by an amendment to the articles of organization with the secretary of state.

(d) A series with limited liability under this section may be dissolved by filing with the secretary of state articles of amendment pursuant to section 347.041 identifying the series being dissolved or by the dissolution of the limited liability company as provided in section 347.045. Except to the extent otherwise provided in the operating agreement, a series may be dissolved and its affairs wound up without causing the dissolution of the limited liability company. The dissolution of a series established in accordance with subsection 2 of this section shall not affect the limitation on liabilities of such series provided by subsection 2 of this section. A series is terminated and its affairs shall be wound up upon the dissolution of the limited liability company under section 347.045.

(e) Articles of organization, amendment, or termination described under this subdivision may be executed by the limited liability company or any manager, person, or entity designated in the operating agreement for the limited liability company.

(f) Notwithstanding paragraph (d) of subdivision (1) of subsection 4 of this section, the maximum number of designated series that may be effected by any one filing shall be limited to fifty.

(2) If different from the limited liability company, the articles of organization shall list the names of the members for each series if the series is member-managed or the names of the managers if the series is manager-managed.

(3) A series of a limited liability company shall be deemed to be in good standing as long as the limited liability company is in good standing.

(4) The registered agent and registered office for the limited liability company appointed under section 347.033 shall serve as the agent and office for service of process for each series in this state.

5. (1) An operating agreement may provide for classes or groups of members or managers associated with a series having such relative rights, powers, and duties as an operating agreement may provide and may make provision for the future creation of additional classes or groups of members or managers associated with the series having such relative rights, powers, and duties as may from time to time be established, including rights, powers, and duties senior and subordinate to or different from existing classes and groups of members or managers associated with the series.

(2) A series may be managed either by the member or members associated with the series or by the manager or managers chosen by the members of such series, as provided in the operating agreement. Unless otherwise provided in an operating agreement, the management of a series shall be vested in the members associated with such series.

(3) An operating agreement may grant to all or certain identified members or managers, or to a specified class or group of the members or managers associated with a series, the right to vote separately or with all or any class or group of the members or managers associated with the series, on any matter. An operating agreement may provide that any member or class or group of members associated with a series shall have no voting rights or ability to otherwise participate in the management or governance of such series, but any such member or class or group of members are owners of the series.

(4) Except as modified in this section, the provisions of this chapter which are generally applicable to limited liability companies and their managers, members, and transferees shall be applicable to each particular series with respect to the operation of such series.

(5) Except as otherwise provided in an operating agreement, any event specified in this chapter or in an operating agreement that causes a manager to cease to be a manager with respect to a series shall not, in itself, cause such manager to cease to be a manager of the limited liability company or with respect to any other series thereof.

(6) Except as otherwise provided in an operating agreement, any event specified in this chapter or in an operating agreement that causes a member to cease to be associated with a series shall not, in itself, cause such member to cease to be associated with any other series, terminate the continued membership of a member in the limited liability company, or cause the termination of the series, regardless of whether such member was the last remaining member associated with such series.

(7) An operating agreement may impose restrictions, duties, and obligations on members of the limited liability company or any series thereof as a matter of internal governance, including, without limitation, those with regard to:

- (a) Choice of law, forum selection, or consent to personal jurisdiction;
- (b) Capital contributions;
- (c) Restrictions on, or terms and conditions of, the transfer of membership interests;
- (d) Restrictive covenants, including noncompetition, nonsolicitation, and confidentiality provisions;
- (e) Fiduciary duties; and
- (f) Restrictions, duties, or obligations to or for the benefit of the limited liability company, other series thereof, or their affiliates.

6. (1) If a limited liability company with the ability to establish series does not register to do business in a foreign jurisdiction for itself and its series, a series of a limited liability company may itself register to do business as a limited liability company in the foreign jurisdiction in accordance with the laws of the foreign jurisdiction.

(2) If a foreign limited liability company, as permitted in the jurisdiction of its organization, has established a series having separate rights, powers, or duties and has limited the liabilities of such series so that the debts, liabilities, and obligations incurred, contracted for, or otherwise existing with respect to a particular series are enforceable against the assets of such series only, and not against the assets of the limited liability company generally or any other series thereof, or so that the debts, liabilities, obligations, and expenses incurred, contracted for, or otherwise existing with respect to the limited liability company generally or any other series thereof are not enforceable against the assets of such series, then the limited liability company, on behalf of itself or any of its series, or any of its series on its own behalf may register to do business in this state in accordance with this chapter. The limitation of liability shall also be stated on the application for registration. As required under section 347.153, the registration application filed shall identify each series being registered to do business in the state by the limited liability company. Unless otherwise provided in the operating agreement, the debts, liabilities, and obligations incurred, contracted for, or otherwise existing with respect to a particular series of such a foreign limited liability company shall be enforceable against the assets of such series only and not against the assets of the foreign limited liability company generally or any other series thereof, and none of the debts, liabilities, obligations, and expenses incurred, contracted for, or otherwise existing with respect to such a foreign limited liability company generally or any other series thereof shall be enforceable against the assets of such series.

7. Nothing in sections 347.039, 347.153, or 347.186 shall be construed to alter existing Missouri statute or common law providing any cause of action for fraudulent conveyance, including but not limited to chapter 428, or any relief available under existing law that permits a challenge to limited liability.

358.460. 1. The exclusive right to the use of a name of a registered limited liability partnership or foreign registered limited liability partnership may be reserved by:

- (1) Any person intending to become a registered limited liability partnership or foreign registered limited liability partnership under this chapter and to adopt that name; and
- (2) Any registered limited liability partnership or foreign registered limited liability partnership which proposes to change its name.

2. The reservation of a specified name shall be made by filing with the secretary of state an application, executed by the applicant, specifying the name to be reserved and the name and address of the applicant. If the secretary of state finds that the name is available for use by a registered limited liability partnership or foreign registered limited liability partnership, the secretary of state shall reserve the name for the exclusive use of the applicant for a period of sixty days. A name reservation shall not exceed a period of one hundred eighty days from the date of the first name reservation application. Upon the one hundred eighty-first day the name shall cease reserve status and shall not be placed back in such status. The right to the exclusive use of a reserved name may be transferred to any other person by filing in the office of the secretary of state a notice of the transfer, executed by the applicant for whom the name was reserved, specifying the name to be transferred and the name and address of the

transferee. The reservation of a specified name may be cancelled by filing with the secretary of state a notice of cancellation, executed by the applicant or transferee, specifying the name reservation to be cancelled and the name and address of the applicant or transferee.

3. A fee in the amount of ~~[twenty-five]~~ **twenty** dollars shall be paid to the secretary of state upon receipt for filing of an application for reservation of name, an application for renewal of reservation or a notice of transfer or cancellation pursuant to this section. All moneys from the payment of this fee shall be deposited into the general revenue fund.

358.470. 1. Each registered limited liability partnership and each foreign registered limited liability partnership shall have and maintain in the state of Missouri:

(1) A registered office, which may, but need not be, a place of its business in the state of Missouri; and
 (2) A registered agent for service of process on the registered limited liability partnership or foreign registered limited liability partnership, which agent may be either an individual resident of the state of Missouri whose business office is identical with the registered limited liability partnership's or foreign registered limited liability partnership's registered office, or a domestic corporation, or a foreign corporation authorized to do business in the state of Missouri, having a business office identical with such registered office or the registered limited liability partnership or foreign registered limited liability partnership itself.

2. A registered agent may change the address of the registered office of the registered limited liability partnerships or foreign registered limited liability partnerships for which the agent is the registered agent to another address in the state of Missouri by paying a fee in the amount of ~~[ten]~~ **five** dollars~~], and a further fee in the amount of two dollars]~~ for each registered limited liability partnership or foreign registered limited liability partnership affected thereby, to the secretary of state and filing with the secretary of state a certificate, executed by such registered agent, setting forth the names of all the registered limited liability partnerships or foreign registered limited liability partnerships represented by such registered agent, and the address at which such registered agent has maintained the registered office for each of such registered limited liability partnerships or foreign registered limited liability partnerships, and further certifying to the new address to which such registered office will be changed on a given day, and at which new address such registered agent will thereafter maintain the registered office for each of the registered limited liability partnerships or foreign registered limited liability partnerships recited in the certificate. Upon the filing of such certificate, the secretary of state shall furnish to the registered agent a certified copy of the same under the secretary of state's hand and seal of office, and thereafter, or until further change of address, as authorized by law, the registered office in the state of Missouri of each of the registered limited liability partnerships or foreign registered limited liability partnerships recited in the certificate shall be located at the new address of the registered agent thereof as given in the certificate. In the event of a change of name of any person acting as a registered agent of a registered limited liability partnership or foreign registered limited liability partnership, such registered agent shall file with the secretary of state a certificate, executed by such registered agent, setting forth the new name of such registered agent, the name of such registered agent before it was changed, the names of all the registered limited liability partnerships or foreign registered limited liability partnerships represented by such registered agent, and the address at which such registered agent has maintained the registered office for each of such registered limited liability partnerships or foreign registered limited liability partnerships, and shall pay a fee in the amount of ~~[twenty-five]~~ **five** dollars~~], and a further fee in the amount of two dollars]~~ for each registered limited liability partnership or foreign registered limited liability partnership affected thereby, to the secretary of state. Upon the filing of such certificate, the secretary of state shall furnish to the registered agent a certified copy of the same under the secretary of state's hand and seal of office. Filing a certificate under this section shall be deemed to be an amendment of the application, renewal application or notice filed pursuant to subsection 19 of section 358.440, as the case may be, of each registered limited liability partnership or foreign registered limited liability partnership affected thereby, and each such registered limited liability partnership or foreign registered limited liability partnership shall not be required to take any further action with respect thereto to amend its application, renewal application or notice filed, as the case may be, pursuant to section 358.440. Any registered agent filing a certificate under this section shall promptly, upon such filing, deliver a copy of any such certificate to each registered limited liability partnership or foreign registered limited liability partnership affected thereby.

3. The registered agent of one or more registered limited liability partnerships or foreign registered limited liability partnerships may resign and appoint a successor registered agent by paying a fee in the amount of ~~[fifty]~~ **five** dollars~~], and a further fee in the amount of two dollars]~~ for each registered limited liability partnership or foreign registered limited liability partnership affected thereby, to the secretary of state and filing a certificate with the secretary of state, stating that it resigns and the name and address of the successor registered agent. There shall

be attached to such certificate a statement executed by each affected registered limited liability partnership or foreign registered limited liability partnership ratifying and approving such change of registered agent. Upon such filing, the successor registered agent shall become the registered agent of such registered limited liability partnerships or foreign registered limited liability partnerships as have ratified and approved such substitution and the successor registered agent's address, as stated in such certificate, shall become the address of each such registered limited liability partnership's or foreign registered limited liability partnership's registered office in the state of Missouri. The secretary of state shall furnish to the successor registered agent a certified copy of the certificate of resignation. Filing of such certificate of resignation shall be deemed to be an amendment of the application, renewal application or notice filed pursuant to subsection 19 of section 358.440, as the case may be, of each registered limited liability partnership or foreign registered limited liability partnership affected thereby, and each such registered limited liability partnership or foreign registered limited liability partnership shall not be required to take any further action with respect thereto, to amend its application, renewal application or notice filed pursuant to subsection 19 of section 358.440, as the case may be, pursuant to section 358.440.

4. The registered agent of a registered limited liability partnership or foreign registered limited liability partnership may resign without appointing a successor registered agent by paying a fee in the amount of ~~ten~~ **five** dollars to the secretary of state and filing a certificate with the secretary of state stating that it resigns as registered agent for the registered limited liability partnership or foreign registered limited liability partnership identified in the certificate, but such resignation shall not become effective until one hundred twenty days after the certificate is filed. There shall be attached to such certificate an affidavit of such registered agent, if an individual, or the president, a vice president or the secretary thereof if a corporation, that at least thirty days prior to and on or about the date of the filing of the certificate, notices were sent by certified or registered mail to the registered limited liability partnership or foreign registered limited liability partnership for which such registered agent is resigning as registered agent, at the principal office thereof within or outside the state of Missouri, if known to such registered agent or, if not, to the last known address of the attorney or other individual at whose request such registered agent was appointed for such registered limited liability partnership or foreign registered limited liability partnership, of the resignation of such registered agent. After receipt of the notice of the resignation of its registered agent, the registered limited liability partnership or foreign registered limited liability partnership for which such registered agent was acting shall obtain and designate a new registered agent, to take the place of the registered agent so resigning. If such registered limited liability partnership or foreign registered limited liability partnership fails to obtain and designate a new registered agent prior to the expiration of the period of one hundred twenty days after the filing by the registered agent of the certificate of resignation, the application, renewal application or notice filed pursuant to subsection 19 of section 358.440 of such registered limited liability partnership or foreign registered limited liability partnership shall be deemed to be cancelled."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 7** was adopted.

On motion of Representative Baker, **HCS SS SB 333, as amended**, was adopted.

On motion of Representative Baker, **HCS SS SB 333, as amended**, was read the third time and passed by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Eggleston	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco

Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roden	Rone	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 013

Copeland	Cupps	DeGroot	Evans	Francis
Hicks	Hill	Kidd	McDaniel	Pietzman
Roberts	Sander	Schnelting		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

MOTION

Representative Plocher moved that Rule 22 be suspended for the purpose of allowing Conference Committees on **HCS SS SB 141, as amended**, and **HCS SB 226, as amended**, to meet during a session of the House.

Which motion was adopted by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Eggleston	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson

Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roden
Rone	Ruth	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schojack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Fogle	Gray	Gunby
Ingle	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 002

Ellebracht Proudie

ABSENT WITH LEAVE: 012

Bosley	Copeland	Cupps	DeGroot	Evans
Francis	Johnson	McDaniel	Roberts	Sander
Schnelting	Smith 163			

VACANCIES: 001

Representative Chipman assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 303, as amended**.

Senators: Gannon, Wieland, Bernskoetter, Beck, Roberts

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 72, as amended**.

Senators: Eslinger, Crawford, Bernskoetter, Razer, Mosley

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 330, as amended**.

Senators: Burlison, Riddle, Wieland, Beck, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 403, as amended**.

Senators: Onder, Koenig, Brattin, Razer, Mosley

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 9, relating to licensed professionals, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SB 9** was agreed to.

Representative Fitzwater moved that **HCS SB 9** be adopted.

Which motion was defeated.

Representative Fitzwater moved that the title of **SB 9**, relating to prisoner complaints against a psychologist's license, be agreed to.

Representative Gregory (51) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 9, Page 1, In the Title, Lines 2-3, by deleting the phrase "prisoner complaints against a psychologist's license" and inserting in lieu thereof the phrase "the regulation of certain professionals"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (51), **House Amendment No. 1** was adopted.

Representative Gregory (51) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 9, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"173.280. 1. As used in this section, the following terms mean:

(1) "Athlete", an individual who participates or has participated in an intercollegiate sport for a postsecondary educational institution. "Athlete" shall not be construed to apply to an individual's participation in a college intramural sport or in a professional sport outside of intercollegiate athletics;

(2) "Athletic association", an entity with athletics governance authority that is composed of postsecondary educational institutions and athletic conferences;

(3) "Athletic conference", an entity that has athletics governance authority, is a member of an athletic association, and has a membership composed of postsecondary educational institutions that compete against other postsecondary educational institutions. "Athletic conference" includes a collaboration of such entities, such as the autonomy conferences;

(4) "Certification", the process of developing and enforcing professional and legal policies and practices;

(5) "Group", three or more athletes from the same sport;

(6) "Group licensing", any agreement to allow a third party the right to use the name, image, likeness rights, or athletic reputation of a group;

(7) "Postsecondary educational institution", any campus of a public or private institution of higher education in this state that is subject to the coordinating board for higher education under section 173.005;

(8) "Third party", any individual or entity other than a postsecondary educational institution, athletic conference, or athletic association.

2. (1) No postsecondary educational institution shall uphold any rule, requirement, standard, or other limitation that prevents a student of that institution from fully participating in intercollegiate athletics without penalty and earning compensation as a result of the use of the student's name, image, likeness rights, or athletic reputation. Earning compensation from the use of a student's name, image, likeness rights, or athletic reputation shall not affect the student's grant-in-aid or stipend eligibility, amount, duration, or renewal.

(2) No postsecondary educational institution shall interfere with or prevent a student from fully participating in intercollegiate athletics or obtaining professional representation in relation to contracts or legal matters including, but not limited to, representation provided by athlete agents, financial advisors, or legal representation provided by attorneys.

3. A grant-in-aid or stipend from the postsecondary educational institution in which a student is enrolled shall not be construed to be compensation for use of the student's name, image, likeness rights, or athletic reputation for purposes of this section, and no grant-in-aid or stipend shall be revoked or reduced as a result of a student earning compensation under this section.

4. (1) No student athlete shall enter into an apparel, equipment, or beverage contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation if the contract requires the athlete to display a sponsor's apparel, equipment, or beverage or otherwise advertise for the sponsor during official team activities if such provisions are in conflict with a provision of the athlete's team contract.

(2) Any student athlete who enters into a contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation shall disclose the full contract to an official of the postsecondary educational institution, with such official to be designated by such institution. No institution or its designated official shall disclose terms of an athlete's contract that the athlete or the athlete's legal representation deems to be a trade secret or nondisclosable.

(3) An institution asserting a conflict described in subdivision (1) of this subsection shall disclose to the student athlete or the athlete's legal representation the full contract the institution asserts to be in conflict. No athlete or member of the athlete's legal representation shall disclose terms of an institution's contract that the institution deems to be a trade secret or nondisclosable.

5. No team contract of a postsecondary educational institution's athletic program shall prevent a student athlete from receiving compensation for using the athlete's name, image, likeness rights, or athletic reputation for a commercial purpose when the athlete is not engaged in official mandatory team activities that are recorded in writing and made publicly available. Such team activities shall not exceed twenty hours per week during the season and eight hours per week during the off-season.

6. (1) Postsecondary educational institutions that enter into commercial agreements that directly or indirectly require the use of an athlete's name, image, likeness, or athletic reputation shall conduct a financial development program of up to fifteen hours in duration once per year for their athletes.

(2) The financial development program shall not include any marketing, advertising, referral, or solicitation by providers of financial products or services.

7. (1) Postsecondary educational institutions shall help distribute informational materials as needed.

(2) Postsecondary educational institutions shall inform their athletes of such meetings and provide appropriate meeting space.

8. Athlete attorney representation shall be by persons licensed by this state.

9. (1) Any athlete may bring a civil action against third parties that violate this section for appropriate injunctive relief or actual damages, or both. Such action shall be brought in the county where the violation occurred, or is about to occur, and the court shall award damages, court costs, and reasonable attorney's fees to a prevailing plaintiff.

(2) Students and state or local prosecutors seeking to prosecute violators of this section shall not be deprived of any protections provided under law with respect to a controversy that arises and shall have the right to adjudicate claims that arise under this section.

10. Legal settlements shall not permit noncompliance with this section.

11. This section shall apply only to agreements or contracts entered into, modified, or renewed on or after July 1, 2022. Such agreements or contracts include, but are not limited to, the national letter of intent, an athlete's financial aid agreement, commercial contracts in the athlete group licensing market, and athletic conference or athletic association rules or bylaws.

12. The state of Missouri hereby requests that any federal legislation relating to this section respect and permit Missouri college athletes' rights, protections, and other provisions included in this section."; and

Further amend said bill, Page 2, Section 337.068, Line 44, by inserting after all of said section and line the following:

"Section B. Because of the importance of financial needs of certain students of the state of Missouri, the enactment of section 173.280 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 173.280 of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fitzwater offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Senate Bill No. 9, Page 3, Lines 1-8, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Gregory (51), **House Amendment No. 2, as amended**, was adopted.

Representative Gregory (96) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Bill No. 9, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"334.506. 1. As used in this section, **the following terms mean:**

(1) "Approved health care provider" ~~means~~, a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing;

(2) "Consult" or "consultation", communication by telephone, by fax, in writing, or in person with the patient's personally approved licensed health care provider or a licensed health care provider of the patient's designation.

2. A physical therapist ~~[shall not]~~ **may evaluate and** initiate treatment ~~[for a new injury or illness]~~ on a patient without a prescription **or referral** from an approved health care provider, **provided that the physical therapist has a doctorate of physical therapy degree or has five years of clinical practice as a physical therapist.**

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs ~~[for asymptomatic persons]~~, or provide screening or consultative services within the scope of physical therapy practice without ~~[the]~~ a prescription ~~[and direction of]~~ **or referral from** an approved health care provider.

4. ~~[A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:]~~

(1) ~~[Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;]~~ **A physical therapist shall refer to an approved health care provider any patient whose condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy.**

(2) ~~[Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;]~~ **A physical therapist shall refer to an approved health care provider any patient who does not demonstrate measurable or functional improvement after ten visits or twenty-one business days, whichever occurs first.**

(3) ~~[Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;]~~

~~—————~~ (4) ~~Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~—————~~ (5) ~~Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days.]~~ (a) **A physical therapist shall consult with an approved health care provider if, after ten visits or twenty-one business days, whichever occurs first, the patient has demonstrated measurable or functional improvement from the course of physical therapy services or treatment provided and the physical therapist believes that continuation of the course of physical therapy services or treatment is reasonable and necessary based on the physical therapist's evaluation of the patient. The physical therapist shall not provide further physical therapy services or treatment until the consultation has occurred.**

(b) The consultation with the approved health care provider shall include information concerning:
a. The patient's condition for which physical therapy services or treatments were provided;
b. The basis for the course of services or treatment indicated, as determined from the physical therapy evaluation of the patient;

c. The physical therapy services or treatment provided before the date of the consultation;
d. The patient's demonstrated measurable or functional improvement from the services or treatment provided before the date of the consultation;

e. The continuing physical therapy services or treatment proposed to be provided following the consultation; and

f. The professional physical therapy basis for the continued physical therapy services or treatment to be provided.

(c) Continued physical therapy services or treatment following the consultation with an approved health care provider shall proceed in accordance with any feedback, advice, opinion, or direction of the approved health care provider. The physical therapist shall notify the consulting approved health care provider of continuing physical therapy services or treatment every thirty days after the initial consultation unless the consulting approved health care provider directs otherwise.

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. ~~[Physical therapy treatment provided]~~

~~pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.]~~ Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission on Accreditation in Physical Therapy Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under the supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment or services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

- (f) Performing services which have been declared by board rule to be of no physical therapy value;
- (g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;
- (h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;
- (i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;
- (j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;
- (k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;
- (l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;
- (m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;
- (n) Failure to timely pay license renewal fees specified in this chapter;
- (o) Violating a probation agreement with this board or any other licensing agency;
- (p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;
- (q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;
- (5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;
- (6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;
- (7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;
- (8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;
- (9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;
- (10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;
- (11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;
- (12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;
- (13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or ~~notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing]~~ **evaluating or treating a patient in a manner inconsistent with section 334.506;**

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

(21) Failing to maintain adequate patient records under section 334.602;

(22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;

(23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;

(24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:

(a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;

(b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;

(c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;

(d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;

(e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.

3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:

(1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;

(2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;

(3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;

(4) Revoke the physical therapist's or physical therapist assistant's license;

(5) Administer a public or private reprimand;

(6) Deny the physical therapist's or physical therapist assistant's application for a license;

(7) Permanently withhold issuance of a license;

(8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;

(9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.

4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (96), **House Amendment No. 3** was adopted.

Representative Shields offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 9, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"334.530. 1. A candidate for license to practice as a physical therapist shall furnish evidence of such person's educational qualifications by submitting satisfactory evidence of completion of a program of physical therapy education approved as reputable by the board **or eligibility to graduate from such a program within ninety days**. A candidate who presents satisfactory evidence of the person's graduation from a school of physical therapy approved as reputable by the American Medical Association or, if graduated before 1936, by the American Physical Therapy Association, or if graduated after 1988, the Commission on Accreditation for Physical Therapy Education or its successor, is deemed to have complied with the educational qualifications of this subsection.

2. Persons desiring to practice as physical therapists in this state shall appear before the board at such time and place as the board may direct and be examined as to their fitness to engage in such practice. **Applicants shall meet the qualifying standards for such examinations, including any requirements established by any entity contracted by the board to administer the board approved examination.** Applications for examination shall be in writing, on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications set forth in subsection 1 of this section **and meets the requirements established to qualify for examination**. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licenses to practice physical therapy shall test entry-level competence as related to physical therapy theory, examination and evaluation, physical therapy diagnosis, prognosis, treatment, intervention, prevention, and consultation.

4. The examination shall embrace, in relation to the human being, the subjects of anatomy, chemistry, kinesiology, pathology, physics, physiology, psychology, physical therapy theory and procedures as related to medicine, surgery and psychiatry, and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice physical therapy.

5. **No person who has failed on six or more occasions to achieve a passing score on the examination required by this section shall be eligible for licensure by examination under this section.**

6. The applicant shall pass a test administered by the board on the laws and rules related to the practice of physical therapy in Missouri.

334.655. 1. A candidate for licensure to practice as a physical therapist assistant shall furnish evidence of the person's educational qualifications. The educational requirements for licensure as a physical therapist assistant are:

(1) A certificate of graduation from an accredited high school or its equivalent; and

(2) Satisfactory evidence of completion of an associate degree program of physical therapy education accredited by the commission on accreditation of physical therapy education **or eligibility to graduate from such a program within ninety days**.

2. Persons desiring to practice as a physical therapist assistant in this state shall appear before the board at such time and place as the board may direct and be examined as to the person's fitness to engage in such practice. **Applicants must meet the qualifying standards for such examinations, including any requirements established by any entity contracted by the board to administer the board approved examination.** Applications for examination shall be on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications provided in subsection 1 of this section **and meets the requirements established to qualify for examination**. Each application shall contain a statement that the statement is made under oath of affirmation and that its representations are true and correct to the best knowledge and belief of the person signing the statement, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licensure to practice as physical therapist assistants shall embrace an examination which shall cover the curriculum taught in accredited associate degree programs of physical therapy assistant education. Such examination shall be sufficient to test the qualification of the candidates as practitioners.

4. The examination shall include, as related to the human body, the subjects of anatomy, kinesiology, pathology, physiology, psychology, physical therapy theory and procedures as related to medicine and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice as a physical therapist assistant.

5. **No person who has failed on six or more occasions to achieve a passing score on the examination required by this section shall be eligible for licensure by examination under this section.**

6. The applicant shall pass a test administered by the board on the laws and rules related to the practice as a physical therapist assistant in this state.

~~[6-]~~ 7. The board shall license without examination any legally qualified person who is a resident of this state and who was actively engaged in practice as a physical therapist assistant on August 28, 1993. The board may license such person pursuant to this subsection until ninety days after the effective date of this section.

~~[7-]~~ 8. A candidate to practice as a physical therapist assistant who does not meet the educational qualifications may submit to the board an application for examination if such person can furnish written evidence to the board that the person has been employed in this state for at least three of the last five years under the supervision of a licensed physical therapist and such person possesses the knowledge and training equivalent to that obtained in an accredited school. The board may license such persons pursuant to this subsection until ninety days after rules developed by the state board of healing arts regarding physical therapist assistant licensing become effective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 4** was adopted.

On motion of Representative Fitzwater, **SB 9, as amended**, was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Thomas

PRESENT: 000

ABSENT WITH LEAVE: 011

Bailey	Butz	Copeland	Cupps	Haffner
Morse	Richey	Sander	Schnelting	Simmons
Stevens 46				

VACANCIES: 001

Representative Chipman declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 734, as amended, relating to utilities, was taken up by Representative O'Donnell.

Representative O'Donnell moved that the House refuse to adopt **SS SCS HCS HB 734, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Speaker Vescovo resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SCS SB 403, as amended: Representatives Patterson, Fitzwater, Rone, Proudie, and Lewis (25)

THIRD READING OF SENATE BILLS - INFORMAL

HS HCS SCS SB 520, relating to the designation of memorial infrastructure, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HS HCS SCS SB 520** was agreed to.

Representative Ruth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 2, Section 143.1032, Line 6, by inserting after the word "**fund**." the following:

"The Missouri Medal of Honor Recipients Fund is hereby created, and the state treasurer shall be the custodian of the fund and shall make disbursements from the fund. All monies shall be received by the department of revenue and either upon request, or at a minimum on a monthly basis, be transferred to the department of transportation."; and

Further amend said bill, page, and section, Line 15, by inserting at the end of said line the following:

"The department of revenue shall establish a separate funding account for the moneys collected for the Missouri Medal of Honor Recipients Fund."; and

Further amend said bill, page, and section, Lines 27-29, by deleting all of said lines and inserting in lieu thereof the following:

"5. Moneys deposited in the Missouri Medal of Honor Recipients Fund shall be transferred to the department of transportation by the department of revenue to pay for the costs of the Missouri Medal of Honor memorial bridge or highway signs. The Missouri Medal of Honor Recipients Fund shall be used to pay any renewal fee for a memorial bridge or highway sign for Missouri Medal of Honor recipients, regardless if originally paid for by private donations. The department of revenue shall provide notification by way of memo, to the department of transportation informing the department of transportation of the payment transfer to the credit of the state road fund, with the memo indicating the payment amount, payment date, payment account number, and the list of Missouri Medal of Honor recipient or recipients on whose behalf the payment is made."; and

Further amend said bill, Page 4, Section 227.299, Line 43, by inserting after the word **"with"** the words **"the construction, maintenance, and installation of signs for"**; and

Further amend said bill, Page 8, Section 227.807, Lines 1-3, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 1** was adopted.

Representative Dinkins offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 15, Section 302.171, Line 127, by inserting after all of said section and line the following:

"Section 1. The bridge on State Highway 34, also known as South Main Street, crossing over the Makenzie Creek in Wayne County shall be designated as "WW II POW Alex Cortez Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Deaton offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 1, Line 8, by deleting all of said line and inserting in lieu thereof the following:

"designating such bridge, with the costs to be paid by private donations.

Section 2. The portion of State Highway 43 from State Highway U continuing to State Highway C in Newton County shall be designated as "Firefighter Tyler H Casey Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Deaton, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Trent offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 1, Line 2, by inserting after the number "520," the following:

"Page 8, Section 227.789, Line 5, by inserting after all of said section the following:

"227.793. The portion of Interstate 44 from State Highway 744/N. MulRoy Road continuing east to RA IS 44 Strafford/Greene County Line in Greene County shall be designated the "Nathanael Greene Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the cost to be paid for by private donations."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 to House Amendment No. 2 was withdrawn.

Representative Hudson assumed the Chair.

On motion of Representative Dinkins, **House Amendment No. 2, as amended**, was adopted.

Representative Simmons offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 7, Section 227.775, Line 4, by inserting after all of said section and line the following:

"227.776. The portion of Interstate 55 from State Highway AB to Hopper Road within the city of Cape Girardeau in Cape Girardeau County shall be designated as "Rush Limbaugh Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mayhew offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 1, Line 8, by inserting after all of said line the following:

"Further amend said bill and page, Section 227.777, Line 1, by deleting the word "**BSNF**" and inserting in lieu thereof the word "**BNSF**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Pollock (123) raised a point of order that a member was in violation of Rule 84.

Representative Hudson requested a parliamentary ruling.

The Chair advised members to keep remarks to the matter at hand.

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

Representative Schroer offered **House Amendment No. 2 to House Amendment No. 3.**

House Amendment No. 2
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, Page 1, Line 8, by inserting after all of said line the following:

"Further amend said bill, Page 15, Section 302.171, Line 127, by inserting the following:

"Section 1. That portion of Interstate 64 between Jefferson Avenue and Tucker Boulevard located in the City of Saint Louis shall be designated as "Bobby Plager Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Andrews	Atchison	Baker	Basye	Billington
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Falkner

Fitzwater	Gregory 51	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Lewis 6
Lovasco	Mayhew	McDaniel	McGill	Morse
Murphy	O'Donnell	Owen	Pike	Plocher
Polliitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 026

Aldridge	Bailey	Black 137	Brown 70	Copeland
Cupps	Davidson	Evans	Fishel	Francis
Grier	Hicks	Kidd	Knight	Mackey
McGaugh	Patterson	Perkins	Pietzman	Rone
Sander	Schnelting	Smith 163	Stephens 128	Tate
Wright				

VACANCIES: 001

On motion of Representative Schroer, **House Amendment No. 2 to House Amendment No. 3** was adopted.

Representative Murphy raised a point of order that a member was in violation of Rule 88.

Representative Windham raised an additional point of order that a member was in violation of Rule 86.

Representative Hudson requested parliamentary rulings.

Speaker Vescovo resumed the Chair.

The Chair reminded members to abide by the rules of decorum in the Chamber.

Representative Hudson resumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Andrews	Atchison	Baker	Basye	Billington
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Davis	Deaton	DeGroot
Derges	Dogan	Eggleston	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Lewis 6	Lovasco	Mayhew	McGill	Morse
Murphy	Owen	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 163	Stacy	Stephens 128
Taylor 139	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 043

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 027

Aldridge	Bailey	Bangert	Black 137	Copeland
Cupps	Davidson	Dinkins	Ellebracht	Evans
Hill	Houx	Kidd	Knight	McCreery
McDaniel	McGaugh	O'Donnell	Patterson	Rowland
Sander	Schnelting	Smith 155	Tate	Taylor 48
Terry	Veit			

VACANCIES: 001

On motion of Representative Simmons, **House Amendment No. 3, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 088

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Davis	Deaton	Derges
Dinkins	Dogan	Eggleston	Falkner	Fitzwater
Francis	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Mayhew	McGill
Morse	Murphy	Owen	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Richey	Riggs	Riley
Roden	Rone	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Burnett	Burton	Butz	Clemens
Collins	DeGroot	Doll	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Reedy	Roberts
Rogers	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 003

Gregory 51	Lewis 6	Lovasco
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ABSENT WITH LEAVE: 023

Black 137	Brown 16	Brown 70	Copeland	Cupps
Davidson	Ellebracht	Evans	Fishel	Hannegan
Houx	Kidd	Knight	McCreery	McDaniel
McGaugh	O'Donnell	Patterson	Rowland	Sander
Schnelting	Tate	Veit		

VACANCIES: 001

On motion of Representative Ruth, **HS HCS SCS SB 520, as amended**, was adopted.

On motion of Representative Ruth, **HS HCS SCS SB 520, as amended**, was read the third time and passed by the following vote:

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AYES: 091

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Falkner
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Hill	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Lewis 6	Lovasco	Mayhew	McGill	Morse
Murphy	Owen	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Wallingford	Walsh 50	Wiemann	Wright
Mr. Speaker				

NOES: 002

Barnes Price IV

PRESENT: 000

ABSENT WITH LEAVE: 069

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Black 137	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Copeland	Cupps
Davidson	Doll	Ellebracht	Evans	Fishel
Fogle	Gray	Gunby	Hannegan	Houx
Ingle	Johnson	Kidd	Knight	Lewis 25
Mackey	McCreery	McDaniel	McGaugh	Merideth
Mosley	Nurrenbern	O'Donnell	Patterson	Person
Phifer	Proudie	Quade	Rogers	Rone
Rowland	Sander	Sauls	Schnelting	Sharp 36
Smith 45	Smith 67	Stephens 128	Stevens 46	Tate
Terry	Turnbaugh	Unsicker	Veit	Walsh Moore 93
Weber	West	Windham	Young	

VACANCIES: 001

Representative Hudson declared the bill passed.

Speaker Vescovo resumed the Chair.

SS#2 SCS SB 262, relating to transportation, was again taken up by Representative Ruth.

Representative Chipman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 262, Page 31, Section B, Lines 1-12, by removing all of said section from the bill and inserting in lieu thereof the following:

"Section B. This act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on Tuesday next following the first Monday in November, 2022, under the applicable laws and constitutional provisions of this state for the submission of referendum measures by the general assembly, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Smith (67) raised a point of order.

The Chair ruled the point of order not well taken.

Representative Ruth raised a point of order that a member was in violation of Rule 84.

The Chair reminded members to abide by the rules of decorum in the Chamber.

Representative Chipman moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 048

Bailey	Baker	Billington	Boggs	Chipman
Christofanelli	Coleman 32	Cook	Davidson	Davis
Deaton	DeGroot	Dinkins	Eggleston	Fitzwater
Grier	Haffner	Hardwick	Hudson	Kelley 127
Kelly 141	Lovasco	Mayhew	McDaniel	Perkins
Pietzman	Pollock 123	Pouche	Richey	Riley
Roden	Rone	Rowland	Sander	Schroer
Schwadron	Seitz	Shaul	Smith 155	Smith 163
Stacy	Taylor 139	Thomas	Toalson Reisch	Trent
Walsh 50	West	Mr. Speaker		

NOES: 102

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Basye
Black 137	Black 7	Bland Manlove	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Coleman 97
Collins	Derges	Dogan	Doll	Evans
Falkner	Fishel	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hurlbert	Johnson	Kalberloh
Kidd	Knight	Lewis 25	Lewis 6	Mackey
McCreery	McGaugh	McGill	Morse	Mosley

Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Price IV	Quade	Railsback	Reedy
Riggs	Roberts	Rogers	Ruth	Sassmann
Sharp 36	Sharpe 4	Shields	Simmons	Smith 45
Smith 67	Stephens 128	Stevens 46	Tate	Taylor 48
Terry	Thompson	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh Moore 93	Weber	Wiemann
Wright	Young			

PRESENT: 007

Aldridge	Clemens	Ellebracht	Ingle	Merideth
Proudie	Windham			

ABSENT WITH LEAVE: 005

Copeland	Cupps	Haley	Sauls	Schnelting
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VACANCIES: 001

Representative Roden offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 262, Page 31, Section 407.556, Line 18, by inserting after all of said section and line the following:

"643.310. 1. The commission may, by rule, establish a decentralized motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 for any portion of a nonattainment area located within the area described in subsection 1 of section 643.305, **except that no decentralized motor vehicle emissions inspection program shall be established in any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants or any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.** The decentralized motor vehicle emissions inspection program shall be implemented and applied in the same manner throughout every portion of a nonattainment area located within the area described in subsection 1 of section 643.305 **except any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants or any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.** The commission shall ensure that, for each nonattainment area, the state implementation plan established pursuant to subsection 1 of section 643.305 incorporates and receives all applicable credits allowed by the United States Environmental Protection Agency for emission reduction programs in other nonattainment areas of like designation in other states. The commission shall ensure that emission reduction amounts established pursuant to subsection 2 of section 643.305 shall be consistent with and not exceed the emissions reduction amounts required by the United States Environmental Protection Agency for other nonattainment areas of like designation in other states. No motor vehicle emissions inspection program shall be required to comply with subsection 1 of section 643.305 unless the plan established thereunder takes full advantage of any changes in requirements or any agreements made or entered into by the United States Environmental Protection Agency and any entity or entities on behalf of a nonattainment area concerning compliance with National Ambient Air Quality Standards of the federal Clean Air Act, as amended, 42 U.S.C. Section 7401, et seq., and the regulations promulgated thereunder.

2. (1) The department, with the cooperation and approval of the commissioner of administration, shall select a person or persons to operate an inspection facility or inspection program pursuant to sections 643.300 to 643.355, under a bid procedure or under a negotiated process or a combination thereof based on criteria and

expectations established by the department. This process may use either a licensing arrangement or contractual arrangement with the selected party or parties. The selection of persons to operate inspection facilities or inspection programs shall be exempt from the provisions of all site procurement laws. Each person who is authorized to operate a station pursuant to this section shall be capable of providing adequate and cost-effective service to customers.

(2) Service management, coordination and data processing may be provided by the department or by another person, including a contractor or licensee, based upon the most cost-effective proposal for service.

(3) A license or contract shall be for a period of up to seven years, consistent with the provisions of Article IV, Section 28 of the Missouri Constitution, and licenses or contracts shall be annually reviewed. A license or contract may be suspended or revoked if the licensee or contractor is not meeting the conditions of sections 643.300 to 643.355, all applicable rules, the license agreement or contract as determined by the department. A licensee or contractor found to have violated sections 643.300 to 643.355, applicable rules or the conditions of the license agreement or contract shall be in violation of section 643.151 and subject to the penalties provided thereunder.

3. The commission, the department of economic development and the office of administration shall, in cooperation with the minority business advocacy commission, select the contractor or contractors to provide an inspection program which satisfies the minimum requirements of this section in accordance with the requirements of section 37.014 and chapter 34. The commission, the office of administration and the department of economic development, in cooperation with the minority business advocacy commission, shall ensure adequate minority business participation in the selection of the contractor or contractors to provide an inspection program pursuant to this section. The commission, the office of administration and the department of economic development shall ensure adequate participation of Missouri businesses in the selection of the contractor or contractors to provide an inspection program pursuant to this section.

4. With approval of the commission and pursuant to rules adopted by the commission, an organization whose members are motor vehicle dealers or leasing companies may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned and held for sale or lease by the members of the organization. With approval of the commission and pursuant to rules adopted by the commission, any person operating a fleet of motor vehicles may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned or leased and operated by the person establishing the facility. The inspections performed in facilities established pursuant to this subsection shall be performed by a contractor selected by the commission pursuant to this section and the contractor performing such inspections shall be responsible solely to the department and shall satisfy all applicable requirements of sections 643.300 to 643.355.

5. If the governor applies to the administrator of the Environmental Protection Agency to require federal reformulated gasoline in nonattainment areas, nothing in sections 643.300 to 643.355 shall prevent the storage of conventional gasoline in nonattainment areas which is intended for sale to agricultural, commercial or retail customers outside said nonattainment areas subject to reformulated gasoline."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Aune raised a point of order that **House Amendment No. 2** is not germane.

The Chair ruled the point of order not well taken.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 114

Aldridge	Anderson	Andrews	Atchison	Bailey
Baker	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Davidson	Davis	Deaton

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DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Terry	Thomas	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Windham	Wright	Mr. Speaker	

NOES: 040

Adams	Appelbaum	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Rogers	Rowland	Sauls	Smith 45	Stevens 46
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 000

ABSENT WITH LEAVE: 008

Copeland	Cupps	Haley	Hill	Schnelting
Schroer	Taylor 48	Thompson		

VACANCIES: 001

Representative Roden moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 042

Bailey	Baker	Billington	Boggs	Chipman
Christofanelli	Coleman 32	Cook	Davidson	Davis
Deaton	DeGroot	Eggleston	Grier	Hardwick
Hill	Hudson	Kelley 127	Kelly 141	Lovasco
Mayhew	McDaniel	Perkins	Pietzman	Pollock 123
Richey	Riley	Roden	Rone	Sander
Schwadron	Seitz	Shaul	Smith 163	Stacy
Taylor 139	Thomas	Toalson Reisch	Trent	Walsh 50
West	Mr. Speaker			

NOES: 112

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Clemens	Coleman 97	Collins	Derges	Dinkins
Dogan	Doll	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haffner	Hannegan	Henderson	Hicks	Houx
Hovis	Hurlbert	Ingle	Johnson	Kalberloh
Kidd	Knight	Lewis 25	Lewis 6	Mackey
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Riggs	Roberts
Rogers	Rowland	Ruth	Sassmann	Sauls
Sharp 36	Sharpe 4	Shields	Smith 155	Smith 45
Smith 67	Stephens 128	Stevens 46	Tate	Terry
Thompson	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh Moore 93	Weber	Wiemann	Windham
Wright	Young			

PRESENT: 001

Griesheimer

ABSENT WITH LEAVE: 007

Copeland	Cupps	Haley	Schnelting	Schroer
Simmons	Taylor 48			

VACANCIES: 001

Representative Lovasco requested a division of the question on **SS#2 SCS SB 262**.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson

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Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Stephens 128	Tate	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 056

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davis	Doll	Eggleston
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Pollock 123
Price IV	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Shaul	Simmons	Smith 45
Smith 67	Stacy	Stevens 46	Taylor 139	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 004

Copeland	Cupps	Hill	Schnelting
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VACANCIES: 001

On motion of Representative Ruth, **Part I of SS#2 SCS SB 262**, was adopted by the following vote:

AYES: 111

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Clemens	Coleman 32	Collins	Derges
Dinkins	Dogan	Doll	Ellebracht	Evans
Falkner	Fishel	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Hannegan	Henderson	Hicks	Houx
Hovis	Hurlbert	Ingle	Johnson	Kalberloh
Kidd	Knight	Lewis 25	Lewis 6	Mackey
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher

Pollitt 52	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Riggs	Roberts
Rogers	Rowland	Ruth	Sassmann	Sharp 36
Sharpe 4	Shields	Smith 155	Smith 45	Smith 67
Stephens 128	Tate	Taylor 48	Terry	Thompson
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Weber	Wiemann	Windham	Wright
Young				

NOES: 046

Bailey	Baker	Boggs	Chipman	Christofanelli
Coleman 97	Cook	Davidson	Davis	Deaton
DeGroot	Eggleston	Fitzwater	Grier	Haffner
Haley	Hardwick	Hill	Hudson	Kelley 127
Kelly 141	Lovasco	Mayhew	McDaniel	Murphy
Pietzman	Pollock 123	Richey	Riley	Roden
Rone	Sander	Schroer	Schwadron	Seitz
Shaul	Simmons	Smith 163	Stacy	Taylor 139
Thomas	Toalson Reisch	Trent	Walsh 50	West
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 005

Copeland	Cupps	Sauls	Schnelting	Stevens 46
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VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Aldridge	Andrews	Atchison	Basye	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Christofanelli	Coleman 32	Coleman 97
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGill	Morse	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Ruth	Sassmann
Schroer	Schwadron	Sharp 36	Sharpe 4	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stephens 128
Tate	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Van Schoiack	Veit	Walsh 50
Wiemann	Wright	Mr. Speaker		

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NOES: 060

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Billington	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Chipman
Clemens	Collins	Cook	Davis	Doll
Eggleston	Ellebracht	Fogle	Gray	Grier
Hill	Ingle	Kelley 127	Lewis 25	Mackey
McCreery	McDaniel	Merideth	Mosley	Murphy
Nurrenbern	Phifer	Pietzman	Pollock 123	Price IV
Quade	Roden	Rogers	Rone	Rowland
Sander	Sauls	Seitz	Shaul	Smith 45
Stacy	Stevens 46	Taylor 139	Toalson Reisch	Unsicker
Walsh Moore 93	Weber	West	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 014

Bailey	Baker	Bland Manlove	Copeland	Cupps
Evans	Gunby	Hicks	Johnson	McGaugh
O'Donnell	Person	Schnelting	Wallingford	

VACANCIES: 001

On motion of Representative Ruth, **Part II of SS#2 SCS SB 262**, was adopted by the following vote:

AYES: 109

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Clemens	Collins	Derges	Dinkins	Dogan
Doll	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gray	Gregory 51	Gregory 96
Griesheimer	Griffith	Gunby	Haden	Hannegan
Henderson	Hicks	Houx	Hovis	Hurlbert
Ingle	Johnson	Kalberloh	Kidd	Knight
Lewis 25	Lewis 6	Mackey	McCreery	McGaugh
McGirl	Merideth	Morse	Mosley	Nurrenbern
O'Donnell	Owen	Patterson	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Riggs	Roberts	Rogers	Rowland	Ruth
Sassmann	Sharp 36	Sharpe 4	Shields	Smith 155
Smith 45	Smith 67	Stephens 128	Stevens 46	Tate
Taylor 48	Terry	Thompson	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh Moore 93	Weber
Wiemann	Windham	Wright	Young	

NOES: 048

Baker	Billington	Boggs	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Davidson	Davis
Deaton	DeGroot	Eggleston	Fitzwater	Grier
Haffner	Haley	Hardwick	Hill	Hudson

Kelley 127	Kelly 141	Lovasco	Mayhew	McDaniel
Murphy	Perkins	Pietzman	Pollock 123	Richey
Riley	Roden	Rone	Sander	Schroer
Schwadron	Seitz	Shaul	Simmons	Smith 163
Stacy	Taylor 139	Thomas	Toalson Reisch	Trent
Walsh 50	West	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 005

Bailey	Copeland	Cupps	Sauls	Schnelting
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VACANCIES: 001

On motion of Representative Ruth, **SS#2 SCS SB 262**, was truly agreed to and finally passed by the following vote:

AYES: 104

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Clemens	Collins	Derges	Dogan
Doll	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gregory 51	Griesheimer	Griffith
Gunby	Haden	Hannegan	Hicks	Houx
Hovis	Hurlbert	Ingle	Johnson	Kalberloh
Kidd	Knight	Lewis 25	Lewis 6	Mackey
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Porter
Price IV	Proudie	Quade	Railsback	Reedy
Riggs	Roberts	Rogers	Rone	Rowland
Ruth	Sassmann	Sharp 36	Sharpe 4	Shields
Smith 155	Smith 45	Smith 67	Stephens 128	Stevens 46
Tate	Taylor 48	Terry	Thompson	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh Moore 93
Weber	Windham	Wright	Young	

NOES: 052

Baker	Boggs	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Davidson	Davis	Deaton
DeGroot	Dinkins	Eggleston	Fitzwater	Gregory 96
Grier	Haffner	Haley	Hardwick	Henderson
Hill	Hudson	Kelley 127	Kelly 141	Lovasco
Mayhew	McDaniel	Murphy	Perkins	Pietzman
Pollitt 52	Pollock 123	Pouche	Richey	Riley
Roden	Sander	Schroer	Schwadron	Seitz
Shaul	Simmons	Smith 163	Stacy	Taylor 139
Thomas	Toalson Reisch	Trent	Walsh 50	West
Wiemann	Mr. Speaker			

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PRESENT: 000

ABSENT WITH LEAVE: 006

Bailey	Copeland	Cupps	Gray	Sauls
Schnelting				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 009

Adams	Davis	Ingle	McCreery	Phifer
Pollock 123	Rowland	Toalson Reisch	Unsicker	

NOES: 141

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Davidson	Deaton
DeGroot	Derges	Dinkins	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Pietzman	Pike
Plocher	Pollitt 52	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	Wiemann	Windham	Wright	Young
Mr. Speaker				

PRESENT: 001

Stevens 46

ABSENT WITH LEAVE: 011

Bailey	Burton	Copeland	Cupps	Dogan
Fogle	Gray	Price IV	Sauls	Schnelting
West				

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 688, HCS HB 782, HB 316, HB 894, HS HB 513, HS HB 152, HB 474, HCS HB 785, HB 212, HB 64, HCS HB 108, HCS HB 156, HCS HB 157, HB 213, HCS HB 218, HCS HB 301, HCS HB 339, HB 347, HCS HB 355, HCS HB 385, HB 511, HCS HB 852, HB 893, HCS HB 900, HB 908, HCS HB 1046, HCS HB 1166, HB 708, HB 1088, HCS HB 472, HB 478, HCS HB 303, HCS HB 602, HCS HB 1408, and HB 1416 were placed back on the House Bills for Perfection Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SB 86, with House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 333, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 734, as amended**, and grants the House a conference thereon and that Senate conferees be allowed to exceed the differences on Section 137.123.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SCS SB 520, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 369** entitled:

An act to repeal sections 270.170, 270.180, 270.260, 270.270, 270.400, 537.346, and 537.347, RSMo, and to enact in lieu thereof ten new sections relating to land management, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 369, Page 8, Section 270.400, Line 88, by inserting after all of said line the following:

"316.250. 1. This section shall be known and may be cited as "Ethan's Law".

2. Every owner of a for-profit private swimming pool or facility shall maintain adequate insurance coverage in an amount of not less than one million dollars per occurrence for any liability incurred in the event of injury or death of a patron to such swimming pool or facility, including any liability incurred under paragraph ~~[(b)]~~ (a) of subdivision (3) of section 537.348. Such owners shall be required to register with the department of public safety and provide proof of such insurance coverage at the time of registration and when requested by any state or local governmental agency responsible for the enforcement of this section.

3. As used in this section, the following terms shall mean:

(1) "Owner", the owner of the land, including but not limited to a lessee, tenant, mortgagee in possession and the person in charge of the land on which a swimming pool is located;

(2) "Swimming pool or facility", any for-profit privately owned tank or body of water with a capacity of less than five hundred patrons which charges a fee per admission and is used and maintained for swimming or bathing purposes which has a maximum depth of greater than twenty-four inches. "Swimming pool or facility" shall include, but not be limited to, a swimming pool on lands in connection with the operation of any type of for-profit privately owned amusement or recreational park. "Swimming pool or facility" does not include a swimming pool or facility owned by a hotel, motel, public or governmental body, agency, or authority, a naturally occurring body of water or stream, or a body of water established by a person or persons and used for watering livestock, irrigation, or storm water management.

4. Any owner who violates the provisions of this section shall not be permitted to remain in operation until such owner meets the requirements of this section. Any such owner who allows operation of a swimming pool or facility in violation of this section shall be subject to a civil penalty of two hundred fifty dollars per day for each day of continued violation up to a maximum of ten thousand dollars and may be subject to liability for the costs incurred by the state or a political subdivision for enforcing the provisions of this section. In a separate court action, the attorney general may seek reimbursement on behalf of the state and a political subdivision may seek reimbursement on behalf of the political subdivision for costs incurred as a result of enforcing the provisions of this section. For purposes of this section, "each day of the violation" means each day that the swimming pool is operational and open for business and remains in violation of this section. It shall not include days that the swimming pool is not operational and open for business.

5. In addition, any owner who intentionally violates the provisions of this section is guilty of a class A misdemeanor. It shall be the duty of each prosecuting attorney and circuit attorney in their respective jurisdictions to commence any criminal actions under this section, and the attorney general shall have concurrent original jurisdiction to commence such criminal actions throughout the state where such violations have occurred.

6. The department of public safety shall implement and, with the assistance of local law enforcement agencies, enforce the provisions of this section.

7. An insurance company providing insurance coverage under this section shall notify the department of public safety if any owner of a swimming pool or facility as defined in this section terminates, cancels, or fails to renew such coverage. The department may utilize local law enforcement agencies to enforce the provisions of this section.

537.328. 1. As used in this section, the following terms mean:

(1) "Camping", all aspects of visiting, staying at, using, and leaving a private campground, including lodging of all types;

(2) "Inherent risks of camping", those dangers, hazards, or conditions that are an integral part of camping including, but not limited to, the following:

(a) Features of the natural world, such as trees, tree stumps, naturally occurring infectious agents, roots, brush, rocks, mud, sand, standing and moving water, and soil;

(b) Uneven and unpredictable terrain;

(c) Natural bodies of water and accessories permitting the use of natural bodies of water, including piers, docks, swimming and aquatic sports, or recreation facilities or areas;

(d) A lack of lighting, including lighting at campsites;

(e) Campfires contained in or outside a fire pit or an enclosure provided by the private campground, bonfires, grass or brush fires, wildfires, and forest fires;

(f) Weather and weather-related events;

(g) Insects, birds, and other wildlife;

(h) Animals of other campers or visitors that cause injury, unless the private campground owner or an employee or officer of the private campground owner has accepted responsibility for care of the animal;

(i) A violation of safety rules or a disregard for signs or other methods of communicating warnings;

- (j) Another camper or visitor at the private campground acting in a negligent manner, if the private campground owner or an employee or officer of the private campground owner is not involved;
 - (k) Actions by a camper or visitor that exceed his or her physical limitations or abilities;
 - (l) Actions by a camper or visitor involving climbing, rappelling, caving, mountaineering, or any other related activity;
 - (m) Damage caused by fireworks from a camper, visitor, or offsite entity not authorized by the private campground owner or employee or officer of a private campground owner; and
 - (n) Any person coming onto the campsite not reported to the private campground owner or an employee or officer of the private campground owner;
- (3) "Private campground", any parcel or tract of land, including buildings and other structures, that is owned or operated by a private property owner where five or more campsites are made available for use as temporary living quarters for recreational, camping, travel, or seasonal use. The term "private campground" shall also include recreational vehicle parks.

2. Except as provided in subsection 4 of this section, a private campground owner or an employee or officer of a private campground owner shall not be liable for acts or omissions related to camping at a private campground if a person is injured or killed or property is damaged as a result of an inherent risk of camping.

3. This section shall not apply to any employer-employee relationship governed by the provisions of chapter 287.

4. The provisions of subsection 2 of this section shall not prevent or limit liability of a private campground owner or an employee or officer of a private campground owner who:

- (1) Intentionally causes the injury, death, or property damage;
- (2) Acts with a willful or wanton disregard for the safety of the person or property damaged. As used in this subdivision, "willful and wanton" means conduct committed with an intentional or reckless disregard for the safety of others;
- (3) Fails to use that degree of care that an ordinarily careful and prudent person would use under the same or similar circumstances; or
- (4) Fails to conspicuously post warning signs of a dangerous, inconspicuous condition known to the owner of the private campground, or his or her employees or officers, on the property that the owner owns, leases, rents, or is otherwise in lawful control of or in possession of if the owner, employee, or officer is aware of the condition by reason of a prior injury involving the same location or the same mechanism of injury. Such warning signs shall appear in black letters on a white background with each letter to be a minimum of one inch in height.

5. Every written contract entered into by a private campground owner or an employee or officer of a private campground owner shall contain, in clearly readable print, the warning notice specified in this subsection. The signs described in subdivision (4) of subsection 4 of this section and contracts described in this subsection shall contain the following warning notice:

"WARNING

Under Missouri law, a private campground owner or an employee or officer of a private campground owner is not liable for an injury to or the death of a person or any property damage resulting from the inherent risks of camping under the Revised Statutes of Missouri."; and

Further amend said bill, Page 9, Section 537.347, Line 20, by inserting after all of said line the following:

"537.348. Nothing in this act shall be construed to create liability, but it does not limit liability that otherwise would be incurred by those who use the land of others, or by owners of land for:

- (1) Malicious or grossly negligent failure to guard or warn against a dangerous condition, structure, personal property which the owner knew or should have known to be dangerous, or negligent failure to guard or warn against an ultrahazardous condition which the owner knew or should have known to be dangerous;
- (2) Injury suffered by a person who has paid a charge for entry to the land; or
- (3) Injuries occurring on or in:
 - (a) ~~Any land within the corporate boundaries of any city, municipality, town, or village in this state;~~
 - ~~(b)]~~ Any swimming pool. "Swimming pool" means a pool or tank, especially an artificial pool or tank, intended and adapted for swimming and held out as a swimming pool;

~~[(e)]~~ (b) Any residential area. "Residential area" as used ~~[herein]~~ **in this section** means ~~[a tract of land of one acre or less predominately used for residential purposes, or a tract of land of any size used for multifamily residential services]~~ **land used for residential purposes in an area in which housing predominates, as opposed to industrial and commercial areas, and any land used for farming or agricultural purposes; or**

~~[(d)]~~ (c) Any noncovered land. "Noncovered land" as used ~~[herein]~~ **in this section** means any portion of any land, the surface of which portion is actually used primarily for commercial, industrial, mining or manufacturing purposes; provided, however, that use of any portion of any land primarily for agricultural, grazing, forestry, conservation, natural area, owner's recreation or similar or related uses or purposes shall not under any circumstances be deemed to be use of such portion for commercial, industrial, mining or manufacturing purposes."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SB 9, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 3 and House Amendment No. 4**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon and allow the Senate conferees to exceed the differences on Section 173.280.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HCS HB 369, as amended - Fiscal Review

SS HCS HBs 557 & 560 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 36 - Fiscal Review

HCS SCS SB 40 - Fiscal Review

HCS SS SB 46 - Fiscal Review

HCS SS SB 89 - Fiscal Review

HCS SS#2 SCS SB 202 - Fiscal Review

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 141

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 141, with House Amendment Nos. 1, 2, 3, 4, 5 and 6, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment No. 1 to House Amendment No. 8, and House Amendment No. 8, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 141, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 141;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 141 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jason Bean
/s/ Mike Bernskoetter
/s/ Eric Burlison
Doug Beck
Jill Schupp

FOR THE HOUSE:

/s/ John Black, 137
/s/ Mike Haffner
/s/ Don Rone
Tracy McCreery
Mark Ellebracht

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR HCS SS SB 141, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, May 12, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Wednesday, May 12, 2021, 9:30 AM, House Hearing Room 1.

Executive session will be held: HB 33

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, May 12, 2021, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Debriefing and recap of the present session and outlook/plan for next session.

FISCAL REVIEW

Wednesday, May 12, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 13, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 14, 2021, 8:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 12, 2021, 9:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 13, 2021, 9:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 14, 2021, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 12, 2021, 9:30 AM, House Hearing Room 3.

Executive session will be held: SS#2 SCS SBs 51 & 42, SS SCS SB 126

Executive session may be held on any matter referred to the committee.

Added SB 51 and SB 126.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 13, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 14, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SEVENTIETH DAY, WEDNESDAY, MAY 12, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps

HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann

HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652 - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

SS SB 22 - Grier
SB 36, (Fiscal Review 5/11/21) - Griffith
HCS SCS SB 40, (Fiscal Review 5/11/21) - Houx
HCS SS SB 46, (Fiscal Review 5/11/21) - Riley
HCS SS SB 89, (Fiscal Review 5/11/21) - Coleman (32)
HCS SS#2 SCS SB 202, (Fiscal Review 5/11/21) - O'Donnell
SB 231 - Trent

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 365, E.C. - Murphy
HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SS SCS SB 152, E.C. - Christofanelli
HS HCS SS SCS SB 289 - Copeland
HCS SS SCS SB 27, E.C. - Baker
HCS SS SB 44 - Wallingford
SS SB 45 - Wiemann
SCS SB 272 - Mosley
HCS SS SCS SB 4, E.C. - Francis
HCS SB 5, E.C. - Ruth
HCS SB 38, (Fiscal Review 5/7/21) - Griesheimer
HCS SB 323 - Wallingford
SS SCS SB 57 - Hicks
HCS#2 SCS SB 91, E.C. - Fitzwater
HCS#2 SS SB 327, E.C. - Kelly (141)
HCS SB 377 - Haden

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2, with HA 1, pending - Murphy
SCR 7 - Black (7)
HCS SCR 4 - Trent
SCR 6 - Walsh (50)

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345 - DeGroot
SS SCS HCS HB 697, as amended - DeGroot
SCS HB 604, as amended, (Fiscal Review 5/10/21) - Gregory (51)
SCS HCS#2 HB 69 - Billington
SS HCS HBs 557 & 560, (Fiscal Review 5/11/21), E.C. - Veit
SS HCS HB 369, as amended, (Fiscal Review 5/11/21) - Taylor (48)

BILLS CARRYING REQUEST MESSAGES

SB 86, with HA 1, HA 2 and HA 3 (request House recede/grant conference) - Baker
HCS SS SB 333, as amended (request House recede/grant conference) - Baker
HS HCS SCS SB 520, as amended (request House recede/grant conference) - Ruth
SB 9, with HA 1, HA 1 HA 2, HA 2, a.a., HA 3 and HA 4 (request House recede/grant conference/Senate exceeded differences) - Fitzwater

BILLS IN CONFERENCE

SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 (Senate exceeded differences) - Knight
CCR SS#2 SCS HCS HB 271, as amended (exceeded differences), E.C. - Wiemann
CCR SS#2 SCS HB 273, as amended (Senate exceeded differences) - Hannegan
HCS SB 226, as amended, E.C. - Christofanelli
HCS SS#2 SB 26, as amended, E.C. - Schroer
CCR HCS SS SB 141, as amended, (Fiscal Review 5/11/21) - Black (137)
HCS SS SCS SBs 53 & 60, as amended, E.C. - Roberts
HCS SB 330, as amended, E.C. - Shields
HCS SB 72, as amended - Smith (155)
HCS SB 303, as amended - Henderson
HCS SCS SB 403, as amended - Patterson
SS SCS HCS HB 734, as amended (Senate exceeded differences) - O'Donnell

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SEVENTIETH DAY, WEDNESDAY, MAY 12, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Trust in the Lord with all thine heart; and lean not unto thine own understanding. (Proverbs 3:5)

Dear Lord and God of all, our heart's unseen friend and guide, make Your powerful ways known to us as we bow in Your presence. May this moment of prayer be an open door to the reality of Your Spirit, and as we look to You, may we find our strength renewed, our souls restored, and be given courage and wisdom for the living for these long, stressful final days of session.

Endow us with one mind to be just, to love mercy, and to walk humbly with You, and in so doing to promote the welfare of all our people. Give to us and to all our citizens a love for truth, a passion for doing our duty, and a dedication to You which will hold us steady under the dome.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-ninth day was approved as printed.

HOUSE RESOLUTIONS

Representative Hill offered House Resolution No. 2100.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 38**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 141, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Eggleston, Fitzwater, Griesheimer, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS#2 SCS SB 202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

SIGNING OF HOUSE BILL

All other business of the House was suspended while **CCS SCS HCS HB 15** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **CCS SCS HCS HB 15** was delivered to the Governor by the Chief Clerk of the House.

BILLS IN CONFERENCE

CCR SS#2 SCS HCS HB 271, as amended, relating to local government, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **CCR SS#2 SCS HCS HB 271, as amended**, was adopted by the following vote:

AYES: 146

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Baringer	Barnes	Basye
Black 137	Black 7	Bland Manlove	Boggs	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz

Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 001

Kidd

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Bangert	Billington	Collins
Cupps	Francis	McDaniel	Pietzman	Price IV
Rone	Schnelting	Simmons	Tate	Windham

VACANCIES: 001

On motion of Representative Wiemann, **CCS SS#2 SCS HCS HB 271** was read the third time and passed by the following vote:

AYES: 147

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Baringer	Barnes	Basye
Black 137	Black 7	Bland Manlove	Boggs	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby

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Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 002

Kidd Pollock 123

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Appelbaum	Bangert	Billington	Collins
Cupps	McDaniel	Pietzman	Price IV	Rone
Schnelting	Tate	Windham		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 140

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Morse	Mosley	Murphy	O'Donnell	Owen
Patterson	Perkins	Person	Pike	Plocher

Pollitt 52	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 012

Brown 70	Burton	Fogle	Gunby	Kidd
Merideth	Nurrenbern	Phifer	Pollock 123	Quade
Unsicker	Weber			

PRESENT: 000

ABSENT WITH LEAVE: 010

Appelbaum	Cupps	Fitzwater	McDaniel	Pietzman
Price IV	Rone	Schnelting	Tate	Windham

VACANCIES: 001

BILLS CARRYING REQUEST MESSAGES

SB 86, with House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3, relating to school districts, was taken up by Representative Baker.

Representative Baker moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3** to **SB 86** and grant the Senate a conference.

Which motion was adopted.

HCS SS SB 333, as amended, relating to nonprofit organizations, was taken up by Representative Baker.

Representative Baker moved that the House refuse to recede from its position on **HCS SS SB 333, as amended**, and grant the Senate a conference.

Which motion was adopted.

HS HCS SCS SB 520, as amended, relating to the designation of memorial infrastructure, was taken up by Representative Ruth.

Representative Ruth moved that the House refuse to recede from its position on **HS HCS SCS SB 520, as amended**, and grant the Senate a conference.

Which motion was adopted.

SB 9, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 3, and House Amendment No. 4, relating to the regulation of certain professionals, was taken up by Representative Fitzwater.

Representative Fitzwater moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 3, and House Amendment No. 4 to SB 9** and grant the Senate a conference, and that the House conferees be allowed to exceed the differences on Section 173.280.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HS HCS SCS SB 520, as amended: Representatives Ruth, Hardwick, Hurlbert, Collins, and Bosley

HCS SS SB 333, as amended: Representatives Baker, Taylor (139), Chipman, Merideth, and Stevens (46)

SB 9, as amended: Representatives Fitzwater, Gregory (51), Davidson, Rogers, and Doll

SB 86, as amended: Representatives Baker, Christofanelli, Lewis (6), Proudie, and Brown (70)

SS SCS HCS HB 734, as amended: Representatives O'Donnell, Eggleston, Francis, McCreery, and Clemens

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 697, as amended, relating to property assessment contracts for energy efficiency, was taken up by Representative DeGroot.

Representative O'Donnell assumed the Chair.

On motion of Representative DeGroot, **SS SCS HCS HB 697, as amended**, was adopted by the following vote:

AYES: 130

Adams	Aldridge	Andrews	Appelbaum	Atchison
Bailey	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Francis
Gray	Gregory 51	Griesheimer	Griffith	Gunby

Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Knight	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Morse	Mosley
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thompson	Toalson Reisch	Trent	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 014

Anderson	Aune	Barnes	Doll	Lewis 25
Nurrenbern	Person	Quade	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Windham	

PRESENT: 004

Fogle	Johnson	Kidd	Merideth
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ABSENT WITH LEAVE: 014

Burton	Cupps	Derges	Evans	Gregory 96
Grier	Kelly 141	McDaniel	Murphy	Pietzman
Price IV	Schnelting	Sharp 36	Thomas	

VACANCIES: 001

On motion of Representative DeGroot, **SS SCS HCS HB 697, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Morse	Mosley	Murphy	O'Donnell

Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 012

Anderson	Barnes	Brown 27	Johnson	Lewis 25
Nurrenbern	Quade	Smith 45	Stevens 46	Terry
Walsh Moore 93	Windham			

PRESENT: 002

Fogle	Merideth
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ABSENT WITH LEAVE: 011

Aldridge	Burton	Cupps	Derges	Evans
Kelly 141	McDaniel	Pietzman	Price IV	Schnelting
Sharp 36				

VACANCIES: 001

Representative O'Donnell declared the bill passed.

THIRD READING OF SENATE BILLS

SS SB 22, SB 36, HCS SCS SB 40, HCS SS SB 46, HCS SS SB 89, HCS SS#2 SCS SB 202, and SB 231 were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

SS SB 22, relating to tax increment financing, was taken up by Representative Grier.

Representative Grier offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 22, Page 1, In the Title, Line 3, by deleting the words "tax increment financing" and inserting in lieu thereof the words "redevelopment in certain areas"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1** was adopted.

Representative Hill offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Substitute for Senate Bill No. 22, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"67.1421. 1. Upon receipt of a proper petition filed with its municipal clerk, the governing body of the municipality in which the proposed district is located shall hold a public hearing in accordance with section 67.1431 and may adopt an ordinance to establish the proposed district.

2. A petition is proper if, based on the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the time of filing the petition with the municipal clerk, it meets the following requirements:

(1) It has been signed by property owners collectively owning more than fifty percent by assessed value of the real property within the boundaries of the proposed district;

(2) It has been signed by more than fifty percent per capita of all owners of real property within the boundaries of the proposed district; and

(3) It contains the following information:

(a) The legal description of the proposed district, including a map illustrating the district boundaries;

(b) The name of the proposed district;

(c) A notice that the signatures of the signers may not be withdrawn later than seven days after the petition is filed with the municipal clerk;

(d) A five-year plan stating a description of the purposes of the proposed district, the services it will provide, ~~[the improvements]~~ **each improvement** it will make ~~[and]~~ **from the list of allowable improvements under section 67.1461**, an estimate of the costs of these services and improvements to be incurred, **the anticipated sources of funds to pay the costs, and the anticipated term of the sources of funds to pay the costs;**

(e) A statement as to whether the district will be a political subdivision or a not-for-profit corporation and if it is to be a not-for-profit corporation, the name of the not-for-profit corporation;

(f) If the district is to be a political subdivision, a statement as to whether the district will be governed by a board elected by the district or whether the board will be appointed by the municipality, and, if the board is to be elected by the district, the names and terms of the initial board may be stated;

(g) If the district is to be a political subdivision, the number of directors to serve on the board;

(h) The total assessed value of all real property within the proposed district;

(i) A statement as to whether the petitioners are seeking a determination that the proposed district, or any legally described portion thereof, is a blighted area;

(j) The proposed length of time for the existence of the district, **which in the case of districts established after August 28, 2021, shall not exceed twenty-seven years from the adoption of the ordinance establishing the district unless the municipality extends the length of time under section 67.1481;**

(k) The maximum rates of real property taxes, and, business license taxes in the county seat of a county of the first classification without a charter form of government containing a population of at least two hundred thousand, that may be submitted to the qualified voters for approval;

(l) The maximum rates of special assessments and respective methods of assessment that may be proposed by petition;

(m) The limitations, if any, on the borrowing capacity of the district;

(n) The limitations, if any, on the revenue generation of the district;

(o) Other limitations, if any, on the powers of the district;

(p) A request that the district be established; and

(q) Any other items the petitioners deem appropriate;

(4) The signature block for each real property owner signing the petition shall be in substantially the following form and contain the following information:

Name of owner: _____

Owner's telephone number and mailing address: _____

If signer is different from owner:

Name of signer: _____

State basis of legal authority to sign: _____
 Signer's telephone number and mailing address: _____
 If the owner is an individual, state if owner is single or married: _____
 If owner is not an individual, state what type of entity: _____
 Map and parcel number and assessed value of each tract of real property within the proposed district owned: _____
 By executing this petition, the undersigned represents and warrants that he or she is authorized to execute this petition on behalf of the property owner named immediately above

 Signature of person signing for owner
 STATE OF MISSOURI)
) ss.
 COUNTY OF _____)
 Before me personally appeared _____, to me personally known to be the individual described in and who executed the foregoing instrument.
 WITNESS my hand and official seal this _____ day of _____ (month), _____ (year).

 Notary Public
 My Commission Expires: _____ ; and

(5) Alternatively, the governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may file a petition to initiate the process to establish a district in the portion of the city located in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants containing the information required in subdivision (3) of this subsection; provided that the only funding methods for the services and improvements will be a real property tax.

3. Upon receipt of a petition the municipal clerk shall, within a reasonable time not to exceed ninety days after receipt of the petition, review and determine whether the petition substantially complies with the requirements of subsection 2 of this section. In the event the municipal clerk receives a petition which does not meet the requirements of subsection 2 of this section, the municipal clerk shall, within a reasonable time, return the petition to the submitting party by hand delivery, first class mail, postage prepaid or other efficient means of return and shall specify which requirements have not been met.

4. After the close of the public hearing required pursuant to subsection 1 of this section, the governing body of the municipality may adopt an ordinance approving the petition and establishing a district as set forth in the petition and may determine, if requested in the petition, whether the district, or any legally described portion thereof, constitutes a blighted area. If the petition was filed by the governing body of a municipality pursuant to subdivision (5) of subsection 2 of this section, after the close of the public hearing required pursuant to subsection 1 of this section, the petition may be approved by the governing body and an election shall be called pursuant to section 67.1422.

5. Amendments to a petition may be made which do not change the proposed boundaries of the proposed district if an amended petition meeting the requirements of subsection 2 of this section is filed with the municipal clerk at the following times and the following requirements have been met:

(1) At any time prior to the close of the public hearing required pursuant to subsection 1 of this section; provided that, notice of the contents of the amended petition is given at the public hearing;

(2) At any time after the public hearing and prior to the adoption of an ordinance establishing the proposed district; provided that, notice of the amendments to the petition is given by publishing the notice in a newspaper of general circulation within the municipality and by sending the notice via registered certified United States mail with a return receipt attached to the address of record of each owner of record of real property within the boundaries of the proposed district per the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county. Such notice shall be published and mailed not less than ten days prior to the adoption of the ordinance establishing the district;

(3) At any time after the adoption of any ordinance establishing the district a public hearing on the amended petition is held and notice of the public hearing is given in the manner provided in section 67.1431 and the governing body of the municipality in which the district is located adopts an ordinance approving the amended petition after the public hearing is held.

6. Upon the creation of a district, the municipal clerk shall report in writing the creation of such district to the Missouri department of economic development **and the state auditor.**

67.1451. 1. If a district is a political subdivision, the election and qualifications of members to the district's board of directors shall be in accordance with this section. If a district is a not-for-profit corporation, the election and qualification of members to its board of directors shall be in accordance with chapter 355.

2. (1) The district shall be governed by a board consisting of at least five but not more than thirty directors.

(2) **Except as otherwise provided in this subsection,** each director shall, during his or her entire term~~[-~~
~~be]~~:

~~[(1)]~~ (a) Be at least eighteen years of age; ~~and~~

~~———~~ ~~[(2)]~~ (b) Be either:

~~[(a)]~~ a. An owner, as defined in section 67.1401, of real property or of a business operating within the district; or

~~[(b)]~~ b. A registered voter residing within the district; and

~~[(3)]~~ (c) Satisfy any other qualifications set forth in the petition establishing the district.

(3) **In the case of districts established after August 28,2021, if there are no registered voters in the district on the date the petition is filed, at least one director shall, during his or her entire term, be a person who:**

(a) Resides within the municipality that established the district;

(b) Is qualified and registered to vote under chapter 115 according to the records of the election authority as of the thirtieth day prior to the date of the applicable election;

(c) Has no financial interest in any real property or business operating within the district; and

(d) Is not a relative within the second degree of consanguinity or affinity to an owner of real property or a business operating in the district.

(4) If there are fewer than five owners of real property located within a district, the board may be comprised of up to five legally authorized representatives of any of the owners of real property located within the district.

3. If the district is a political subdivision, the board shall be elected or appointed, as provided in the petition. **However, in the case of districts established after August 28,2021, if the board is to be elected, the petition shall require at least one member of the board be appointed by the governing body of the municipality in the same manner as provided in this section for board appointments. The appointed board member shall serve a four-year term.**

4. If the board is to be elected, the procedure for election shall be as follows:

(1) The municipal clerk shall specify a date on which the election shall occur which date shall be a Tuesday and shall not be earlier than the tenth Tuesday, and shall not be later than the fifteenth Tuesday, after the effective date of the ordinance adopted to establish the district;

(2) The election shall be conducted in the same manner as provided for in section 67.1551, provided that the published notice of the election shall contain the information required by section 67.1551 for published notices, except that it shall state that the purpose of the election is for the election of directors, in lieu of the information related to taxes;

(3) Candidates shall pay the sum of five dollars as a filing fee and shall file not later than the second Tuesday after the effective date of the ordinance establishing the district with the municipal clerk a statement under oath that he or she possesses all of the qualifications set out in this section for a director. Thereafter, such candidate shall have his or her name placed on the ballot as a candidate for director;

(4) The director or directors to be elected shall be elected at large. The person receiving the most votes shall be elected to the position having the longest term; the person receiving the second highest votes shall be elected to the position having the next longest term and so forth. For any district formed prior to August 28, 2003, of the initial directors, one-half shall serve for a two-year term, one-half shall serve for a four-year term and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected. For any district formed on or after August 28, 2003, for the initial directors, one-half shall serve for a two-year term, and one-half shall serve for the term specified by the district pursuant to subdivision (5) of this subsection, and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected;

(5) Successor directors shall be elected in the same manner as the initial directors. The date of the election of successor directors shall be specified by the municipal clerk which date shall be a Tuesday and shall not be later than the date of the expiration of the stated term of the expiring director. Each successor director shall serve a term for the length specified prior to the election by the district, which term shall be at least three years and not more than four years, and shall continue until such director's successor is elected.

In the event of a vacancy on the board of directors, the remaining directors shall elect an interim director to fill the vacancy for the unexpired term.

5. If the petition provides that the board is to be appointed by the municipality, such appointments shall be made by the chief elected officer of the municipality with the consent of the governing body of the municipality. For any district formed prior to August 28, 2003, of the initial appointed directors, one-half of the directors shall be appointed to serve for a two-year term and the remaining one-half shall be appointed to serve for a four-year term until such director's successor is appointed; provided that, if there is an odd number of directors, the last person appointed shall serve a two-year term. For any district formed on or after August 28, 2003, of the initial appointed directors, one-half shall be appointed to serve for a two-year term, and one-half shall be appointed to serve for the term specified by the district for successor directors pursuant to this subsection, and if an odd number of directors are appointed, the last person appointed shall serve for a two-year term; provided that each director shall serve until such director's successor is appointed. Successor directors shall be appointed in the same manner as the initial directors and shall serve for a term of years specified by the district prior to the appointment, which term shall be at least three years and not more than four years.

6. If the petition states the names of the initial directors, those directors shall serve for the terms specified in the petition and successor directors shall be determined either by the above-listed election process or appointment process as provided in the petition.

7. Any director may be removed for cause by a two-thirds affirmative vote of the directors of the board. Written notice of the proposed removal shall be given to all directors prior to action thereon.

8. The board is authorized to act on behalf of the district, subject to approval of qualified voters as required in this section; except that, all official acts of the board shall be by written resolution approved by the board.

67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

(1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;

(2) To sue and be sued;

(3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;

(4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;

(5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;

(6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;

(7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;

(8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571.

However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivision (5) of section 137.100. Those exempt pursuant to subdivision (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100. Those exempt pursuant to subdivisions (2) and (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(10) If the district is a political subdivision, to levy sales taxes pursuant to sections 67.1401 to 67.1571;

(11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

- (a) The district's real property, except for public rights-of-way for utilities;
- (b) The district's personal property, except in a city not within a county; or
- (c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;
- (12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;
- (13) To loan money as provided in sections 67.1401 to 67.1571;
- (14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;
- (15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;
- (16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:
 - (a) Pedestrian or shopping malls and plazas;
 - (b) Parks, lawns, trees, and any other landscape;
 - (c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;
 - (d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;
 - (e) Parking lots, garages, or other facilities;
 - (f) Lakes, dams, and waterways;
 - (g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies, walls, and barriers;
 - (h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;
 - (i) Paintings, murals, display cases, sculptures, and fountains;
 - (j) Music, news, and child-care facilities; and
 - (k) Any other useful, necessary, or desired **public improvement specified in the petition or any amendment;**
- (17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;
- (18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;
- (19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;
- (20) Within its boundaries, to lease space for sidewalk café tables and chairs;
- (21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;
- (22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;
- (23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;
- (24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;
- (25) To provide or support training programs for employees of businesses within the district;
- (26) To provide refuse collection and disposal services within the district;
- (27) To contract for or conduct economic, planning, marketing or other studies;
- (28) To repair, restore, or maintain any abandoned cemetery on public or private land within the district; and
- (29) To partner with a telecommunications company or broadband service provider in order to construct or improve telecommunications facilities which shall be wholly owned and operated by the telecommunications company or broadband service provider, as the terms "telecommunications company" and "telecommunications

facilities" are defined in section 386.020 and subject to the provisions of section 392.410, that are in an unserved or underserved area, as defined in section 620.2450. Before any facilities are improved or constructed as a result of this section, the area shall be certified as unserved or underserved by the director of broadband development within the department of economic development;

(30) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

(1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and

(2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included.

6. All construction contracts entered into after August 28, 2021, in excess of five thousand dollars between the district and any private person, firm, or corporation shall be competitively bid and shall be awarded to the lowest and best bidder. Notice of the letting of the contracts shall be given in the manner provided by section 8.250.

67.1471. 1. The fiscal year for the district shall be the same as the fiscal year of the municipality.

2. No earlier than one hundred eighty days and no later than ninety days prior to the first day of each fiscal year, the board shall submit to the governing body of the city a proposed annual budget, setting forth expected expenditures, revenues, and rates of assessments and taxes, if any, for such fiscal year. The governing body may review and comment to the board on this proposed budget, but if such comments are given, the governing body of the municipality shall provide such written comments to the board no later than sixty days prior to the first day of the relevant fiscal year; such comments shall not constitute requirements but shall only be recommendations.

3. The board shall hold an annual meeting and adopt an annual budget no later than thirty days prior to the first day of each fiscal year.

4. Within one hundred twenty days after the end of each fiscal year, the district shall submit a report to the municipal clerk and the Missouri department of economic development ~~[stating]~~. **The report shall state the services provided, revenues collected, and expenditures made by the district during such fiscal year[;]; state the dates the district adopted its annual budget, submitted its proposed annual budget to the municipality, and submitted its annual report to the municipal clerk;** and include copies of written resolutions approved by the board during the fiscal year. The municipal clerk shall retain this report as part of the official records of the municipality and shall also cause this report to be spread upon the records of the governing body.

5. The state auditor may audit a district in the same manner as the auditor may audit any agency of the state.

67.1481. 1. Each ordinance establishing a district shall set forth the term for the existence of such district which term may be defined as a minimum, maximum, or definite number of years, **but in the case of districts established after August 28, 2021, the term shall not exceed twenty-seven years except as provided under subsection 6 of this section.**

2. Upon receipt by the municipal clerk of a proper petition and after notice and a public hearing, any district may be terminated by ordinance adopted by the governing body of the municipality prior to the expiration of its term if the district has no outstanding obligations. A copy of such ordinance shall be given to the department of economic development.

3. A petition for the termination of a district is proper if:

- (1) It names the district to be terminated;
- (2) It has been signed by owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district;
- (3) It has been signed by more than fifty percent per capita of owners of real property within the boundaries of the district;
- (4) It contains a plan for dissolution and distribution of the assets of the district; and
- (5) The signature block signed by each petitioner is in the form set forth in subdivision (4) of subsection 2 of section 67.1421.

4. The public hearing required by this section shall be held and notice of such public hearing shall be given in the manner set forth in section 67.1431. The notice shall contain the following information:

- (1) The date, time and place of the public hearing;
- (2) A statement that a petition requesting the termination of the district has been filed with the municipal clerk;
- (3) A statement that a copy of the petition is available at the office of the municipal clerk during regular business hours; and
- (4) A statement that all interested parties will be given an opportunity to be heard.

5. Upon expiration or termination of a district, the assets of such district shall ~~either be distributed~~ **or transferred** in accordance with the plan for dissolution as approved by ordinance. Every effort should be made by the municipality for the assets of the district to be distributed in such a manner so as to benefit the real property which was formerly a part of the district.

6. Prior to the expiration of the term of a district, a municipality may adopt an ordinance to extend the term of the existence of a district after holding a public hearing on the proposed extension. The extended term may be defined as a minimum, maximum, or definite number of years, but the extended term shall not exceed twenty-seven years. Notice of the hearing shall be given in the same manner as required under section 67.1431, except the notice shall include the time, date, and place of the public hearing; the name of the district; a map showing the boundaries of the existing district; and a statement that all interested persons shall be given an opportunity to be heard at the public hearing.

67.1545. 1. Any district formed as a political subdivision may impose by resolution a district sales and use tax on all retail sales made in such district which are subject to taxation pursuant to sections 144.010 to 144.525, except sales of motor vehicles, trailers, boats or outboard motors and sales to or by public utilities and providers of communications, cable, or video services. Any sales and use tax imposed pursuant to this section may be imposed in increments of one-eighth of one percent, up to a maximum of one percent. Such district sales and use tax may be imposed for any district purpose designated by the district in its ballot of submission to its qualified voters; except that, no resolution adopted pursuant to this section shall become effective unless the board of directors of the district submits to the qualified voters of the district, by mail-in ballot, a proposal to authorize a sales and use tax pursuant to this section. If a majority of the votes cast by the qualified voters on the proposed sales tax are in favor of the sales tax, then the resolution is adopted. If a majority of the votes cast by the qualified voters are opposed to the sales tax, then the resolution is void.

2. The ballot shall be substantially in the following form:

Shall the _____ (insert name of district) Community Improvement District impose a community improvement districtwide sales and use tax at the maximum rate of _____ (insert amount) for a period of _____ (insert number) years from the date on which such tax is first imposed for the purpose of providing revenue for _____ (insert general description of the purpose)?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. Within ten days after the qualified voters have approved the imposition of the sales and use tax, the district shall, in accordance with section 32.087, notify the director of the department of revenue. The sales and use tax authorized by this section shall become effective on the first day of the second calendar quarter after the director of the department of revenue receives notice of the adoption of such tax.

4. The director of the department of revenue shall collect any tax adopted pursuant to this section pursuant to section 32.087.

5. In each district in which a sales and use tax is imposed pursuant to this section, every retailer shall add such additional tax imposed by the district to such retailer's sale price, and when so added such tax shall constitute a part of the purchase price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price.

6. In order to allow retailers to collect and report the sales and use tax authorized by this section as well as all other sales and use taxes required by law in the simplest and most efficient manner possible, a district may establish appropriate brackets to be used in the district imposing a tax pursuant to this section in lieu of the brackets provided in section 144.285.

7. The penalties provided in sections 144.010 to 144.525 shall apply to violations of this section.

8. All revenue received by the district from a sales and use tax imposed pursuant to this section which is designated for a specific purpose shall be deposited into a special trust fund and expended solely for such purpose. Upon the expiration of any sales and use tax adopted pursuant to this section, all funds remaining in the special trust fund shall continue to be used solely for the specific purpose designated in the resolution adopted by the qualified voters. Any funds in such special trust fund which are not needed for current expenditures may be invested by the board of directors pursuant to applicable laws relating to the investment of other district funds.

9. A district may repeal by resolution any sales and use tax imposed pursuant to this section before the expiration date of such sales and use tax unless the repeal of such sales and use tax will impair the district's ability to repay any liabilities the district has incurred, moneys the district has borrowed or obligation the district has issued to finance any improvements or services rendered for the district.

10. Notwithstanding the provisions of chapter 115, an election for a district sales and use tax under this section shall be conducted in accordance with the provisions of this section.

11. In each district in which a sales tax is imposed under this section, every retailer shall prominently display the rate of the sales tax imposed or increased at the cash register area."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 2** was adopted.

Representative Eggleston offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Bill No. 22, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"67.1401. 1. Sections 67.1401 to 67.1571 shall be known and may be cited as the "Community Improvement District Act".

2. For the purposes of sections 67.1401 to 67.1571, the following words and terms mean:

(1) "Approval" or "approve", for purposes of elections pursuant to sections 67.1401 to 67.1571, a simple majority of those qualified voters voting in the election;

(2) "Assessed value", the assessed value of real property as reflected on the tax records of the county clerk of the county in which the property is located, or the collector of revenue if the property is located in a city not within a county, as of the last completed assessment;

(3) "Blighted area", ~~an area which:~~
~~— (a) By reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals or welfare in its present condition and use; or~~

~~— (b) Has been declared blighted or found to be a blighted area pursuant to Missouri law including, but not limited to, chapter 353, sections 99.800 to 99.865, or sections 99.300 to 99.715]~~ **the same meaning as defined pursuant to section 99.805;**

(4) "Board", if the district is a political subdivision, the board of directors of the district, or if the district is a not-for-profit corporation, the board of directors of such corporation;

(5) "Director of revenue", the director of the department of revenue of the state of Missouri;

- (6) "District", a community improvement district, established pursuant to sections 67.1401 to 67.1571;
 - (7) "Election authority", the election authority having jurisdiction over the area in which the boundaries of the district are located pursuant to chapter 115;
 - (8) "Municipal clerk", the clerk of the municipality;
 - (9) "Municipality", any city, village, incorporated town, or county of this state, or in any unincorporated area that is located in any county with a charter form of government and with more than one million inhabitants;
 - (10) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a district to carry out any of its powers, duties or purposes or to refund outstanding obligations;
 - (11) "Owner", for real property, the individual or individuals or entity or entities who own a fee interest in real property that is located within the district or their legally authorized representative; for business organizations and other entities, the owner shall be deemed to be the individual which is legally authorized to represent the entity in regard to the district;
 - (12) "Per capita", one head count applied to each individual, entity or group of individuals or entities having fee ownership of real property within the district whether such individual, entity or group owns one or more parcels of real property in the district as joint tenants, tenants in common, tenants by the entirety, tenants in partnership, except that with respect to a condominium created under sections 448.1-101 to 448.4-120, "per capita" means one head count applied to the applicable unit owners' association and not to each unit owner;
 - (13) "Petition", a petition to establish a district as it may be amended in accordance with the requirements of section 67.1421;
 - (14) "Qualified voters",
 - (a) For purposes of elections for approval of real property taxes:
 - a. Registered voters; or
 - b. If no registered voters reside in the district, the owners of one or more parcels of real property which is to be subject to such real property taxes and is located within the district per the tax records for real property of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the thirtieth day prior to the date of the applicable election;
 - (b) For purposes of elections for approval of business license taxes or sales taxes:
 - a. Registered voters; or
 - b. If no registered voters reside in the district, the owners of one or more parcels of real property located within the district per the tax records for real property of the county clerk as of the thirtieth day before the date of the applicable election; and
 - (c) For purposes of the election of directors of the board, registered voters and owners of real property which is not exempt from assessment or levy of taxes by the district and which is located within the district per the tax records for real property of the county clerk, or the collector of revenue if the district is located in a city not within a county, of the thirtieth day prior to the date of the applicable election; and
 - (15) "Registered voters", persons who reside within the district and who are qualified and registered to vote pursuant to chapter 115, pursuant to the records of the election authority as of the thirtieth day prior to the date of the applicable election.
- 99.020. The following terms, wherever used or referred to in sections 99.010 to 99.230, shall have the following respective meanings unless a different meaning clearly appears from the context:
- (1) "Area of operation", in the case of a housing authority of a city, shall include such city; in the case of a housing authority of a county, shall include all of the county except that portion which lies within the territorial boundaries of any city as herein defined;
 - (2) "Authority" or "housing authority" shall mean any of the municipal corporations created by section 99.040;
 - (3) "Blighted" ~~[shall mean any area where dwellings predominate which, by reason of dilapidation, overcrowding, lack of ventilation, light or sanitary facilities or any combination of these factors are detrimental to safety, health and morals]~~, **the same meaning as defined pursuant to section 99.805;**
 - (4) "Bonds" shall mean any bonds, notes, interim certificates, debentures, or other obligations issued by the authority pursuant to this chapter;
 - (5) "City" shall mean any city, town or village in the state;
 - (6) "The city" shall mean the particular city for which a particular housing authority is created;
 - (7) "Clerk" shall mean the clerk of the city or the clerk of the county commission, as the case may be, or the officer charged with the duties customarily imposed on such clerk;

- (8) "County" shall mean any county in the state;
 - (9) "The county" shall mean the particular county for which a particular housing authority is created;
 - (10) "Federal government" shall include the United States of America, the United States Department of Housing and Urban Development or any other agency or instrumentality, corporate or otherwise, of the United States of America;
 - (11) "Governing body" shall mean, in the case of a city, the city council, common council, board of aldermen or other legislative body of the city, and in the case of a county, the county commission or other legislative body of the county;
 - (12) "Housing project" shall mean any work or undertaking, whether in a blighted or other area:
 - (a) To demolish, clear or remove buildings. Such work or undertaking may include the adaptation of such area to public purposes, including parks or other recreation or community purposes; or
 - (b) To provide decent, safe and sanitary urban or rural dwellings, apartments or other living accommodations for persons of very low and lower income. Such work or undertaking may include buildings, land, equipment, facilities and other real or personal property for necessary, convenient or desirable appurtenances, streets, sewers, water service, site preparation, gardening, administrative, community, health, welfare or other purposes. Such work or undertaking may also include housing, for persons of moderate income, offices, stores, solar energy access, parks, and recreational and educational facilities, provided that such activities be undertaken only in conjunction with the provision of housing for persons of very low and lower income, and provided further that any profit of the authority shall be distributed as provided in subsection 3 of section 99.080; or
 - (c) To accomplish a combination of the foregoing. The term "housing project" also may be applied to the planning of the buildings and improvements, the acquisition of property; the demolition of existing structures, the construction, reconstruction, alteration and repair of the improvements and all other work in connection therewith;
 - (d) In the planning and carrying out of any housing project owned and operated by a housing authority, a housing authority shall establish procedures for allocating any training and employment opportunities which may arise from such activity to qualified persons of very low and lower income who have been unemployed for one year or more and reside within the area of operation of the housing authority;
 - (13) "Mayor" shall mean the elected mayor of the city or the elected officer thereof charged with duties customarily imposed on the mayor or executive head of the city;
 - (14) "Obligee of the authority" or "obligee" shall include any bondholder, trustee or trustees for any bondholders, or lessor demising to the authority property used in connection with a housing project, or any assignee or assignees of such lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;
 - (15) "Persons of very low income" means those persons or families whose annual income does not exceed fifty percent of the median income for the area. "Persons of lower income" means those persons or families whose annual income is greater than fifty but does not exceed eighty percent of the median income for the area. "Persons of moderate income" means those persons or families whose annual income is greater than eighty but does not exceed one hundred and fifty percent of the median income for the area. For purposes of this subdivision, median income for the area shall be determined in accordance with section 1437a, Title 42, United States Code, including any amendments thereto. Any and all references to "persons of low income" in this chapter shall mean persons of very low, lower or moderate income as defined herein;
 - (16) "Profit" shall mean the difference between gross revenues and necessary and ordinary business expenses, including debt service, if any;
 - (17) "Real property" shall include all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens.
- 99.320. As used in this law, the following terms mean:
- (1) "Area of operation", in the case of a municipality, the area within the municipality except that the area of operation of a municipality under this law shall not include any area which lies within the territorial boundaries of another municipality unless a resolution has been adopted by the governing body of the other municipality declaring a need therefor; and in the case of a county, the area within the county, except that the area of operation in such case shall not include any area which lies within the territorial boundaries of a municipality unless a resolution has been adopted by the governing body of the municipality declaring a need therefor; and in the case of a regional authority, the area within the communities for which the regional authority is created, except that a regional authority shall not undertake a land clearance project within the territorial boundaries of any municipality unless a resolution has been adopted by the governing body of the municipality declaring that there is a need for the regional authority to

undertake the land clearance project within such municipality; no authority shall operate in any area of operation in which another authority already established is undertaking or carrying out a land clearance project without the consent, by resolution, of the other authority;

(2) "Authority" or "land clearance for redevelopment authority", a public body corporate and politic created by or pursuant to section 99.330 or any other public body exercising the powers, rights and duties of such an authority;

(3) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(4) "Bond", any bonds, including refunding bonds, notes, interim certificates, debentures, or other obligations issued by an authority pursuant to this law;

(5) "Clerk", the clerk or other official of the municipality or county who is the custodian of the official records of the municipality or county;

(6) "Community", any county or municipality except that such term shall not include any municipality containing less than seventy-five thousand inhabitants until the governing body thereof shall have submitted the proposition of accepting the provisions of this law to the qualified voters therein at an election called and held as provided by law for the incurring of indebtedness by such municipality, and a majority of the voters voting at the election shall have voted in favor of such proposition;

(7) "Federal government", the United States of America or any agency or instrumentality, corporate or otherwise, of the United States of America;

(8) "Governing body", the city council, common council, board of aldermen or other legislative body charged with governing the municipality or the county commission or other legislative body charged with governing the county;

(9) "Insanitary area", an area in which there is a predominance of buildings and improvements which, by reason of dilapidation, deterioration, age or obsolescence, inadequate provision for ventilation, light, air sanitation or open spaces, high density of population and overcrowding of buildings, overcrowding of land, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency and crime or constitutes an economic or social liability and is detrimental to the public health, safety, morals, or welfare;

(10) "Land clearance project", any work or undertaking:

(a) To acquire blighted, or insanitary areas or portions thereof, including lands, structures, or improvements the acquisition of which is necessary or incidental to the proper clearance, development or redevelopment of the blighted or insanitary areas or to the prevention of the spread or recurrence of substandard or insanitary conditions or conditions of blight;

(b) To clear any such areas by demolition or removal of existing buildings, structures, streets, utilities or other improvements thereon and to install, construct or reconstruct streets, utilities, and site improvements essential to the preparation of sites for uses in accordance with a redevelopment plan;

(c) To sell, lease or otherwise make available land in such areas for residential, recreational, commercial, industrial or other use or for public use or to retain such land for public use, in accordance with a redevelopment plan;

(d) To develop, construct, reconstruct, rehabilitate, repair or improve residences, houses, buildings, structures and other facilities;

(e) The term "land clearance project" may also include the preparation of a redevelopment plan, the planning, survey and other work incident to a land clearance project and the preparation of all plans and arrangements for carrying out a land clearance project and wherever the words "land clearance project" are used in this law, they shall also mean and include the words "urban renewal project" as defined in this section;

(11) "Mayor", the elected mayor of the city or the elected officer having the duties customarily imposed upon the mayor of the city or the executive head of a county;

(12) "Municipality", any incorporated city, town or village in the state;

(13) "Obligee", any bondholders, agents or trustees for any bondholders, lessor demising to the authority property used in connection with land clearance project, or any assignee or assignees of the lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;

(14) "Person", any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and shall include any trustee, receiver, assignee, or other similar representative thereof;

(15) "Public body", the state or any municipality, county, township, board, commission, authority, district, or any other subdivision of the state;

(16) "Real property", all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens;

(17) "Redeveloper", any person, partnership, or public or private corporation or agency which enters or proposes to enter into a redevelopment or rehabilitation or renewal contract;

(18) "Redevelopment contract", a contract entered into between an authority and redeveloper for the redevelopment, rehabilitation or renewal of an area in conformity with a redevelopment plan or an urban renewal plan;

(19) "Redevelopment", the process of undertaking and carrying out a redevelopment plan or urban renewal plan;

(20) "Redevelopment plan", a plan other than a preliminary or tentative plan for the acquisition, clearance, reconstruction, rehabilitation, renewal or future use of a land clearance project area, and shall be sufficiently complete to comply with subdivision (4) of section 99.430 and shall be in compliance with a "workable program" for the city as a whole and wherever used in sections 99.300 to 99.660 the words "redemption plan" shall also mean and include "urban renewal plan" as defined in this section;

(21) "Urban renewal plan", a plan as it exists from time to time, for an urban renewal project, which plan shall conform to the general plan for the municipality as a whole; and shall be sufficiently complete to indicate such land acquisition, demolition and removal of structures, redevelopment, improvements, and rehabilitation as may be proposed to be carried out in the area of the urban renewal project, zoning and planning changes, if any, land uses, maximum densities, building requirements, and the relationship of the plan to definite local objectives respecting appropriate land uses, improved traffic, public transportation, public utilities, recreational and community facilities, and other public improvements; an urban renewal plan shall be prepared and approved pursuant to the same procedure as provided with respect to a redevelopment plan;

(22) "Urban renewal project", any surveys, plans, undertakings and activities for the elimination and for the prevention of the spread or development of insanitary, blighted, deteriorated or deteriorating areas and may involve any work or undertaking for such purpose constituting a land clearance project or any rehabilitation or conservation work, or any combination of such undertaking or work in accordance with an urban renewal project; for this purpose, "rehabilitation or conservation work" may include:

(a) Carrying out plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements;

(b) Acquisition of real property and demolition, removal or rehabilitation of buildings and improvements thereon where necessary to eliminate unhealthful, insanitary or unsafe conditions, lessen density, eliminate uneconomic, obsolete or other uses detrimental to the public welfare, or to otherwise remove or prevent the spread of blight or deterioration, or to provide land for needed public facilities;

(c) To develop, construct, reconstruct, rehabilitate, repair or improve residences, houses, buildings, structures and other facilities;

(d) Installation, construction, or reconstruction of streets, utilities, parks, playgrounds, and other improvements necessary for carrying out the objectives of the urban renewal project; and

(e) The disposition, for uses in accordance with the objectives of the urban renewal project, of any property or part thereof acquired in the area of the project; but such disposition shall be in the manner prescribed in this law for the disposition of property in a land clearance project area;

(23) "Workable program", an official plan of action, as it exists from time to time, for effectively dealing with the problem in insanitary, blighted, deteriorated or deteriorating areas within the community and for the establishment and preservation of a well-planned community with well-organized residential neighborhoods of decent homes and suitable living environment for adequate family life, for utilizing appropriate private and public resources to eliminate and prevent the development or spread of insanitary, blighted, deteriorated or deteriorating areas, to encourage needed urban rehabilitation, to provide for the redevelopment of blighted, insanitary, deteriorated and deteriorating areas, or to undertake such of the aforesaid activities or other feasible community activities as may be suitably employed to achieve the objectives of such a program."; and

Further amend said bill and page, Section 99.805, Line 5, by deleting the phrase "defective or inadequate street layout," and inserting in lieu thereof the words "[defective or inadequate street layout]"; and

Further amend said bill, Page 21, Section 99.820, Line 327, by inserting after all of said line the following:

"99.821. Notwithstanding any provision of sections 99.800 to 99.865 to the contrary, redevelopment plans approved or amended after December 31, 2021, by a city not within a county may provide for the deposit of up to ten percent of the tax increment financing revenues generated pursuant to section 99.845 into a strategic infrastructure for economic growth fund established by such city in lieu of deposit into the special allocation fund. Moneys deposited into the strategic infrastructure for economic growth fund pursuant to this section may be expended by the city establishing such fund for the purpose of funding capital investments in public infrastructure that the governing body of such city has determined to be in a census tract that is defined as a low-income community pursuant to 26 U.S.C. Section 45D(e) or is eligible to be designated as a qualified opportunity zone pursuant to 26 U.S.C. Section 1400Z-1."; and

Further amend said bill, Page 22, Section 99.847, Line 2, by inserting immediately after "contrary," the following:

"for all years ending on or before December 31, 2021,"; and

Further amend said bill, page, and section, Lines 5-12, by deleting all of said lines and inserting in lieu thereof the following:

"Emergency Management Agency and which is located in or partly within a county with a charter form of government with greater than two hundred fifty thousand inhabitants but fewer than three hundred thousand inhabitants, unless the redevelopment area actually abuts a river or a major waterway and is substantially surrounded by contiguous properties with residential, industrial, or commercial zoning classifications. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, for all years beginning on or after January 1, 2022, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency unless such project is located in:"; and

Further amend said bill and section, Page 23, Lines 34-38, by striking all of said lines and inserting in lieu thereof the following:

"(7) A home rule city with more than forty-one thousand but fewer than forty-seven thousand inhabitants and partially located in any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants;" and

Further amend said bill, Page 26, Section 99.848, Line 59, by inserting after all of said line the following:

"99.918. As used in sections 99.915 to 99.980, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Authority", the downtown economic stimulus authority for a municipality, created pursuant to section 99.921;

(2) "Baseline year", the calendar year prior to the adoption of an ordinance by the municipality approving a development project; provided, however, if economic activity taxes or state sales tax revenues, from businesses other than any out-of-state business or businesses locating in the development project area, decrease in the development project area in the year following the year in which the ordinance approving a development project is approved by a municipality, the baseline year may, at the option of the municipality approving the development project, be the year following the year of the adoption of the ordinance approving the development project. When a development project area is located within a county for which public and individual assistance has been requested by the governor pursuant to Section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121, et seq., for an emergency proclaimed by the governor pursuant to section 44.100 due to a natural disaster of major proportions that occurred after May 1, 2003, but prior to May 10, 2003, and the development project area is a central business district that sustained severe damage as a result of such natural disaster, as determined by the state emergency management agency, the baseline year may, at the option of the municipality approving the development project, be the calendar year in which the natural disaster occurred or the year following the year in which the natural disaster occurred, provided that the municipality adopts an ordinance approving the development project within one year after the occurrence of the natural disaster;

(3) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(4) "Central business district", the area at or near the historic core that is locally known as the "downtown" of a municipality that has a median household income of sixty-two thousand dollars or less, according to the United States Census Bureau's American Community Survey, based on the most recent of five-year period estimate data in which the final year of the estimate ends in either zero or five. In addition, at least fifty percent of existing buildings in this area will have been built in excess of thirty-five years prior or vacant lots that had prior structures built in excess of thirty-five years prior to the adoption of the ordinance approving the redevelopment plan. The historical land use emphasis of a central business district prior to redevelopment will have been a mixed use of business, commercial, financial, transportation, government, and multifamily residential uses;

(5) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes, economic activity taxes other than economic activity taxes which are local sales taxes, and other local taxes other than local sales taxes, and, for local sales taxes and state taxes, the director of revenue;

(6) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more, and such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning;

(7) "Development area", an area designated by a municipality in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area or a conservation area, which area shall have the following characteristics:

(a) It includes only those parcels of real property directly and substantially benefitted by the proposed development plan;

(b) It can be renovated through one or more development projects;

(c) It is located in the central business district;

(d) It has generally suffered from declining population or property taxes for the twenty-year period immediately preceding the area's designation as a development area or has structures in the area fifty percent or more of which have an age of thirty-five years or more;

(e) It is contiguous, provided, however that a development area may include up to three noncontiguous areas selected for development projects, provided that each noncontiguous area meets the requirements of paragraphs (a) to (g) herein;

(f) The development area shall not exceed ten percent of the entire area of the municipality; and

(g) The development area shall not include any property that is located within the one hundred year flood plain, as designated by the Federal Emergency Management Agency flood delineation maps, unless such property is protected by a structure that is inspected and certified by the United States Army Corps of Engineers. This subdivision shall not apply to property within the one hundred year flood plain if the buildings on the property have been or will be flood proofed in accordance with the Federal Emergency Management Agency's standards for flood proofing and the property is located in a home rule city with more than one hundred fifty-one thousand five hundred but fewer than one hundred fifty-one thousand six hundred inhabitants. Only those buildings certified as being flood proofed in accordance with the Federal Emergency Management Agency's standards for flood proofing by the authority shall be eligible for the state sales tax increment and the state income tax increment. Subject to the limitation set forth in this subdivision, the development area can be enlarged or modified as provided in section 99.951;

(8) "Development plan", the comprehensive program of a municipality to reduce or eliminate those conditions which qualified a development area as a blighted area or a conservation area, and to thereby enhance the tax bases of the taxing districts which extend into the development area through the reimbursement, payment, or other financing of development project costs in accordance with sections 99.915 to 99.980 and through the exercise of the powers set forth in sections 99.915 to 99.980. The development plan shall conform to the requirements of section 99.942;

(9) "Development project", any development project within a development area which constitutes a major initiative in furtherance of the objectives of the development plan, and any such development project shall include a legal description of the area selected for such development project;

(10) "Development project area", the area located within a development area selected for a development project;

(11) "Development project costs" include such costs to the development plan or a development project, as applicable, which are expended on public property, buildings, or rights-of-ways for public purposes to provide infrastructure to support a development project. Such costs shall only be allowed as an initial expense which, to be recoverable, must be included in the costs of a development plan or development project, except in circumstances of plan amendments approved by the Missouri development finance board and the department of economic development. Such infrastructure costs include, but are not limited to, the following:

(a) Costs of studies, appraisals, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning, or special services;

(c) Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, and the clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, repair, or remodeling of existing public buildings and fixtures;

(e) Costs of construction of public works or improvements;

(f) Financing costs, including, but not limited to, all necessary expenses related to the issuance of obligations issued to finance all or any portion of the infrastructure costs of one or more development projects, and which may include capitalized interest on any such obligations and reasonable reserves related to any such obligations;

(g) All or a portion of a taxing district's capital costs resulting from any development project necessarily incurred or to be incurred in furtherance of the objectives of the development plan, to the extent the municipality by written agreement accepts and approves such infrastructure costs;

(h) Payments to taxing districts on a pro rata basis to partially reimburse taxes diverted by approval of a development project;

(i) State government costs, including, but not limited to, the reasonable costs incurred by the department of economic development, the department of revenue and the office of administration in evaluating an application for and administering state supplemental downtown development financing for a development project; and

(j) Endowment of positions at an institution of higher education which has a designation as a Carnegie Research I University including any campus of such university system, subject to the provisions of section 99.958. In addition, economic activity taxes and payment in lieu of taxes may be expended on or used to reimburse any reasonable or necessary costs incurred or estimated to be incurred in furtherance of a development plan or a development project;

(12) "Economic activity taxes", the total additional revenue from taxes which are imposed by the municipality and other taxing districts, and which are generated by economic activities within each development project area, which are not related to the relocation of any out-of-state business into the development project area, which exceed the amount of such taxes generated by economic activities within such development project area in the baseline year plus, in development project areas where the baseline year is the year following the year in which the development project is approved by the municipality pursuant to subdivision (2) of this section, the total revenue from taxes which are imposed by the municipality and other taxing districts which is generated by economic activities within the development project area resulting from the relocation of an out-of-state business or out-of-state businesses to the development project area pursuant to section 99.919; but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees, or special assessments. If a retail establishment relocates within one year from one facility to another facility within the same county and the municipality or authority finds that the retail establishment is a direct beneficiary of development financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from taxes which are imposed by the municipality and other taxing districts which are generated by the economic activities within the development project area which exceed the amount of taxes which are imposed by the municipality and other taxing districts which are generated by economic activities within the development project area generated by the retail establishment in the baseline year;

(13) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850;

(14) "Major initiative", a development project within a central business district that:

(a) Promotes tourism, cultural activities, arts, entertainment, education, research, arenas, multipurpose facilities, libraries, ports, mass transit, museums, or conventions, the estimated cost of which is in excess of the amount set forth below for the municipality, as applicable; or

(b) Promotes business location or expansion, the estimated cost of which is in excess of the amount set forth below for the municipality, and is estimated to create at least as many new jobs as set forth below within three years of such location or expansion:

Population of Municipality	Estimated Project Cost	New Jobs Created
300,000 or more	\$10,000,000	at least 100
100,000 to 299,999	\$5,000,000	at least 50
50,001 to 99,999	\$1,000,000	at least 10
50,000 or less	\$500,000	at least 5;

(15) "Municipality", any city, village, incorporated town, or any county of this state established on or prior to January 1, 2001, or a census-designated place in any county designated by the county for purposes of sections 99.915 to 99.1060;

(16) "New job", any job defined as a new job pursuant to subdivision (11) of section 100.710;

(17) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by the municipality or authority, or other public entity authorized to issue such obligations pursuant to sections 99.915 to 99.980 to carry out a development project or to refund outstanding obligations;

(18) "Ordinance", an ordinance enacted by the governing body of any municipality or an order of the governing body of such a municipal entity whose governing body is not authorized to enact ordinances;

(19) "Other net new revenues", the amount of state sales tax increment or state income tax increment or the combination of the amount of each such increment as determined under section 99.960;

(20) "Out-of-state business", a business entity or operation that has been located outside of the state of Missouri prior to the time it relocates to a development project area;

(21) "Payment in lieu of taxes", those revenues from real property in each development project area, which taxing districts would have received had the municipality not adopted a development plan and the municipality not adopted development financing, and which would result from levies made after the time of the adoption of development financing during the time the current equalized value of real property in such development project area exceeds the total equalized value of real property in such development project area during the baseline year until development financing for such development project area expires or is terminated pursuant to sections 99.915 to 99.980;

(22) "Special allocation fund", the fund of the municipality or its authority required to be established pursuant to section 99.957 which special allocation fund shall contain at least four separate segregated accounts into which payments in lieu of taxes are deposited in one account, economic activity taxes are deposited in a second account, other net new revenues are deposited in a third account, and other revenues, if any, received by the authority or the municipality for the purpose of implementing a development plan or a development project are deposited in a fourth account;

(23) "State income tax increment", up to fifty percent of the estimate of the income tax due the state for salaries or wages paid to new employees in new jobs at a business located in the development project area and created by the development project. The estimate shall be a percentage of the gross payroll which percentage shall be based upon an analysis by the department of revenue of the practical tax rate on gross payroll as a factor in overall taxable income;

(24) "State sales tax increment", up to one-half of the incremental increase in the state sales tax revenue in the development project area. In no event shall the incremental increase include any amounts attributable to retail sales unless the Missouri development finance board and the department of economic development are satisfied based on information provided by the municipality or authority, and such entities have made a finding that a substantial portion of all but a de minimus portion of the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase for an existing facility shall be the amount by which the state sales tax revenue generated at the facility exceeds the state sales tax revenue generated at the facility in the baseline year. The incremental increase in development project areas where the baseline year is the year following the year in which the development project is approved by the municipality pursuant to subdivision (2) of this section shall be the state sales tax revenue generated by out-of-state businesses

relocating into a development project area. The incremental increase for a Missouri facility which relocates to a development project area shall be the amount by which the state sales tax revenue of the facility exceeds the state sales tax revenue for the facility in the calendar year prior to relocation;

(25) "State sales tax revenues", the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law;

(26) "Taxing district's capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from a development project; and

(27) "Taxing districts", any political subdivision of this state having the power to levy taxes.

99.1082. As used in sections 99.1080 to 99.1092, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Baseline year", the calendar year prior to the adoption of an ordinance by the municipality approving a redevelopment project; provided, however, if local sales tax revenues or state sales tax revenues, from businesses other than any out-of-state business or businesses locating in the redevelopment project area, decrease in the redevelopment project area in the year following the year in which the ordinance approving a redevelopment project is approved by a municipality, the baseline year may, at the option of the municipality approving the redevelopment project, be the year following the year of the adoption of the ordinance approving the redevelopment project. When a redevelopment project area is located within a county for which public and individual assistance has been requested by the governor under Section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121, et seq., for an emergency proclaimed by the governor under section 44.100 due to a natural disaster of major proportions and the redevelopment project area is a central business district that sustained severe damage as a result of such natural disaster, as determined by the state emergency management agency, the baseline year may, at the option of the municipality approving the redevelopment project, be the calendar year in which the natural disaster occurred or the year following the year in which the natural disaster occurred, provided that the municipality adopts an ordinance approving the redevelopment project within one year after the occurrence of the natural disaster;

(2) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Central business district", the area at or near the historic core that is locally known as the "downtown" of a municipality that has a median household income of sixty-two thousand dollars or less, according to the United States Census Bureau's American Community Survey, based on the most recent of five-year period estimate data in which the final year of the estimate ends in either zero or five. In addition, at least fifty percent of existing buildings in this area will have been built in excess of thirty-five years prior or vacant lots that had prior structures built in excess of thirty-five years prior to the adoption of the ordinance approving the redevelopment plan. The historical land use emphasis of a central business district prior to redevelopment will have been a mixed use of business, commercial, financial, transportation, government, and multifamily residential uses;

(4) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more, and such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning;

(5) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850;

(6) "Local sales tax increment", at least fifty percent of the local sales tax revenue from taxes that are imposed by a municipality and its county, and that are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such a redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area while financing under sections 99.1080 to 99.1092 remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees, or special assessments; provided however, the governing body of any county may, by resolution, exclude any portion of any countywide sales tax of such county. For redevelopment projects or redevelopment plans approved after August 28, 2005, if a retail establishment relocates within one year from one facility within the same county and the governing body of the municipality finds that the retail establishment is a direct beneficiary of tax increment financing, then for the purposes of this subdivision, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes that are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(7) "Local sales tax revenue", city sales tax revenues received under sections 94.500 to 94.550 and county sales tax revenues received under sections 67.500 to 67.594;

(8) "Major initiative", a development project within a central business district which promotes tourism, cultural activities, arts, entertainment, education, research, arenas, multipurpose facilities, libraries, ports, mass transit, museums, economic development, or conventions for the municipality, and where the capital investment within the redevelopment project area is:

(a) At least five million dollars for a project area within a city having a population of one hundred thousand to one hundred ninety-nine thousand nine hundred and ninety-nine inhabitants;

(b) At least one million dollars for a project area within a city having a population of fifty thousand to ninety-nine thousand nine hundred and ninety-nine inhabitants;

(c) At least five hundred thousand dollars for a project area within a city having a population of ten thousand to forty-nine thousand nine hundred and ninety-nine inhabitants; or

(d) At least two hundred fifty thousand dollars for a project area within a city having a population of one to nine thousand nine hundred and ninety-nine inhabitants;

(9) "Municipality", any city or county of this state having fewer than two hundred thousand inhabitants;

(10) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by the municipality or authority, or other public entity authorized to issue such obligations under sections 99.1080 to 99.1092 to carry out a redevelopment project or to refund outstanding obligations;

(11) "Ordinance", an ordinance enacted by the governing body of any municipality;

(12) "Redevelopment area", an area designated by a municipality in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area or a conservation area, which area shall have the following characteristics:

(a) It can be renovated through one or more redevelopment projects;

(b) It is located in the central business district;

(c) The redevelopment area shall not exceed ten percent of the entire geographic area of the municipality. Subject to the limitation set forth in this subdivision, the redevelopment area can be enlarged or modified as provided in section 99.1088;

(13) "Redevelopment plan", the comprehensive program of a municipality to reduce or eliminate those conditions which qualify a redevelopment area as a blighted area or a conservation area, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area through the reimbursement, payment, or other financing of redevelopment project costs in accordance with sections 99.1080 to 99.1092 and through application for and administration of downtown revitalization preservation program financing under sections 99.1080 to 99.1092;

(14) "Redevelopment project", any redevelopment project within a redevelopment area which constitutes a major initiative in furtherance of the objectives of the redevelopment plan, and any such redevelopment project shall include a legal description of the area selected for such redevelopment project;

(15) "Redevelopment project area", the area located within a redevelopment area selected for a redevelopment project;

(16) "Redevelopment project costs" include such costs to the redevelopment plan or a redevelopment project, as applicable, which are expended on public property, buildings, or rights-of-way for public purposes to provide infrastructure to support a redevelopment project, including facades. Such costs shall only be allowed as an

initial expense which, to be recoverable, must be included in the costs of a redevelopment plan or redevelopment project, except in circumstances of plan amendments approved by the department of economic development. Such infrastructure costs include, but are not limited to, the following:

- (a) Costs of studies, appraisals, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning, or special services;
- (c) Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, and the clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, repair, or remodeling of existing public buildings and fixtures;
- (e) Costs of construction of public works or improvements;
- (f) Financing costs, including, but not limited to, all necessary expenses related to the issuance of obligations issued to finance all or any portion of the infrastructure costs of one or more redevelopment projects, and which may include capitalized interest on any such obligations and reasonable reserves related to any such obligations;

(g) All or a portion of a taxing district's capital costs resulting from any redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan, to the extent the municipality by written agreement accepts and approves such infrastructure costs;

(h) Payments to taxing districts on a pro rata basis to partially reimburse taxes diverted by approval of a redevelopment project when all debt is retired;

(i) State government costs, including, but not limited to, the reasonable costs incurred by the department of economic development and the department of revenue in evaluating an application for and administering downtown revitalization preservation financing for a redevelopment project;

(17) "State sales tax increment", up to one-half of the incremental increase in the state sales tax revenue in the redevelopment project area provided the local taxing jurisdictions commit one-half of their local sales tax to paying for redevelopment project costs. The incremental increase shall be the amount by which the state sales tax revenue generated at the facility or within the redevelopment project area exceeds the state sales tax revenue generated at the facility or within the redevelopment project area in the baseline year. For redevelopment projects or redevelopment plans approved after August 28, 2005, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the retail establishment is a direct beneficiary of tax increment financing, then for the purposes of this subdivision, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes that are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to the relocation to the redevelopment area;

(18) "State sales tax revenues", the general revenue portion of state sales tax revenues received under section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law;

(19) "Taxing district's capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from a redevelopment project;

(20) "Taxing districts", any political subdivision of this state having the power to levy taxes.

100.310. As used in this law, the following words and terms mean:

(1) "Authority", a public body corporate and politic created by or pursuant to sections of this law or any other public body exercising the powers, rights and duties of such an authority;

(2) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Bond", any bonds, including refunding bonds, notes, interim certificates, debentures or other obligations issued by an authority pursuant to this law;

(4) "City", all cities of this state now having or which hereafter have four hundred thousand inhabitants or more according to the last decennial census of the United States or any city that has adopted a home rule charter pursuant to Section 19 of Article VI of the Missouri Constitution;

- (5) "Clerk", the official custodian of records of the city;
- (6) "Federal government", the United States of America or any agency or instrumentality corporate or otherwise of the United States of America;
- (7) "Governing body", the city council, common council, board of aldermen or other legislative body charged with governing the municipality;
- (8) "Industrial developer", any person, partnership or public or private corporation or agency which enters or proposes to enter into an industrial development contract;
- (9) "Industrial development", the acquisition, clearance, grading, improving, preparing of land for industrial and commercial development and use and the construction, reconstruction, purchase, repair of industrial and commercial improvements, buildings, plants, additions, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, multi-family housing facilities, warehouses, distribution centers, machines, fixtures, structures and other facilities relating to industrial and commercial use in blighted, insanitary or undeveloped industrial areas; and the existing merchants, residents, and present businesses shall have the first option to redevelop the area under this act;
- (10) "Industrial development contract", a contract entered into between an authority and an industrial developer for the industrial development of an area in conformity with a plan;
- (11) "Insanitary area", an area in which there is a predominance of buildings and improvements which, by reason of dilapidation, deterioration, age or obsolescence, inadequate provision for ventilation, light, air, sanitation or open spaces, high density of population and overcrowding of buildings, overcrowding of land, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency and crime or constitutes an economic or social liability and is detrimental to the public health, safety, morals or welfare;
- (12) "Obligee", any bondholders, agents or trustees for any bondholders, lessor demising to the authority property used in connection with industrial clearance project, or any assignee or assignees of the lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;
- (13) "Person", any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and shall include any trustee, receiver, assignee or other similar representative thereof;
- (14) "Plan", a plan as it exists from time to time for the orderly carrying on of a project of industrial development;
- (15) "Project", any work or undertaking:
 - (a) To acquire blighted, insanitary and undeveloped industrial areas or portions thereof including lands, structures or improvements the acquisition of which is necessary or incidental to the proper industrial development of the blighted, insanitary and undeveloped industrial areas or to prevent the spread or recurrence of conditions of blight, insanitary or undevelopment;
 - (b) To clear any such areas by demolition or removal of existing buildings, structures, streets, utilities or other improvements thereon and to install, construct or reconstruct streets, utilities and site improvements essential to the preparation of sites for uses in accordance with a plan;
 - (c) To construct, reconstruct, remodel, repair, improve, install improvements, buildings, plants, additions, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, multi-family housing facilities, warehouses, distribution centers, machines, fixtures, structures and other facilities related to industrial and commercial uses;
 - (d) To sell, lease or otherwise make available land in such areas for industrial and commercial or related use or to retain such land for public use, in accordance with a plan;
- (16) "Public body", the state or any municipality, county, township, board, commission, authority, district or any other subdivision of the state;
- (17) "Real property", all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens;
- (18) "Undeveloped industrial area", any area which, by reason of defective and inadequate street layout or location of physical improvements, obsolescence and inadequate subdivision and platting contains vacant parcels of land not used economically; contains old, decaying, obsolete buildings, plants, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, warehouses, distribution centers, structures; contains buildings, plants, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, multi-family housing facilities, warehouses, distribution centers and structures whose operation is not economically feasible; contains intermittent commercial and industrial structures in a primarily industrial or commercial area; or contains insufficient

space for the expansion and efficient use of land for industrial plants and commercial uses amounting to conditions which retard economic or social growth, are economic waste and social liabilities and represent an inability to pay reasonable taxes to the detriment and injury of the public health, safety, morals and welfare.

135.950. The following terms, whenever used in sections 135.950 to 135.970 mean:

- (1) "Average wage", the new payroll divided by the number of new jobs;
- (2) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use. The term "blighted area" shall also include any area which produces or generates or has the potential to produce or generate electrical energy from a renewable energy resource, and which, by reason of obsolescence, decadence, blight, dilapidation, deteriorating or inadequate site improvements, substandard conditions, the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, improper subdivision or obsolete platting, or the existence of conditions which endanger the life or property by fire or other means, or any combination of such factors, is underutilized, unutilized, or diminishes the economic usefulness of the land, improvements, or lock and dam site within such area for the production, generation, conversion, and conveyance of electrical energy from a renewable energy resource]~~ **the same meaning as defined pursuant to section 99.805;**
- (3) "Board", an enhanced enterprise zone board established pursuant to section 135.957;
- (4) "Commencement of commercial operations" shall be deemed to occur during the first taxable year for which the new business facility is first put into use by the taxpayer in the enhanced business enterprise in which the taxpayer intends to use the new business facility;
- (5) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any taxpayer that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, such taxpayer shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;
- (6) "Department", the department of economic development;
- (7) "Director", the director of the department of economic development;
- (8) "Employee", a person employed by the enhanced business enterprise that is scheduled to work an average of at least one thousand hours per year, and such person at all times has health insurance offered to him or her, which is partially paid for by the employer;
- (9) "Enhanced business enterprise", an industry or one of a cluster of industries that is either:
 - (a) Identified by the department as critical to the state's economic security and growth; or
 - (b) Will have an impact on industry cluster development, as identified by the governing authority in its application for designation of an enhanced enterprise zone and approved by the department; but excluding gambling establishments (NAICS industry group 7132), retail trade (NAICS sectors 44 and 45), educational services (NAICS sector 61), religious organizations (NAICS industry group 8131), public administration (NAICS sector 92), and food and drinking places (NAICS subsector 722), however, notwithstanding provisions of this section to the contrary, headquarters or administrative offices of an otherwise excluded business may qualify for benefits if the offices serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the new jobs and investment of such headquarters operation is considered eligible for benefits under this section if the other requirements are satisfied. Service industries may be eligible only if a majority of its annual revenues will be derived from out of the state;
- (10) "Existing business facility", any facility in this state which was employed by the taxpayer claiming the credit in the operation of an enhanced business enterprise immediately prior to an expansion, acquisition, addition, or replacement;
- (11) "Facility", any building used as an enhanced business enterprise located within an enhanced enterprise zone, including the land on which the facility is located and all machinery, equipment, and other real and depreciable tangible personal property acquired for use at and located at or within such facility and used in connection with the operation of such facility;

(12) "Facility base employment", the greater of the number of employees located at the facility on the date of the notice of intent, or for the twelve-month period prior to the date of the notice of intent, the average number of employees located at the facility, or in the event the project facility has not been in operation for a full twelve-month period, the average number of employees for the number of months the facility has been in operation prior to the date of the notice of intent;

(13) "Facility base payroll", the total amount of taxable wages paid by the enhanced business enterprise to employees of the enhanced business enterprise located at the facility in the twelve months prior to the notice of intent, not including the payroll of owners of the enhanced business enterprise unless the enhanced business enterprise is participating in an employee stock ownership plan. For the purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on the consumer price index or other comparable measure, as determined by the department;

(14) "Governing authority", the body holding primary legislative authority over a county or incorporated municipality;

(15) "Megaproject", any manufacturing or assembling facility, approved by the department for construction and operation within an enhanced enterprise zone, which satisfies the following:

(a) The new capital investment is projected to exceed three hundred million dollars over a period of eight years from the date of approval by the department;

(b) The number of new jobs is projected to exceed one thousand over a period of eight years beginning on the date of approval by the department;

(c) The average wage of new jobs to be created shall exceed the county average wage;

(d) The taxpayer shall offer health insurance to all new jobs and pay at least eighty percent of such insurance premiums; and

(e) An acceptable plan of repayment, to the state, of the tax credits provided for the megaproject has been provided by the taxpayer;

(16) "NAICS", the 1997 edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget. Any NAICS sector, subsector, industry group or industry identified in this section shall include its corresponding classification in subsequent federal industry classification systems;

(17) "New business facility", a facility that does not produce or generate electrical energy from a renewable energy resource and satisfies the following requirements:

(a) Such facility is employed by the taxpayer in the operation of an enhanced business enterprise. Such facility shall not be considered a new business facility in the hands of the taxpayer if the taxpayer's only activity with respect to such facility is to lease it to another person or persons. If the taxpayer employs only a portion of such facility in the operation of an enhanced business enterprise, and leases another portion of such facility to another person or persons or does not otherwise use such other portions in the operation of an enhanced business enterprise, the portion employed by the taxpayer in the operation of an enhanced business enterprise shall be considered a new business facility, if the requirements of paragraphs (b), (c), and (d) of this subdivision are satisfied;

(b) Such facility is acquired by, or leased to, the taxpayer after December 31, 2004. A facility shall be deemed to have been acquired by, or leased to, the taxpayer after December 31, 2004, if the transfer of title to the taxpayer, the transfer of possession pursuant to a binding contract to transfer title to the taxpayer, or the commencement of the term of the lease to the taxpayer occurs after December 31, 2004;

(c) If such facility was acquired by the taxpayer from another taxpayer and such facility was employed immediately prior to the acquisition by another taxpayer in the operation of an enhanced business enterprise, the operation of the same or a substantially similar enhanced business enterprise is not continued by the taxpayer at such facility; and

(d) Such facility is not a replacement business facility, as defined in subdivision (27) of this section;

(18) "New business facility employee", an employee of the taxpayer in the operation of a new business facility during the taxable year for which the credit allowed by section 135.967 is claimed, except that truck drivers and rail and barge vehicle operators and other operators of rolling stock for hire shall not constitute new business facility employees;

(19) "New business facility investment", the value of real and depreciable tangible personal property, acquired by the taxpayer as part of the new business facility, which is used by the taxpayer in the operation of the new business facility, during the taxable year for which the credit allowed by 135.967 is claimed, except that trucks, truck-trailers, truck semitrailers, rail vehicles, barge vehicles, aircraft and other rolling stock for hire, track, switches, barges, bridges, tunnels, and rail yards and spurs shall not constitute new business facility investments. The total value of such property during such taxable year shall be:

- (a) Its original cost if owned by the taxpayer; or
- (b) Eight times the net annual rental rate, if leased by the taxpayer. The net annual rental rate shall be the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals. The new business facility investment shall be determined by dividing by twelve the sum of the total value of such property on the last business day of each calendar month of the taxable year. If the new business facility is in operation for less than an entire taxable year, the new business facility investment shall be determined by dividing the sum of the total value of such property on the last business day of each full calendar month during the portion of such taxable year during which the new business facility was in operation by the number of full calendar months during such period;
- (20) "New job", the number of employees located at the facility that exceeds the facility base employment less any decrease in the number of the employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;
- (21) "Notice of intent", a form developed by the department which is completed by the enhanced business enterprise and submitted to the department which states the enhanced business enterprise's intent to hire new jobs and request benefits under such program;
- (22) "Related facility", a facility operated by the enhanced business enterprise or a related company in this state that is directly related to the operation of the project facility;
- (23) "Related facility base employment", the greater of:
 - (a) The number of employees located at all related facilities on the date of the notice of intent; or
 - (b) For the twelve-month period prior to the date of the notice of intent, the average number of employees located at all related facilities of the enhanced business enterprise or a related company located in this state;
- (24) "Related taxpayer":
 - (a) A corporation, partnership, trust, or association controlled by the taxpayer;
 - (b) An individual, corporation, partnership, trust, or association in control of the taxpayer; or
 - (c) A corporation, partnership, trust or association controlled by an individual, corporation, partnership, trust or association in control of the taxpayer. "Control of a corporation" shall mean ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote, "control of a partnership or association" shall mean ownership of at least fifty percent of the capital or profits interest in such partnership or association, and "control of a trust" shall mean ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such trust; ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;
- (25) "Renewable energy generation zone", an area which has been found, by a resolution or ordinance adopted by the governing authority having jurisdiction of such area, to be a blighted area and which contains land, improvements, or a lock and dam site which is unutilized or underutilized for the production, generation, conversion, and conveyance of electrical energy from a renewable energy resource;
- (26) "Renewable energy resource", shall include:
 - (a) Wind;
 - (b) Solar thermal sources or photovoltaic cells and panels;
 - (c) Dedicated crops grown for energy production;
 - (d) Cellulosic agricultural residues;
 - (e) Plant residues;
 - (f) Methane from landfills, agricultural operations, or wastewater treatment;
 - (g) Thermal depolymerization or pyrolysis for converting waste material to energy;
 - (h) Clean and untreated wood such as pallets;
 - (i) Hydroelectric power, which shall include electrical energy produced or generated by hydroelectric power generating equipment, as such term is defined in section 137.010;
 - (j) Fuel cells using hydrogen produced by one or more of the renewable resources provided in paragraphs (a) to (i) of this subdivision; or
 - (k) Any other sources of energy, not including nuclear energy, that are certified as renewable by rule by the department of economic development;
- (27) "Replacement business facility", a facility otherwise described in subdivision (17) of this section, hereafter referred to in this subdivision as "new facility", which replaces another facility, hereafter referred to in this subdivision as "old facility", located within the state, which the taxpayer or a related taxpayer previously operated but discontinued operating on or before the close of the first taxable year for which the credit allowed by this section is claimed. A new facility shall be deemed to replace an old facility if the following conditions are met:

(a) The old facility was operated by the taxpayer or a related taxpayer during the taxpayer's or related taxpayer's taxable period immediately preceding the taxable year in which commencement of commercial operations occurs at the new facility; and

(b) The old facility was employed by the taxpayer or a related taxpayer in the operation of an enhanced business enterprise and the taxpayer continues the operation of the same or substantially similar enhanced business enterprise at the new facility. Notwithstanding the preceding provisions of this subdivision, a facility shall not be considered a replacement business facility if the taxpayer's new business facility investment, as computed in subdivision (19) of this section, in the new facility during the tax period for which the credits allowed in section 135.967 are claimed exceed one million dollars and if the total number of employees at the new facility exceeds the total number of employees at the old facility by at least two;

(28) "Same or substantially similar enhanced business enterprise", an enhanced business enterprise in which the nature of the products produced or sold, or activities conducted, are similar in character and use or are produced, sold, performed, or conducted in the same or similar manner as in another enhanced business enterprise.

262.900. 1. As used in this section, the following terms mean:

(1) "Agricultural products", an agricultural, horticultural, viticultural, or vegetable product, growing of grapes that will be processed into wine, bees, honey, fish or other aquacultural product, planting seed, livestock, a livestock product, a forestry product, poultry or a poultry product, either in its natural or processed state, that has been produced, processed, or otherwise had value added to it in this state;

(2) "Blighted area", ~~[that portion of the city within which the legislative authority of such city determines that by reason of age, obsolescence, inadequate, or outmoded design or physical deterioration have become economic and social liabilities, and that such conditions are conducive to ill health, transmission of disease, crime or inability to pay reasonable taxes]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Department", the department of agriculture;

(4) "Domesticated animal", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich and emu, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, or horses, other equines, or rabbits raised in confinement for human consumption;

(5) "Grower UAZ", a type of UAZ:

(a) That can either grow produce, raise livestock, or produce other value-added agricultural products;

(b) That does not exceed fifty laying hens, six hundred fifty broiler chickens, or thirty domesticated animals;

(6) "Livestock", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, or horses, other equines, or rabbits raised in confinement for human consumption;

(7) "Locally grown", a product that was grown or raised in the same county or city not within a county in which the UAZ is located or in an adjoining county or city not within a county. For a product raised or sold in a city not within a county, locally grown also includes an adjoining county with a charter form of government with more than nine hundred fifty thousand inhabitants and those adjoining said county;

(8) "Meat", any edible portion of livestock or poultry carcass or part thereof;

(9) "Meat product", anything containing meat intended for or capable of use for human consumption, which is derived, in whole or in part, from livestock or poultry;

(10) "Mobile unit", the same as motor vehicle as defined in section 301.010;

(11) "Poultry", any domesticated bird intended for human consumption;

(12) "Processing UAZ", a type of UAZ:

(a) That processes livestock, poultry, or produce for human consumption;

(b) That meets federal and state processing laws and standards;

(c) Is a qualifying small business approved by the department;

(13) "Qualifying small business", those enterprises which are established within an Urban Agricultural Zone subsequent to its creation, and which meet the definition established for the Small Business Administration and set forth in Section 121.201 of Part 121 of Title 13 of the Code of Federal Regulations;

(14) "Value-added agricultural products", any product or products that are the result of:

(a) Using an agricultural product grown in this state to produce a meat or dairy product in this state;

(b) A change in the physical state or form of the original agricultural product;

(c) An agricultural product grown in this state which has had its value enhanced by special production methods such as organically grown products; or

(d) A physical segregation of a commodity or agricultural product grown in this state that enhances its value such as identity preserved marketing systems;

(15) "Urban agricultural zone" or "UAZ", a zone within a metropolitan statistical area as defined by the United States Office of Budget and Management that has one or more of the following entities that is a qualifying small business and approved by the department, as follows:

- (a) Any organization or person who grows produce or other agricultural products;
- (b) Any organization or person that raises livestock or poultry;
- (c) Any organization or person who processes livestock or poultry;
- (d) Any organization that sells at a minimum seventy-five percent locally grown food;

(16) "Vending UAZ", a type of UAZ:

- (a) That sells produce, meat, or value-added locally grown agricultural goods;
- (b) That is able to accept food stamps under the provisions of the Supplemental Nutrition Assistance

Program as a form of payment; and

- (c) Is a qualifying small business that is approved by the department for an UAZ vendor license.

2. (1) A person or organization shall submit to any incorporated municipality an application to develop an UAZ on a blighted area of land. Such application shall demonstrate or identify on the application:

(a) If the person or organization is a grower UAZ, processing UAZ, vending UAZ, or a combination of all three types of UAZs provided in this paragraph, in which case the person or organization shall meet the requirements of each type of UAZ in order to qualify;

- (b) The number of jobs to be created;

- (c) The types of products to be produced; and

(d) If applying for a vending UAZ, the ability to accept food stamps under the provisions of the Supplemental Nutrition Assistance Program if selling products to consumers.

(2) A municipality shall review and modify the application as necessary before either approving or denying the request to establish an UAZ.

(3) Approval of the UAZ by such municipality shall be reviewed five and ten years after the development of the UAZ. After twenty-five years, the UAZ shall dissolve.

If the municipality finds during its review that the UAZ is not meeting the requirements set out in this section, the municipality may dissolve the UAZ.

3. The governing body of any municipality planning to seek designation of an urban agricultural zone shall establish an urban agricultural zone board. The number of members on the board shall be seven. One member of the board shall be appointed by the school district or districts located within the area proposed for designation of an urban agricultural zone. Two members of the board shall be appointed by other affected taxing districts. The remaining four members shall be chosen by the chief elected officer of the municipality. The four members chosen by the chief elected officer of the municipality shall all be residents of the county or city not within a county in which the UAZ is to be located, and at least one of such four members shall have experience in or represent organizations associated with sustainable agriculture, urban farming, community gardening, or any of the activities or products authorized by this section for UAZs.

4. The school district member and the two affected taxing district members shall each have initial terms of five years. Of the four members appointed by the chief elected official, two shall have initial terms of four years, and two shall have initial terms of three years. Thereafter, members shall serve terms of five years. Each member shall hold office until a successor has been appointed. All vacancies shall be filled in the same manner as the original appointment. For inefficiency or neglect of duty or misconduct in office, a member of the board may be removed by the applicable appointing authority.

5. A majority of the members shall constitute a quorum of such board for the purpose of conducting business and exercising the powers of the board and for all other purposes. Action may be taken by the board upon a vote of a majority of the members present.

6. The members of the board annually shall elect a chair from among the members.

7. The role of the board shall be to conduct the activities necessary to advise the governing body on the designation of an urban agricultural zone and any other advisory duties as determined by the governing body. The role of the board after the designation of an urban agricultural zone shall be review and assessment of zone activities.

8. Prior to the adoption of an ordinance proposing the designation of an urban agricultural zone, the urban agricultural board shall fix a time and place for a public hearing and notify each taxing district located wholly or partially within the boundaries of the proposed urban agricultural zone. The board shall send, by certified mail, a notice of such hearing to all taxing districts and political subdivisions in the area to be affected and shall publish notice of such hearing in a newspaper of general circulation in the area to be affected by the designation at least twenty days prior to the hearing but not more than thirty days prior to the hearing. Such notice shall state the time, location, date, and purpose of the hearing. At the public hearing any interested person or affected taxing district may file with the board written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The board shall hear and consider all protests, objections, comments, and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing.

9. Following the conclusion of the public hearing required under subsection 8 of this section, the governing authority of the municipality may adopt an ordinance designating an urban agricultural zone.

10. The real property of the UAZ shall not be subject to assessment or payment of ad valorem taxes on real property imposed by the cities affected by this section, or by the state or any political subdivision thereof, for a period of up to twenty-five years as specified by ordinance under subsection 9 of this section, except to such extent and in such amount as may be imposed upon such real property during such period, as was determined by the assessor of the county in which such real property is located, or, if not located within a county, then by the assessor of such city, in an amount not greater than the amount of taxes due and payable thereon during the calendar year preceding the calendar year during which the urban agricultural zone was designated. The amounts of such tax assessments shall not be increased during such period so long as the real property is used in furtherance of the activities provided under the provisions of subdivision (15) of subsection 1 of this section. At the conclusion of the period of abatement provided by the ordinance, the property shall then be reassessed. If only a portion of real property is used as an UAZ, then only that portion of real property shall be exempt from assessment or payment of ad valorem taxes on such property, as provided by this section.

11. If the water services for the UAZ are provided by the municipality, the municipality may authorize a grower UAZ to pay wholesale water rates for the cost of water consumed on the UAZ. If available, the UAZ may pay fifty percent of the standard cost to hook onto the water source.

12. (1) Any local sales tax revenues received from the sale of agricultural products sold in the UAZ, or any local sales tax revenues received by a mobile unit associated with a vending UAZ selling agricultural products in the municipality in which the vending UAZ is located, shall be deposited in the urban agricultural zone fund established in subdivision (2) of this subsection. An amount equal to one percent shall be retained by the director of revenue for deposit in the general revenue fund to offset the costs of collection.

(2) There is hereby created in the state treasury the "Urban Agricultural Zone Fund", which shall consist of money collected under subdivision (1) of this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, shall be used for the purposes authorized by this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Fifty percent of fund moneys shall be made available to school districts. The remaining fifty percent of fund moneys shall be allocated to municipalities that have urban agricultural zones based upon the municipality's percentage of local sales tax revenues deposited into the fund. The municipalities shall, upon appropriation, provide fund moneys to urban agricultural zones within the municipality for improvements. School districts may apply to the department for money in the fund to be used for the development of curriculum on or the implementation of urban farming practices under the guidance of the University of Missouri extension service and a certified vocational agricultural instructor. The funds are to be distributed on a competitive basis within the school district or districts in which the UAZ is located pursuant to rules to be promulgated by the department, with special consideration given to the relative number of students eligible for free and reduced-price lunches attending the schools within such district or districts.

13. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

14. The provisions of this section shall not apply to any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants.

353.020. The following terms, whenever used or referred to in this chapter, mean:

(1) "Area", that portion of the city which the legislative authority of such city has found or shall find to be blighted so that the clearance, replanning, rehabilitation, or reconstruction thereof is necessary to effectuate the purposes of this law. Any such area may include buildings or improvements not in themselves blighted, and any real property, whether improved or unimproved, the inclusion of which is deemed necessary for the effective clearance, replanning, reconstruction or rehabilitation of the area of which such buildings, improvements or real property form a part;

(2) "Blighted area", ~~[that portion of the city within which the legislative authority of such city determines that by reason of age, obsolescence, inadequate or outmoded design or physical deterioration have become economic and social liabilities, and that such conditions are conducive to ill health, transmission of disease, crime or inability to pay reasonable taxes]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "City" or "such cities", any city within this state and any county of the first classification with a charter form of government and a population of at least nine hundred thousand inhabitants or any county with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants. The county's authority pursuant to this chapter shall be restricted to the unincorporated areas of such county;

(4) "Development plan", a plan, together with any amendments thereto, for the development of all or any part of a blighted area, which is authorized by the legislative authority of any such city;

(5) "Legislative authority", the city council or board of aldermen of the cities affected by this chapter;

(6) "Mortgage", a mortgage, trust indenture, deed of trust, building and loan contract, or other instrument creating a lien on real property, to secure the payment of an indebtedness, and the indebtedness secured by any of them;

(7) "Real property" includes lands, buildings, improvements, land under water, waterfront property, and any and all easements, franchises and hereditaments, corporeal or incorporeal, and every estate, interest, privilege, easement, franchise and right therein, or appurtenant thereto, legal or equitable, including restrictions of record, created by plat, covenant or otherwise, rights-of-way and terms for years;

(8) "Redevelopment", the clearance, replanning, reconstruction or rehabilitation of any blighted area, and the provision for such industrial, commercial, residential or public structures and spaces as may be appropriate, including recreational and other facilities incidental or appurtenant thereto;

(9) "Redevelopment project", a specific work or improvement to effectuate all or any part of a development plan;

(10) "Urban redevelopment corporation", a corporation organized pursuant to this chapter; except that any life insurance company organized pursuant to the laws of, or admitted to do business in, the state of Missouri may from time to time within five years after April 23, 1946, undertake, alone or in conjunction with, or as a lessee of any such life insurance company or urban redevelopment corporation, a redevelopment project pursuant to this chapter, and shall, in its operations with respect to any such redevelopment project, but not otherwise, be deemed to be an urban redevelopment corporation for the purposes of this section and sections 353.010, 353.040, 353.060 and 353.110 to 353.160."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 3** was adopted.

Representative Taylor (139) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Substitute for Senate Bill No. 22, Page 26, Section 99.848, Line 59, by inserting after all of said section and line the following:

"144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Reposessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985;

[or]

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended[-];

(14) The purchase by a grocery store of food that is intended for resale but that cannot be resold because of theft or because the food has become spoiled and would not be safe for consumption; or

(15) The purchase by a retailer of products that are intended for resale but that cannot be resold because of theft or because the product is damaged and cannot be resold.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax.

144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern*

Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including

management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

- (a) Used exclusively for agricultural purposes;
- (b) Used on land owned or leased for the purpose of producing farm products; and
- (c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All sales relating to the rental of a room that take place at a wedding venue. For purposes of this subdivision, the term "wedding venue" shall mean the site at which a wedding ceremony or reception that is held within six months of the date of marriage is conducted. An affidavit shall swear or affirm by the spouses entering into the marriage that the rental of the room is for the purposes set forth in this subdivision for a wedding venue and said venue shall maintain this affidavit for a period of three years.

(47) Charges or fees for volleyball leagues; and

(48) Rentals of campgrounds.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative O'Donnell requested a parliamentary ruling.

Speaker Vescovo resumed the Chair.

The Chair ruled the point of order well taken.

Representative O'Donnell resumed the Chair.

Representative Griffith offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Substitute for Senate Bill No. 22, Page 23, Section 99.847, Lines 34-38, by deleting all of said lines and inserting in lieu thereof the following:

"(7) A home rule city with more than forty-one thousand but fewer than forty-seven thousand inhabitants and partially located in any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants;" and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Griffith, **House Amendment No. 5** was adopted.

Representative Collins offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Substitute for Senate Bill No. 22, Page 26, Section 99.848, Line 59, by inserting after all of said line the following:

"135.1610. 1. As used in this section, the following terms mean:

(1) "Eligible expenses", expenses incurred in the construction or development of establishing an urban farm in a food desert;

(2) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least one-quarter mile away from a full-service grocery store in an urban area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(4) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(5) "Urban area", an urban place as designated by the United States Census Bureau;

(6) "Urban farm", an agricultural plot or facility in an urban area that produces agricultural products, as that term is defined in section 262.900. "Urban farm" shall include, but not be limited to, community-run gardens.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for establishing an urban farm in a food desert.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit under this section in excess of one thousand dollars for each urban farm. However, any tax credit that cannot be claimed in the tax year the contribution is made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed one hundred thousand dollars in any calendar year.

5. Tax credits issued under the provisions of this section shall not be sold, assigned, or otherwise transferred.

6. The department of revenue and the department of agriculture may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall be construed to prevent a taxpayer from claiming a tax credit properly issued before the program is sunset in a tax year after the program is sunset.

261.021. 1. As used in this section, the term "socially disadvantaged community" means an area containing a group of individuals whose members have been subjected to racial or ethnic prejudice because of the identity of such individuals as members of a group without regard to the individual qualities of such individuals.

2. There is hereby created within the department of agriculture the "Socially Disadvantaged Communities Outreach Program" to connect historically unserved and underserved urban communities with access to healthy fresh food and knowledge and skills related to food production.

3. The outreach program shall:

(1) Provide financial assistance for people growing food in socially disadvantaged communities through programs such as those authorized in section 135.1610;

(2) Encourage activities that support and promote urban agriculture in socially disadvantaged communities;

(3) Provide educational and skills training related to food production in socially disadvantaged communities; and

(4) Address food deserts in urban socially disadvantaged communities.

4. The department shall designate an employee to administer and monitor the socially disadvantaged communities outreach program and to serve as a liaison to affected communities. The duties of such employee shall include, but not be limited to:

(1) Providing leadership at the state level to encourage participation in programs to meet the goals under subsections 2 and 3 of this section;

(2) Conducting workshops and other sessions that provide educational and skills training related to food production to residents of socially disadvantaged communities; and

(3) Seeking grants, private donations, or other funding sources to support the socially disadvantaged communities outreach program.

5. On or before December thirty-first of each year, the department shall submit a report to the general assembly detailing the number of residents who received training under this section, the number of tax credits issued under section 135.1610, and any recommendations for legislative action to improve the program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Collins, **House Amendment No. 6** was adopted.

On motion of Representative Grier, **SS SB 22, as amended**, was read the third time and passed by the following vote:

AYES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Collins	Cook	Copeland	Davidson	Davis
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 48	Terry
Thomas	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 002

Deaton Taylor 139

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Black 7	Clemens	Coleman 97	Cupps
Fishel	Hicks	Kidd	Patterson	Pietzman
Schnelting	Schwadron	Toalson Reisch		

VACANCIES: 001

Representative O'Donnell declared the bill passed.

HCS SB 365, relating to taxation, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS SB 365** was agreed to.

Representative Murphy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 365, Page 2, Section 92.117, Line 21, by inserting after all of said line the following:

"137.073. 1. As used in this section, the following terms mean:

(1) "General reassessment", changes in value, entered in the assessor's books, of a substantial portion of the parcels of real property within a county resulting wholly or partly from reappraisal of value or other actions of the assessor or county equalization body or ordered by the state tax commission or any court;

(2) "Tax rate", "rate", or "rate of levy", singular or plural, includes the tax rate for each purpose of taxation of property a taxing authority is authorized to levy without a vote and any tax rate authorized by election, including bond interest and sinking fund;

(3) "Tax rate ceiling", a tax rate as revised by the taxing authority to comply with the provisions of this section or when a court has determined the tax rate; except that, other provisions of law to the contrary notwithstanding, a school district may levy the operating levy for school purposes required for the current year pursuant to subsection 2 of section 163.021, less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution, if such tax rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. This is the maximum tax rate that may be levied, unless a higher tax rate ceiling is approved by voters of the political subdivision as provided in this section;

(4) "Tax revenue", when referring to the previous year, means the actual receipts from ad valorem levies on all classes of property, including state-assessed property, in the immediately preceding fiscal year of the political subdivision, plus an allowance for taxes billed but not collected in the fiscal year and plus an additional allowance for the revenue which would have been collected from property which was annexed by such political subdivision but which was not previously used in determining tax revenue pursuant to this section. The term "tax revenue" shall not include any receipts from ad valorem levies on any property of a railroad corporation or a public utility, as these terms are defined in section 386.020, which were assessed by the assessor of a county or city in the previous year but are assessed by the state tax commission in the current year. All school districts and those counties levying sales taxes pursuant to chapter 67 shall include in the calculation of tax revenue an amount equivalent to that by which they reduced property tax levies as a result of sales tax pursuant to section 67.505 and section 164.013 ~~for as excess home dock city or county fees as provided in subsection 4 of section 313.820~~ in the immediately preceding fiscal year but not including any amount calculated to adjust for prior years. For purposes of political subdivisions which were authorized to levy a tax in the prior year but which did not levy such tax or levied a reduced rate, the term "tax revenue", as used in relation to the revision of tax levies mandated by law, shall mean the revenues equal to the amount that would have been available if the voluntary rate reduction had not been made.

2. Whenever changes in assessed valuation are entered in the assessor's books for any personal property, in the aggregate, or for any subclass of real property as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, the county clerk in all counties and the assessor of St. Louis City shall notify each political subdivision wholly or partially within the county or St. Louis City of the change in valuation of each subclass of real property, individually, and personal property, in the aggregate, exclusive of new construction and improvements. All political subdivisions shall immediately revise the applicable rates of levy for each purpose for each subclass of real property, individually, and personal property, in the aggregate, for which taxes are levied to the extent necessary to produce from all taxable property, exclusive of new construction and improvements, substantially the same amount of tax revenue as was produced in the previous year for each subclass of real property, individually, and personal property, in the aggregate, except that the rate shall not exceed the greater of the most recent voter-approved rate or the most recent voter-approved rate as adjusted under subdivision (2) of subsection 5 of this section. Any political subdivision that has received approval from voters for a tax increase after August 27, 2008, may levy a rate to collect substantially the same amount of tax revenue as the amount of revenue that would have been derived by applying the voter-approved increased tax rate ceiling to the total assessed valuation of the political subdivision as most recently certified by the city or county clerk on or before the date of the election in which such increase is approved, increased by the percentage increase in the consumer price index, as provided by law, except that the rate shall not exceed the greater of the most recent voter-approved rate or the most recent voter-approved rate as adjusted under subdivision (2) of subsection 5 of this section. Such tax revenue shall not include any receipts from ad valorem levies on any real property which was assessed by the assessor of a county or city in such previous year but is assessed by the assessor of a county or city in the current year in a different subclass of real property. Where the taxing authority is a school district for the purposes of revising the applicable rates of levy for each subclass of real property, the tax revenues from state-assessed railroad and utility property shall be apportioned and attributed to each subclass of real property based on the percentage of the total assessed valuation of the county that each subclass of real property represents in the current taxable year. As provided in Section 22 of Article X of the constitution, a political subdivision may also revise each levy to allow for inflationary assessment growth occurring within the political subdivision. The inflationary growth factor for any such subclass of real property or personal property shall be limited to the actual assessment growth in such subclass or class, exclusive of new construction and improvements, and exclusive of the assessed value on any real property which was assessed by the assessor of a county or city in the current year in a different subclass of real property, but not to exceed the consumer price index or five percent, whichever is lower. Should the tax revenue of a political subdivision from the various tax rates determined in this subsection be different than the tax revenue that would have been determined from a single tax rate as calculated pursuant to the method of calculation in this subsection prior to January 1, 2003, then the political subdivision shall revise the tax rates of those subclasses of real property, individually, and/or personal property, in the aggregate, in which there is a tax rate reduction, pursuant to the provisions of this subsection. Such revision shall yield an amount equal to such difference and shall be apportioned among such subclasses of real property, individually, and/or personal property, in the aggregate, based on the relative assessed valuation of the class or subclasses of property experiencing a tax rate reduction. Such revision in the tax rates of each class or subclass shall be made by computing the percentage of current year adjusted assessed valuation of each class or subclass with a tax rate reduction to the total current year adjusted assessed valuation of the class or subclasses with a tax rate reduction, multiplying the resulting percentages by the revenue difference between the single rate calculation and the calculations pursuant to this subsection and dividing by the respective adjusted current year assessed valuation of each class or subclass to determine the adjustment to the rate to be levied upon each class or subclass of property. The adjustment computed herein shall be multiplied by one hundred, rounded to four decimals in the manner provided in this subsection, and added to the initial rate computed for each class or subclass of property. For school districts that levy separate tax rates on each subclass of real property and personal property in the aggregate, if voters approved a ballot before January 1, 2011, that presented separate stated tax rates to be applied to the different subclasses of real property and personal property in the aggregate, or increases the separate rates that may be levied on the different subclasses of real property and personal property in the aggregate by different amounts, the tax rate that shall be used for the single tax rate calculation shall be a blended rate, calculated in the manner provided under subdivision (1) of subsection 6 of this section. Notwithstanding any provision of this subsection to the contrary, no revision to the rate of levy for personal property shall cause such levy to increase over the levy for personal property from the prior year.

3. (1) Where the taxing authority is a school district, it shall be required to revise the rates of levy to the extent necessary to produce from all taxable property, including state-assessed railroad and utility property, which

shall be separately estimated in addition to other data required in complying with section 164.011, substantially the amount of tax revenue permitted in this section. In the year following tax rate reduction, the tax rate ceiling may be adjusted to offset such district's reduction in the apportionment of state school moneys due to its reduced tax rate. However, in the event any school district, in calculating a tax rate ceiling pursuant to this section, requiring the estimating of effects of state-assessed railroad and utility valuation or loss of state aid, discovers that the estimates used result in receipt of excess revenues, which would have required a lower rate if the actual information had been known, the school district shall reduce the tax rate ceiling in the following year to compensate for the excess receipts, and the recalculated rate shall become the tax rate ceiling for purposes of this section.

(2) For any political subdivision which experiences a reduction in the amount of assessed valuation relating to a prior year, due to decisions of the state tax commission or a court pursuant to sections 138.430 to 138.433, or due to clerical errors or corrections in the calculation or recordation of any assessed valuation:

(a) Such political subdivision may revise the tax rate ceiling for each purpose it levies taxes to compensate for the reduction in assessed value occurring after the political subdivision calculated the tax rate ceiling for the particular subclass of real property or for personal property, in the aggregate, in a prior year. Such revision by the political subdivision shall be made at the time of the next calculation of the tax rate for the particular subclass of real property or for personal property, in the aggregate, after the reduction in assessed valuation has been determined and shall be calculated in a manner that results in the revised tax rate ceiling being the same as it would have been had the corrected or finalized assessment been available at the time of the prior calculation;

(b) In addition, for up to three years following the determination of the reduction in assessed valuation as a result of circumstances defined in this subdivision, such political subdivision may levy a tax rate for each purpose it levies taxes above the revised tax rate ceiling provided in paragraph (a) of this subdivision to recoup any revenues it was entitled to receive had the corrected or finalized assessment been available at the time of the prior calculation.

4. (1) In order to implement the provisions of this section and Section 22 of Article X of the Constitution of Missouri, the term improvements shall apply to both real and personal property. In order to determine the value of new construction and improvements, each county assessor shall maintain a record of real property valuations in such a manner as to identify each year the increase in valuation for each political subdivision in the county as a result of new construction and improvements. The value of new construction and improvements shall include the additional assessed value of all improvements or additions to real property which were begun after and were not part of the prior year's assessment, except that the additional assessed value of all improvements or additions to real property which had been totally or partially exempt from ad valorem taxes pursuant to sections 99.800 to 99.865, sections 135.200 to 135.255, and section 353.110 shall be included in the value of new construction and improvements when the property becomes totally or partially subject to assessment and payment of all ad valorem taxes. The aggregate increase in valuation of personal property for the current year over that of the previous year is the equivalent of the new construction and improvements factor for personal property. Notwithstanding any opt-out implemented pursuant to subsection 14 of section 137.115, the assessor shall certify the amount of new construction and improvements and the amount of assessed value on any real property which was assessed by the assessor of a county or city in such previous year but is assessed by the assessor of a county or city in the current year in a different subclass of real property separately for each of the three subclasses of real property for each political subdivision to the county clerk in order that political subdivisions shall have this information for the purpose of calculating tax rates pursuant to this section and Section 22, Article X, Constitution of Missouri. In addition, the state tax commission shall certify each year to each county clerk the increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor publications, as defined and officially reported by the United States Department of Labor, or its successor agency. The state tax commission shall certify the increase in such index on the latest twelve-month basis available on February first of each year over the immediately preceding prior twelve-month period in order that political subdivisions shall have this information available in setting their tax rates according to law and Section 22 of Article X of the Constitution of Missouri. For purposes of implementing the provisions of this section and Section 22 of Article X of the Missouri Constitution, the term "property" means all taxable property, including state-assessed property.

(2) Each political subdivision required to revise rates of levy pursuant to this section or Section 22 of Article X of the Constitution of Missouri shall calculate each tax rate it is authorized to levy and, in establishing each tax rate, shall consider each provision for tax rate revision provided in this section and Section 22 of Article X of the Constitution of Missouri, separately and without regard to annual tax rate reductions provided in section 67.505 and section 164.013. Each political subdivision shall set each tax rate it is authorized to levy using the calculation that produces the lowest tax rate ceiling. It is further the intent of the general assembly, pursuant to the authority of Section 10(c) of Article X of the Constitution of Missouri, that the provisions of such section be applicable to tax rate revisions mandated pursuant to Section 22 of Article X of the Constitution of Missouri as to

reestablishing tax rates as revised in subsequent years, enforcement provisions, and other provisions not in conflict with Section 22 of Article X of the Constitution of Missouri. Annual tax rate reductions provided in section 67.505 and section 164.013 shall be applied to the tax rate as established pursuant to this section and Section 22 of Article X of the Constitution of Missouri, unless otherwise provided by law.

5. (1) In all political subdivisions, the tax rate ceiling established pursuant to this section shall not be increased unless approved by a vote of the people. Approval of the higher tax rate shall be by at least a majority of votes cast. When a proposed higher tax rate requires approval by more than a simple majority pursuant to any provision of law or the constitution, the tax rate increase must receive approval by at least the majority required.

(2) When voters approve an increase in the tax rate, the amount of the increase shall be added to the tax rate ceiling as calculated pursuant to this section to the extent the total rate does not exceed any maximum rate prescribed by law. If a ballot question presents a stated tax rate for approval rather than describing the amount of increase in the question, the stated tax rate approved shall be adjusted as provided in this section and, so adjusted, shall be the current tax rate ceiling. The increased tax rate ceiling as approved shall be adjusted such that when applied to the current total assessed valuation of the political subdivision, excluding new construction and improvements since the date of the election approving such increase, the revenue derived from the adjusted tax rate ceiling is equal to the sum of: the amount of revenue which would have been derived by applying the voter-approved increased tax rate ceiling to total assessed valuation of the political subdivision, as most recently certified by the city or county clerk on or before the date of the election in which such increase is approved, increased by the percentage increase in the consumer price index, as provided by law. Such adjusted tax rate ceiling may be applied to the total assessed valuation of the political subdivision at the setting of the next tax rate. If a ballot question presents a phased-in tax rate increase, upon voter approval, each tax rate increase shall be adjusted in the manner prescribed in this section to yield the sum of: the amount of revenue that would be derived by applying such voter-approved increased rate to the total assessed valuation, as most recently certified by the city or county clerk on or before the date of the election in which such increase was approved, increased by the percentage increase in the consumer price index, as provided by law, from the date of the election to the time of such increase and, so adjusted, shall be the current tax rate ceiling.

(3) The provisions of subdivision (2) of this subsection notwithstanding, if, prior to the expiration of a temporary levy increase, voters approve a subsequent levy increase, the new tax rate ceiling shall remain in effect only until such time as the temporary levy expires under the terms originally approved by a vote of the people, at which time the tax rate ceiling shall be decreased by the amount of the temporary levy increase. If, prior to the expiration of a temporary levy increase, voters of a political subdivision are asked to approve an additional, permanent increase to the political subdivision's tax rate ceiling, voters shall be submitted ballot language that clearly indicates that if the permanent levy increase is approved, the temporary levy shall be made permanent.

(4) The governing body of any political subdivision may levy a tax rate lower than its tax rate ceiling and may, in a nonreassessment year, increase that lowered tax rate to a level not exceeding the tax rate ceiling without voter approval in the manner provided under subdivision ~~[(4)]~~ (5) of this subsection. Nothing in this section shall be construed as prohibiting a political subdivision from voluntarily levying a tax rate lower than that which is required under the provisions of this section or from seeking voter approval of a reduction to such political subdivision's tax rate ceiling.

~~[(4)]~~ (5) In a year of general reassessment, a governing body whose tax rate is lower than its tax rate ceiling shall revise its tax rate pursuant to the provisions of subsection 4 of this section as if its tax rate was at the tax rate ceiling. In a year following general reassessment, if such governing body intends to increase its tax rate, the governing body shall conduct a public hearing, and in a public meeting it shall adopt an ordinance, resolution, or policy statement justifying its action prior to setting and certifying its tax rate. The provisions of this subdivision shall not apply to any political subdivision which levies a tax rate lower than its tax rate ceiling solely due to a reduction required by law resulting from sales tax collections. The provisions of this subdivision shall not apply to any political subdivision which has received voter approval for an increase to its tax rate ceiling subsequent to setting its most recent tax rate.

6. (1) For the purposes of calculating state aid for public schools pursuant to section 163.031, each taxing authority which is a school district shall determine its proposed tax rate as a blended rate of the classes or subclasses of property. Such blended rate shall be calculated by first determining the total tax revenue of the property within the jurisdiction of the taxing authority, which amount shall be equal to the sum of the products of multiplying the assessed valuation of each class and subclass of property by the corresponding tax rate for such class or subclass,

then dividing the total tax revenue by the total assessed valuation of the same jurisdiction, and then multiplying the resulting quotient by a factor of one hundred. Where the taxing authority is a school district, such blended rate shall also be used by such school district for calculating revenue from state-assessed railroad and utility property as defined in chapter 151 and for apportioning the tax rate by purpose.

(2) Each taxing authority proposing to levy a tax rate in any year shall notify the clerk of the county commission in the county or counties where the tax rate applies of its tax rate ceiling and its proposed tax rate. Each taxing authority shall express its proposed tax rate in a fraction equal to the nearest one-tenth of a cent, unless its proposed tax rate is in excess of one dollar, then one/one-hundredth of a cent. If a taxing authority shall round to one/one-hundredth of a cent, it shall round up a fraction greater than or equal to five/one-thousandth of one cent to the next higher one/one-hundredth of a cent; if a taxing authority shall round to one-tenth of a cent, it shall round up a fraction greater than or equal to five/one-hundredths of a cent to the next higher one-tenth of a cent. Any taxing authority levying a property tax rate shall provide data, in such form as shall be prescribed by the state auditor by rule, substantiating such tax rate complies with Missouri law. All forms for the calculation of rates pursuant to this section shall be promulgated as a rule and shall not be incorporated by reference. The state auditor shall promulgate rules for any and all forms for the calculation of rates pursuant to this section which do not currently exist in rule form or that have been incorporated by reference. In addition, each taxing authority proposing to levy a tax rate for debt service shall provide data, in such form as shall be prescribed by the state auditor by rule, substantiating the tax rate for debt service complies with Missouri law. A tax rate proposed for annual debt service requirements will be prima facie valid if, after making the payment for which the tax was levied, bonds remain outstanding and the debt fund reserves do not exceed the following year's payments. The county clerk shall keep on file and available for public inspection all such information for a period of three years. The clerk shall, within three days of receipt, forward a copy of the notice of a taxing authority's tax rate ceiling and proposed tax rate and any substantiating data to the state auditor. The state auditor shall, within fifteen days of the date of receipt, examine such information and return to the county clerk his or her findings as to compliance of the tax rate ceiling with this section and as to compliance of any proposed tax rate for debt service with Missouri law. If the state auditor believes that a taxing authority's proposed tax rate does not comply with Missouri law, then the state auditor's findings shall include a recalculated tax rate, and the state auditor may request a taxing authority to submit documentation supporting such taxing authority's proposed tax rate. The county clerk shall immediately forward a copy of the auditor's findings to the taxing authority and shall file a copy of the findings with the information received from the taxing authority. The taxing authority shall have fifteen days from the date of receipt from the county clerk of the state auditor's findings and any request for supporting documentation to accept or reject in writing the rate change certified by the state auditor and to submit all requested information to the state auditor. A copy of the taxing authority's acceptance or rejection and any information submitted to the state auditor shall also be mailed to the county clerk. If a taxing authority rejects a rate change certified by the state auditor and the state auditor does not receive supporting information which justifies the taxing authority's original or any subsequent proposed tax rate, then the state auditor shall refer the perceived violations of such taxing authority to the attorney general's office and the attorney general is authorized to obtain injunctive relief to prevent the taxing authority from levying a violative tax rate.

(3) In the event that the taxing authority incorrectly completes the forms created and promulgated under subdivision (2) of this subsection, or makes a clerical error, the taxing authority may submit amended forms with an explanation for the needed changes. If such amended forms are filed under regulations prescribed by the state auditor, the state auditor shall take into consideration such amended forms for the purposes of this subsection.

7. No tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

8. Whenever a taxpayer has cause to believe that a taxing authority has not complied with the provisions of this section, the taxpayer may make a formal complaint with the prosecuting attorney of the county. Where the prosecuting attorney fails to bring an action within ten days of the filing of the complaint, the taxpayer may bring a civil action pursuant to this section and institute an action as representative of a class of all taxpayers within a taxing authority if the class is so numerous that joinder of all members is impracticable, if there are questions of law or fact common to the class, if the claims or defenses of the representative parties are typical of the claims or defenses of the class, and if the representative parties will fairly and adequately protect the interests of the class. In any class action maintained pursuant to this section, the court may direct to the members of the class a notice to be published at least once each week for four consecutive weeks in a newspaper of general circulation published in the county where the civil action is commenced and in other counties within the jurisdiction of a taxing authority. The notice shall advise each member that the court will exclude him or her from the class if he or she so requests by a specified date, that the judgment, whether favorable or not, will include all members who do not request exclusion, and that any member who does not request exclusion may, if he or she desires, enter an appearance. In any class action

brought pursuant to this section, the court, in addition to the relief requested, shall assess against the taxing authority found to be in violation of this section the reasonable costs of bringing the action, including reasonable attorney's fees, provided no attorney's fees shall be awarded any attorney or association of attorneys who receive public funds from any source for their services. Any action brought pursuant to this section shall be set for hearing as soon as practicable after the cause is at issue.

9. If in any action, including a class action, the court issues an order requiring a taxing authority to revise the tax rates as provided in this section or enjoins a taxing authority from the collection of a tax because of its failure to revise the rate of levy as provided in this section, any taxpayer paying his or her taxes when an improper rate is applied has erroneously paid his or her taxes in part, whether or not the taxes are paid under protest as provided in section 139.031 or otherwise contested. The part of the taxes paid erroneously is the difference in the amount produced by the original levy and the amount produced by the revised levy. The township or county collector of taxes or the collector of taxes in any city shall refund the amount of the tax erroneously paid. The taxing authority refusing to revise the rate of levy as provided in this section shall make available to the collector all funds necessary to make refunds pursuant to this subsection. No taxpayer shall receive any interest on any money erroneously paid by him or her pursuant to this subsection. Effective in the 1994 tax year, nothing in this section shall be construed to require a taxing authority to refund any tax erroneously paid prior to or during the third tax year preceding the current tax year.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright				

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NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Burnett	Butz	Clemens	Collins	Doll
Ellebracht	Gray	Gunby	Johnson	Lewis 25
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 020

Boggs	Bosley	Brown 70	Burton	Coleman 97
Cupps	Fishel	Fogle	Griesheimer	Ingle
Knight	Mackey	McDaniel	Patterson	Pietzman
Quade	Schnelting	Sharpe 4	Thomas	Mr. Speaker

VACANCIES: 001

On motion of Representative Murphy, **House Amendment No. 1** was adopted.

Representative Hill offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 365, Page 10, Section 143.171, Line 43, by inserting after all of said section and line the following:

"190.089. 1. A home rule city with more than sixty-five thousand seven hundred but fewer than seventy-three thousand inhabitants and located in any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants that is located within an ambulance district may file with the ambulance district's board of directors a notice of intention of detachment stating the city's intent that the area located within the city and the ambulance district is to be excluded and taken from the district. The filing of a notice of intention of detachment must be authorized by ordinance. Such notice of intention of detachment shall describe the subject area to be excluded from the ambulance district in the form of a legal description and map.

2. After filing the notice of intention of detachment with the ambulance district, the city shall conduct a public hearing on the notice of intention of detachment and give notice by publication in a newspaper of general circulation qualified to publish legal matters in the county where the subject area is located, at least once a week for three consecutive weeks prior to the hearing, with the last notice being not more than twenty days and not less than ten days before the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing. At the public hearing, the city shall present its reasons why it desires to detach from the ambulance district and its plan to provide or cause to be provided ambulance services to the city.

3. Following the public hearing, the governing body of the city may approve the detachment of the subject area from the ambulance district by enacting an ordinance with a majority of all members of the legislative body of the city voting in favor of the ordinance.

4. Upon duly enacting such detachment ordinance, the city shall cause three certified copies of the same to be filed with the county assessor and the clerk of the county wherein the city is located and one certified copy to be filed with the election authority if different from the clerk of the county that has jurisdiction over the area being detached.

5. Upon the effective date of the ordinance, which may be up to one year from the date of its passage and approval, the ambulance district shall no longer provide or cause to be provided ambulance services to the city and shall no longer levy and collect any tax upon the property included within the detached area."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 2** was adopted.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 365, Page 10, Section 143.171, Line 43, by inserting after all of said line the following:

"190.839. Sections 190.800 to 190.839 shall expire on September 30, ~~[2024]~~ **2022**.

198.439. Sections 198.401 to 198.436 shall expire on September 30, ~~[2024]~~ **2022**.

208.437. 1. A Medicaid managed care organization reimbursement allowance period as provided in sections 208.431 to 208.437 shall be from the first day of July to the thirtieth day of June. The department shall notify each Medicaid managed care organization with a balance due on the thirtieth day of June of each year the amount of such balance due. If any managed care organization fails to pay its managed care organization reimbursement allowance within thirty days of such notice, the reimbursement allowance shall be delinquent. The reimbursement allowance may remain unpaid during an appeal.

2. Except as otherwise provided in this section, if any reimbursement allowance imposed under the provisions of sections 208.431 to 208.437 is unpaid and delinquent, the department of social services may compel the payment of such reimbursement allowance in the circuit court having jurisdiction in the county where the main offices of the Medicaid managed care organization are located. In addition, the director of the department of social services or the director's designee may cancel or refuse to issue, extend or reinstate a Medicaid contract agreement to any Medicaid managed care organization which fails to pay such delinquent reimbursement allowance required by sections 208.431 to 208.437 unless under appeal.

3. Except as otherwise provided in this section, failure to pay a delinquent reimbursement allowance imposed under sections 208.431 to 208.437 shall be grounds for denial, suspension or revocation of a license granted by the department of commerce and insurance. The director of the department of commerce and insurance may deny, suspend or revoke the license of a Medicaid managed care organization with a contract under 42 U.S.C. Section 1396b(m) which fails to pay a managed care organization's delinquent reimbursement allowance unless under appeal.

4. Nothing in sections 208.431 to 208.437 shall be deemed to effect or in any way limit the tax-exempt or nonprofit status of any Medicaid managed care organization with a contract under 42 U.S.C. Section 1396b(m) granted by state law.

5. Sections 208.431 to 208.437 shall expire on September 30, ~~[2024]~~ **2022**.

208.480. Notwithstanding the provisions of section 208.471 to the contrary, sections 208.453 to 208.480 shall expire on September 30, ~~[2024]~~ **2022**.

338.550. 1. The pharmacy tax required by sections 338.500 to 338.550 shall expire ninety days after any one or more of the following conditions are met:

(1) The aggregate dispensing fee as appropriated by the general assembly paid to pharmacists per prescription is less than the fiscal year 2003 dispensing fees reimbursement amount; or

(2) The formula used to calculate the reimbursement as appropriated by the general assembly for products dispensed by pharmacies is changed resulting in lower reimbursement to the pharmacist in the aggregate than provided in fiscal year 2003; or

(3) September 30, ~~[2024]~~ **2022**.

The director of the department of social services shall notify the revisor of statutes of the expiration date as provided in this subsection. The provisions of sections 338.500 to 338.550 shall not apply to pharmacies domiciled or

headquartered outside this state which are engaged in prescription drug sales that are delivered directly to patients within this state via common carrier, mail or a carrier service.

2. Sections 338.500 to 338.550 shall expire on September 30, ~~2024~~ **2022.**"; and

Further amend said bill, Page 16, Section 620.2020, Line 245, by inserting after all of said line the following:

"633.401. 1. For purposes of this section, the following terms mean:

(1) "Engaging in the business of providing health benefit services", accepting payment for health benefit services;

(2) "Intermediate care facility for the intellectually disabled", a private or department of mental health facility which admits persons who are intellectually disabled or developmentally disabled for residential habilitation and other services pursuant to chapter 630. Such term shall include habilitation centers and private or public intermediate care facilities for the intellectually disabled that have been certified to meet the conditions of participation under 42 CFR, Section 483, Subpart I;

(3) "Net operating revenues from providing services of intermediate care facilities for the intellectually disabled" shall include, without limitation, all moneys received on account of such services pursuant to rates of reimbursement established and paid by the department of social services, but shall not include charitable contributions, grants, donations, bequests and income from nonservice related fund-raising activities and government deficit financing, contractual allowance, discounts or bad debt;

(4) "Services of intermediate care facilities for the intellectually disabled" has the same meaning as the term services of intermediate care facilities for the mentally retarded, as used in Title 42 United States Code, Section 1396b(w)(7)(A)(iv), as amended, and as such qualifies as a class of health care services recognized in federal Public Law 102-234, the Medicaid Voluntary Contribution and Provider-Specific Tax Amendments of 1991.

2. Beginning July 1, 2008, each provider of services of intermediate care facilities for the intellectually disabled shall, in addition to all other fees and taxes now required or paid, pay assessments on their net operating revenues for the privilege of engaging in the business of providing services of the intermediate care facilities for the intellectually disabled or developmentally disabled in this state.

3. Each facility's assessment shall be based on a formula set forth in rules and regulations promulgated by the department of mental health.

4. For purposes of determining rates of payment under the medical assistance program for providers of services of intermediate care facilities for the intellectually disabled, the assessment imposed pursuant to this section on net operating revenues shall be a reimbursable cost to be reflected as timely as practicable in rates of payment applicable within the assessment period, contingent, for payments by governmental agencies, on all federal approvals necessary by federal law and regulation for federal financial participation in payments made for beneficiaries eligible for medical assistance under Title XIX of the federal Social Security Act, 42 U.S.C. Section 1396, et seq., as amended.

5. Assessments shall be submitted by or on behalf of each provider of services of intermediate care facilities for the intellectually disabled on a monthly basis to the director of the department of mental health or his or her designee and shall be made payable to the director of the department of revenue.

6. In the alternative, a provider may direct that the director of the department of social services offset, from the amount of any payment to be made by the state to the provider, the amount of the assessment payment owed for any month.

7. Assessment payments shall be deposited in the state treasury to the credit of the "Intermediate Care Facility Intellectually Disabled Reimbursement Allowance Fund", which is hereby created in the state treasury. All investment earnings of this fund shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any unexpended balance in the intermediate care facility intellectually disabled reimbursement allowance fund at the end of the biennium shall not revert to the general revenue fund but shall accumulate from year to year. The state treasurer shall maintain records that show the amount of money in the fund at any time and the amount of any investment earnings on that amount.

8. Each provider of services of intermediate care facilities for the intellectually disabled shall keep such records as may be necessary to determine the amount of the assessment for which it is liable under this section. On or before the forty-fifth day after the end of each month commencing July 1, 2008, each provider of services of intermediate care facilities for the intellectually disabled shall submit to the department of social services a report on a cash basis that reflects such information as is necessary to determine the amount of the assessment payable for that month.

9. Every provider of services of intermediate care facilities for the intellectually disabled shall submit a certified annual report of net operating revenues from the furnishing of services of intermediate care facilities for the intellectually disabled. The reports shall be in such form as may be prescribed by rule by the director of the department of mental health. Final payments of the assessment for each year shall be due for all providers of services of intermediate care facilities for the intellectually disabled upon the due date for submission of the certified annual report.

10. The director of the department of mental health shall prescribe by rule the form and content of any document required to be filed pursuant to the provisions of this section.

11. Upon receipt of notification from the director of the department of mental health of a provider's delinquency in paying assessments required under this section, the director of the department of social services shall withhold, and shall remit to the director of the department of revenue, an assessment amount estimated by the director of the department of mental health from any payment to be made by the state to the provider.

12. In the event a provider objects to the estimate described in subsection 11 of this section, or any other decision of the department of mental health related to this section, the provider of services may request a hearing. If a hearing is requested, the director of the department of mental health shall provide the provider of services an opportunity to be heard and to present evidence bearing on the amount due for an assessment or other issue related to this section within thirty days after collection of an amount due or receipt of a request for a hearing, whichever is later. The director shall issue a final decision within forty-five days of the completion of the hearing. After reconsideration of the assessment determination and a final decision by the director of the department of mental health, an intermediate care facility for the intellectually disabled provider's appeal of the director's final decision shall be to the administrative hearing commission in accordance with sections 208.156 and 621.055.

13. Notwithstanding any other provision of law to the contrary, appeals regarding this assessment shall be to the circuit court of Cole County or the circuit court in the county in which the facility is located. The circuit court shall hear the matter as the court of original jurisdiction.

14. Nothing in this section shall be deemed to affect or in any way limit the tax-exempt or nonprofit status of any intermediate care facility for the intellectually disabled granted by state law.

15. The director of the department of mental health shall promulgate rules and regulations to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

16. The provisions of this section shall expire on September 30, ~~2021~~ 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Pike offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 365, Page 2, Section 92.117, Line 21, by inserting after all of said line and section the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory

interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than ~~[fifty]~~ **two hundred** hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

- (a) For real property in subclass (1), nineteen percent;
- (b) For real property in subclass (2), twelve percent; and
- (c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 4** was adopted.

Representative Black (137) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 365, Page 16, Section 620.2020, Line 245, by inserting after all of said section and line the following:

"620.2250. 1. This section shall be known and may be cited as the "Targeted Industrial Manufacturing Enhancement Zones Act".

2. As used in this section, the following terms shall mean:

(1) "County average wage", the average wage in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility;

(2) "Department", the Missouri department of economic development;

(3) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the completion of an agreement pursuant to subsection 6 of this section and no job that is relocated from another location within this state shall be deemed a new job. An employee that spends less than fifty percent of the employee's work time at the facility is still considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the county average wage;

(4) "Political subdivision", a town, village, city, or county located in this state;

(5) "Related facility", a facility operated by a company or a related company prior to the establishment of the TIME zone in question, and which is directly related to the operations of the facility within the new TIME zone;

(6) "TIME zone", an area identified through an ordinance or resolution passed pursuant to subsection 4 of this section that is being developed or redeveloped for any purpose so long as any infrastructure or building built or improved is in the development area;

(7) "Zone board", the governing body of a TIME zone.

3. The governing bodies of at least two contiguous or overlapping political subdivisions in this state may establish one or more TIME zones, which shall be political subdivisions of the state, for the purposes of completing infrastructure projects to promote the economic development of the region. Such zones may only include the area within the governing bodies' jurisdiction, ownership, or control, and may include any such area. The governing bodies shall determine the boundaries for each TIME zone, and more than one TIME zone may exist within the governing bodies' jurisdiction or under the governing bodies' ownership or control, and may be expanded or contracted by resolution of the zone board.

4. (1) To establish a TIME zone, the governing bodies of at least two political subdivisions shall each propose an ordinance or resolution creating such zone. Such ordinance or resolution shall set forth the names of the political subdivisions which will form the TIME zone, the general nature of the proposed improvements, the estimated cost of such improvements, the boundaries of the proposed TIME zone, and the estimated number of new jobs to be created in the TIME zone. Prior to approving such ordinance or resolution, each governing body shall hold a public hearing to consider the creation of the TIME zone and the proposed improvements therein. The governing bodies shall hear and pass upon all objections to the TIME zone and the proposed improvements, if any, and may amend the proposed improvements, and the plans and specifications therefor.

(2) After the passage or adoption of the ordinance or resolution creating the TIME Zone, governance of the TIME zone shall be by the zone board, which shall consist of seven members selected from the political subdivisions creating the TIME zone. Members of a zone board shall receive no salary or other compensation for their services as members, but shall receive their necessary traveling and other expenses incurred while actually engaged in the discharge of their official duties. The zone board may expand or contract such TIME zone through an ordinance or resolution following a public hearing conducted to consider such expansion or contraction.

5. The boundaries of the proposed TIME zone shall be described by metes and bounds, streets, or other sufficiently specific description.

6. (1) Prior to retaining any state withholding tax pursuant to subsection 9 of this section, a zone board shall enter into an agreement with the department. Such agreement shall include, but shall not be limited to:

(a) The estimated number of new jobs to be created;

(b) The estimated average wage of new jobs to be created;

(c) The estimated net fiscal impact of the new jobs;

(d) The estimated costs of the proposed improvements;

(e) The estimated amount of withholding tax to be retained pursuant to subsection 9 of this section over the period of the agreement; and

(f) A copy of the ordinance establishing the board and a list of its members.

(2) The department shall not approve an agreement with a zone board unless the zone board commits to creating the following number of new jobs:

(a) For a TIME zone with a total population of less than five thousand inhabitants as determined by the most recent decennial census, a minimum of five new jobs with an average wage that equals or exceeds ninety percent of the county average wage;

(b) For a TIME zone with a total population of at least five thousand inhabitants but less than fifty thousand inhabitants as determined by the most recent decennial census, a minimum of ten new jobs with an average wage that equals or exceeds ninety percent of the county average wage;

(c) For a TIME zone with a total population of at least fifty thousand inhabitants but less than one hundred fifty thousand inhabitants as determined by the most recent decennial census, a minimum of fifteen new jobs with an average wage that equals or exceeds ninety percent of the county average wage; and

(d) For a TIME zone with a total population of at least one hundred fifty thousand inhabitants as determined by the most recent decennial census, a minimum of twenty-five new jobs with an average wage that equals or exceeds ninety percent of the county average wage.

7. (1) The term of the agreement entered into pursuant to subsection 6 of this section shall not exceed ten years. A zone board may apply to the department for approval to renew any agreement. Such application shall be made on forms provided by the department. In determining whether to approve the renewal of an agreement, the department shall consider:

(a) The number of new jobs created and the average wage and net fiscal impact of such jobs;

(b) The outstanding improvements to be made within the TIME zone and the funding necessary to complete such improvements; and

(c) Any other factor the department requires.

(2) The department may approve the renewal of an agreement for a period not to exceed ten years.

If a zone board has not met the new job requirements pursuant to subdivision (2) of subsection 6 of this section by the end of the agreement, the department shall recapture from such zone board the amount of withholding tax retained by the zone board pursuant to this section and the department shall not approve the renewal of an agreement with such zone board.

(3) A zone board shall not retain any withholding tax pursuant to this section in excess of the costs of improvements completed by the zone board.

8. If a qualified company is retaining withholding tax pursuant to sections 620.2000 to 620.2020 for new jobs, as such terms are defined in section 620.2005, that also qualify for the retention of withholding tax pursuant to this section, the department shall not authorize an agreement pursuant to this section that results in more than fifty percent of the withholding tax for such new jobs being retained pursuant to this section and sections 620.2000 to 620.2020.

9. Upon the completion of an agreement pursuant to subsection 6 of this section, twenty-five percent of the state tax withholdings imposed by sections 143.191 to 143.265 on new jobs within a TIME zone after development or redevelopment has commenced shall not be remitted to the general revenue fund of the state of Missouri. Such moneys shall be deposited into the TIME zone fund established pursuant to subsection 10 of this section for the purpose of continuing to expand, develop, and redevelop TIME zones identified by the zone board, and may be used for managerial, engineering, legal, research, promotion, planning, and any other expenses.

10. There is hereby created in the state treasury the "TIME Zone Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180 to the zone boards of the TIME zones from which the funds were collected, less the pro-rata portion appropriated by the general assembly to be used solely for the administration of this section, which shall not exceed ten percent of the total amount collected within the TIME zones of a zone board. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

11. The zone board shall approve projects consistent with the provisions of this section that begin construction and disburse any money collected under this section. The zone board shall submit an annual budget for the funds to the department explaining how and when such money will be spent.

12. A zone board shall submit an annual report by December thirty-first of each year to the department and the general assembly. Such report shall include, but shall not be limited to:

- (1) The locations of the established TIME zones governed by the zone board;
- (2) The number of new jobs created within the TIME zones governed by the zone board;
- (3) The average wage of the new jobs created within the TIME zones governed by the zone board;
- (4) The improvements utilizing TIME zone funding;
- (5) The amount of TIME zone funding utilized for each improvement and the total amount of TIME zone funds expended; and
- (6) The amount of withholding tax retained pursuant to subsection 9 of this section from new jobs created within the TIME zones governed by the zone board.

13. No political subdivision shall establish a TIME zone with boundaries that overlap the boundaries of an advanced industrial manufacturing zone established pursuant to section 68.075.

14. The total amount of withholding taxes retained by all TIME zones pursuant to the provisions of this section shall not exceed five million dollars per fiscal year.

15. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

16. The provisions of section 23.253 notwithstanding, no TIME zone may be established after August 28, 2024. Any TIME zone created prior to such date shall continue to exist and be coterminous with the retirement of any debts incurred for improvements made within the TIME zone. No debts may be incurred or reauthorized using TIME zone revenue after August 28, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (137), **House Amendment No. 5** was adopted.

Representative Baker offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 365, Page 4, Section 137.280, Line 52, by inserting after all of said section and line the following:

"143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over \$1,000.00	1 1/2% of the Missouri taxable income
Over \$1,000 but not over \$2,000	\$15 plus 2% of excess over \$1,000
Over \$2,000 but not over \$3,000	\$35 plus 2 1/2% of excess over \$2,000
Over \$3,000 but not over \$4,000	\$60 plus 3% of excess over \$3,000
Over \$4,000 but not over \$5,000	\$90 plus 3 1/2% of excess over \$4,000
Over \$5,000 but not over \$6,000	\$125 plus 4% of excess over \$5,000
Over \$6,000 but not over \$7,000	\$165 plus 4 1/2% of excess over \$6,000
Over \$7,000 but not over \$8,000	\$210 plus 5% of excess over \$7,000
Over \$8,000 but not over \$9,000	\$260 plus 5 1/2% of excess over \$8,000
Over \$9,000	\$315 plus 6% of excess over \$9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall occur in a calendar year. No more than five reductions shall be made under this subsection.

Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be eliminated once the top rate of tax has been reduced to five and one-half percent, and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket.

3. (1) In addition to the rate reductions under subsection 2 of this section, beginning with the 2019 calendar year, the top rate of tax under subsection 1 of this section shall be reduced by four-tenths of one percent. Such reduction in the rate of tax shall take effect on January first of the 2019 calendar year.

(2) The modification of tax rates under this subsection shall only apply to tax years that begin on or after the date the modification takes effect.

(3) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection.

4. (1) **In addition to the rate reductions under subsections 2 and 3 of this section, beginning with the 2022 calendar year, the top rate of tax under subsection 1 of this section may be reduced by seventeen-hundredths of one percent. Such reduction in the rate of tax shall take effect on January first of a calendar year.**

(2) **A reduction in the rate of tax under this subsection shall only occur if one or more institutions is subject to the tax imposed on the endowments of institutions of higher education under section 146.200.**

(3) **The modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.**

(4) **The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection.**

5. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

~~[5-]~~ 6. As used in this section, the following terms mean:

(1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;

(2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;

(3) "Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;

(4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015."; and

Further amend said bill, Page 10, Section 143.171, Line 43, by inserting after all of said line the following:

"146.200. 1. As used in this section, the following terms shall mean:

(1) "Endowment", a permanent fund held by an institution of higher education that:

(a) Consists of property, cash, cash equivalents, stocks, bonds, or any other marketable security;

(b) Is used for purposes indicated by donors to such fund or for other purposes related to the mission of the institution of higher education; and

(c) Attempts to maintain and grow the principal of such fund, while annually disbursing all or part of investment earnings generated by the fund;

(2) "Qualifying institution of higher education", an institution of higher education that:

(a) Is affiliated with, or provides medical faculty to, any abortion facility, as such term is defined in section 188.015;

(b) Offers specific medical residencies or fellowships that offer training in performing or inducing abortions; or

(c) Supports in any manner any abortion facility where abortions are performed or induced when not necessary to save the life of the mother.

2. For all tax years beginning on or after January 1, 2022, a tax is hereby imposed for every tax year on the endowment of a qualifying institution of higher education at a rate of one and nine-tenths percent of the aggregate fair market value of the assets of such endowment. Any institution that becomes a qualifying institution of higher education on or after January 1, 2022, shall remain subject to the tax imposed under this section regardless of whether such institution no longer meets the definition of a qualifying institution of higher education as defined under this section.

3. Revenues generated by the tax imposed under this section shall be deposited in the general revenue fund.

4. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory (96) offered **House Amendment No. 1 to House Amendment No. 6.**

*House Amendment No. 1
to
House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 365, Page 1, Line 24, by deleting all of said line and inserting in lieu thereof the following:

"August 28, 2021, shall be invalid and void.

208.065. 1. No later than January 1, 2017, the department of social services shall procure and enter into a competitively bid contract with a contractor to provide verification of initial and ongoing eligibility data for assistance under the supplemental nutrition assistance program (SNAP); temporary assistance for needy families (TANF) program; child care assistance program; and MO HealthNet program. The contractor shall conduct data matches using the name, date of birth, address, and Social Security number of each applicant and recipient, and additional data provided by the applicant or recipient relevant to eligibility against public records and other data sources to verify eligibility data.

2. The contractor shall evaluate the income, resources, and assets of each applicant and recipient no less than quarterly. In addition to quarterly eligibility data verification, the contractor shall identify on a monthly basis any program participants who have died, moved out of state, or have been incarcerated longer than ninety days.

3. The contractor, upon completing an eligibility data verification of an applicant or recipient, shall notify the department of the results; except that, the contractor shall not verify the eligibility data of persons residing in long-term care facilities or persons receiving home- and community-based services whose income and resources were at or below the applicable financial eligibility standards at the time of their last review. Within twenty business days of such notification, the department shall make an eligibility determination. The department shall retain final authority over eligibility determinations. The contractor shall keep a record of all eligibility data verifications communicated to the department. Nothing in this subsection shall be construed to affect any obligation or requirement under state or federal law or regulation that the department verify the eligibility data of persons residing in long-term care facilities or persons receiving home- and community-based services.

4. Within thirty days of the end of each calendar year, the department and contractor shall file a joint report to the governor, the speaker of the house of representatives, and the president pro tempore of the senate. The report shall include, but shall not be limited to, the number of applicants and recipients determined ineligible for assistance programs based on the eligibility data verification by the contractor and the stated reasons for the determination of ineligibility by the department.

5. (1) For purposes of this subsection, the term "contextual artificial intelligence and machine learning" shall mean the theory and development of computer systems to perform tasks that normally require human intelligence, such as visual perception, speech recognition, decision-making, and translation between languages.

(2) In addition to any contracts entered into under subsection 1 of this section, before January 1, 2022, the department of social services shall utilize any available federal contract to implement new advanced technologies, including contextual artificial intelligence and machine learning, to determine eligibility and identify fraud, waste, abuse, overspending, and misspending of MO HealthNet expenditures. The contractor shall also determine the security of recipient data in the MO HealthNet program.

(3) The department of social services and any other relevant department shall provide access to all appropriate de-identified data sources to achieve the analysis required under this subsection.

(4) The contractor shall receive compensation based only on the cost savings identified and implemented by its analysis. Such compensation shall equal thirty-three and one-third percent of the total cost savings identified and implemented.

(5) The department of social services shall issue a report to the speaker of the house of representatives, the chair of the house budget committee, the president pro tempore of the senate, and the chair of the senate appropriations committee every six months for the duration of the contract detailing the results of the contractor's analysis."; and "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 6 was withdrawn.

Representative Haffner offered **House Amendment No. 2 to House Amendment No. 6.**

House Amendment No. 2
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 365, Page 3, Line 5, by inserting after the word, "offer" the word, "advanced"; and

Further amend said page, Line 6, by inserting after the word "abortions" the following words, ", as such term is defined pursuant to section 188.015"; and

Further amend said page, Line 7, by inserting after the word "abortions" the words ", as such term is defined pursuant to section 188.015,"; and

Further amend said page, Lines 11 to 14, by deleting all of said lines and inserting in lieu thereof the following:

"tenths percent of the aggregate fair market value of the assets of such endowment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker raised a point of order that **House Amendment No. 2 to House Amendment No. 6** is not germane.

Representative O'Donnell requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Andrews	Bailey	Baker	Basye	Billington
Black 137	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Coleman 32	Cook	Copeland	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Eggleston	Falkner	Fishel	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shields	Simmons	Smith 155	Stacy	Stephens 128
Taylor 139	Thomas	Thompson	Toalson Reisch	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 040

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Lewis 25	Mackey	McCreery	Merideth
Nurrenbern	Person	Phifer	Proudie	Quade
Rogers	Rowland	Smith 45	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 036

Atchison	Black 7	Bland Manlove	Boggs	Chipman
Christofanelli	Coleman 97	Cupps	DeGroot	Evans
Fitzwater	Gray	Griffith	Hicks	Houx
Johnson	Kidd	Lovasco	McDaniel	Mosley
Patterson	Pietzman	Porter	Price IV	Roden
Sauls	Schnelting	Sharp 36	Shaul	Smith 163
Smith 67	Stevens 46	Tate	Taylor 48	Trent
Van Schoiack				

VACANCIES: 001

On motion of Representative Haffner, **House Amendment No. 2 to House Amendment No. 6** was adopted.

Representative Coleman (32) offered **House Amendment No. 3 to House Amendment No. 6.**

*House Amendment No. 3
to
House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 365, Page 2, Line 43, by deleting all of said line and inserting in lieu thereof the following:

""144.142. 1. In addition to the provisions of section 144.140 and any other provisions of law allowing for the retention of sales or use tax otherwise due, beginning August 28, 2021, and ending June 30, 2023, any retailer in this state who is required to remit state sales or use tax under this chapter shall be permitted to retain the full amount of such state sales or use tax collected by the retailer on any sales of:

- (1) Tickets or admissions to a movie or film at the retailer's movie or film theater;**
- (2) Tickets or admissions to a musical performance at the retailer's music venue or at any mixed-use arena or stadium operating as a music venue; or**
- (3) Concessions sold on-site at the retailer's movie or film theater, the retailer's music venue, or any mixed-use arena, stadium, or other venue operating as a music venue.**

2. The provisions of this section shall not be construed to affect the collection, remittance, or distribution of any local sales or use tax.

3. The department of revenue shall provide forms for a retailer to document any sales or use tax retained under this section. Such forms shall be submitted to the department of revenue with the retailer's other applicable sales or use tax returns, at the times provided under sections 144.080 and 144.655 and any other applicable provisions of this chapter.

4. The department of revenue may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

146.200. 1. As used in this section, the following terms shall mean:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Andrews	Atchison	Bailey	Baker	Billington
Black 137	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Coleman 32	Cook	Copeland	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Lewis 6	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Porter	Railsback
Reedy	Richey	Riggs	Riley	Roberts

Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Smith 155
Stacy	Stephens 128	Tate	Taylor 139	Thompson
Toalson Reisch	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 037

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
McCreery	Merideth	Nurrenbern	Phifer	Price IV
Proudie	Quade	Rowland	Sauls	Smith 45
Stevens 46	Terry	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 041

Basye	Black 7	Bland Manlove	Boggs	Chipman
Christofanelli	Coleman 97	Cupps	Davidson	Dogan
Evans	Falkner	Gray	Grier	Houx
Ingle	Johnson	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mosley	Patterson	Person
Pietzman	Pollitt 52	Pollock 123	Pouche	Roden
Rogers	Schnelting	Sharp 36	Shields	Simmons
Smith 163	Smith 67	Taylor 48	Thomas	Trent
Turnbaugh				

VACANCIES: 001

House Amendment No. 3 to House Amendment No. 6 was withdrawn.

Representative Hudson offered **House Amendment No. 4 to House Amendment No. 6**.

House Amendment No. 4
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 365, Page 3, Line 6, by inserting after the word "**abortions**" the following words, "**, as such term is defined pursuant to section 188.015**"; and

Further amend said page, Line 7, by inserting after the word "**abortions**" the words "**, as such term is defined pursuant to section 188.015**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

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AYES: 083

Andrews	Atchison	Bailey	Baker	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Coleman 32	Cook	Copeland
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Mayhew
McGaugh	McGirt	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Plocher	Pollitt 52
Pollock 123	Pouche	Railsback	Reedy	Richey
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Shaul	Simmons	Stacy	Tate	Taylor 139
Taylor 48	Thomas	Toalson Reisch	Van Schoiack	Wallingford
Walsh 50	West	Wiemann		

NOES: 032

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Burnett	Burton
Butz	Collins	Doll	Fogle	Gunby
Mackey	McCreery	Merideth	Nurrenbern	Phifer
Quade	Rogers	Rowland	Smith 45	Smith 67
Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 047

Aldridge	Basye	Black 7	Bland Manlove	Brown 27
Brown 70	Chipman	Christofanelli	Clemens	Coleman 97
Cupps	Davidson	Dogan	Ellebracht	Gray
Gregory 51	Grier	Henderson	Houx	Ingle
Johnson	Kidd	Lewis 25	Lovasco	McDaniel
Mosley	Person	Pietzman	Pike	Porter
Price IV	Proudie	Riggs	Sauls	Schnelting
Sharp 36	Sharpe 4	Shields	Smith 155	Smith 163
Stephens 128	Terry	Thompson	Trent	Veit
Wright	Mr. Speaker			

VACANCIES: 001

House Amendment No. 4 to House Amendment No. 6 was withdrawn.

Representative Walsh (50) raised a point of order that a member was in violation of Rule 84.

The Chair advised members to confine their remarks to the question under debate.

House Amendment No. 6, as amended, was withdrawn.

Representative Hovis offered **House Amendment No. 7.***House Amendment No. 7*

AMEND House Committee Substitute for Senate Bill No. 365, Page 1, Section A, Line 3, by inserting after all of said section the following:

"67.782. 1. Any county of the third ~~[class having a population of more than ten thousand and less than fifteen thousand]~~ **classification without a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than one thousand three hundred fifty but fewer than one thousand five hundred inhabitants as the county seat** and any county of the ~~[second class having a population of more than fifty eight thousand and less than seventy thousand adjacent to such third class county, both counties making up the same judicial circuit,]~~ **first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants as the county seat** may ~~[jointly]~~ impose a sales tax ~~[throughout each of their respective counties]~~ for public recreational purposes including the financing, acquisition, construction, operation and maintenance of recreational projects and programs, but the sales taxes authorized by this section shall not become effective unless the governing body of ~~[each]~~ such county submits to the voters ~~[of their respective counties]~~ a proposal to authorize the ~~[counties to impose the]~~ sales tax.

2. The ballot of submission shall be in substantially the following form:

Shall the County of _____ impose a sales tax of _____ percent ~~[in conjunction with the county of _____]~~ for the purpose of funding the financing, acquisition, construction, operation and maintenance of recreational projects and programs, including the acquisition of land for such purposes?

☐ YES ☐ NO

If a ~~[separate]~~ majority of the votes cast on the proposal by the qualified voters voting thereon ~~[in each county]~~ are in favor of the proposal, then the tax shall be in effect ~~[in both counties. If a majority of the votes cast by the qualified voters voting thereon in either county are opposed to the proposal, then the governing body of neither county shall have power to impose the sales tax authorized by this section unless or until the governing body of the county that has not approved the tax shall again have submitted another proposal to authorize the governing body to impose the tax, and the proposal is approved by a majority of the qualified voters voting thereon in that county].~~

3. The sales tax may be imposed at a rate of one percent on the receipts from the sale at retail of all tangible personal property or taxable service at retail within the county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525.

4. All sales taxes collected by the director of revenue under this section on behalf of any county, less one percent for the cost of collection, which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited with the state treasurer in a special trust fund, which is hereby created, to be known as the "County Recreation Sales Tax Trust Fund". The moneys in the county recreation sales tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust fund which was collected in each county imposing a sales tax under this section, and the records shall be open to the inspection of officers of each county and the general public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month by distributing to the county treasurer, or such other officer as may be designated by the county ordinance or order, of each county imposing the tax authorized by this section, the sum, as certified by the director of revenue, due the county.

5. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties. Each county shall notify the director of revenue at least ninety days prior to the effective date of the expiration of the sales tax authorized by this section and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of such tax and to redeem dishonored checks and

drafts deposited to the credit of such accounts. After one year has elapsed after the date of expiration of the tax authorized by this section in such county, the director of revenue shall remit the balance in the account to the county and close the account of that county. The director of revenue shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

6. The tax authorized by this section may be imposed, in accordance with this section, by a county in addition to or in lieu of the tax authorized by sections 67.750 to 67.780.

7. Any county imposing a sales tax pursuant to the provisions of this section may contract with the authority of any other county or with any city or political subdivision for the financing, acquisition, operation, construction, maintenance, or utilization of any recreation facility or project or program funded in whole or in part from revenues derived from the tax levied pursuant to the provisions of this section.

8. The sales tax imposed pursuant to the provisions of this section shall expire twenty-five years from the effective date thereof unless an extension of the tax is submitted to and approved by the voters in each county in the manner provided in this section. Each extension of the sales tax shall be for a period of ten years.

9. The governing body of each of the counties imposing a sales tax under the provisions of this section may cooperate with the governing body of any county or other political subdivision of this state in carrying out the provisions of this section, and may establish and conduct jointly a system of public recreation. The respective governing bodies administering programs jointly may provide by agreement among themselves for all matters connected with the programs and determine what items of cost and expense shall be paid by each.

10. The provisions of this section shall not in any way repeal, affect or limit the powers granted to any county to establish, maintain and conduct parks and other recreational grounds for public recreation.

11. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 7** was adopted.

Representative Andrews offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 365, Page 10, Section 143.171, Line 43, by inserting after all of said section and line the following:

"288.132. 1. There is hereby created in the state treasury the "Unemployment Automation Fund", which shall consist of money collected under subsection 1 of section ~~[288.134]~~ **288.133**, and such other state funds appropriated by the general assembly. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the purpose of providing automated systems, and the payment of associated costs, to improve the administration of the state's unemployment insurance program. Notwithstanding the provisions of section 33.080 to the contrary, all moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and money earned on such investments shall be credited to the fund.

2. The unemployment automation fund shall not be used in whole or in part for any purpose or in any manner that would permit its substitution for, or a corresponding reduction in, federal funds that would be available in its absence to finance expenditures for the administration of this chapter, or cause the appropriate agency of the United States government to withhold any part of an administrative grant which would otherwise be made.

288.133. 1. Each employer liable for contributions under this chapter, except for any employer with a contribution rate equal to zero, shall pay an annual unemployment automation adjustment in an amount equal to fifteen-thousandths of one percent of such employer's total taxable wages for the twelve-month period ending the preceding June thirtieth.

2. Notwithstanding subsection 1 of this section to the contrary, the division may reduce the automation adjustment percentage to ensure that the total amount of adjustment due from all employers under this section shall not exceed five million dollars annually.

3. Each employer required to pay an automation adjustment shall be notified of the amount due under this section by March thirty-first of each year, and such amount shall be considered delinquent thirty days thereafter. Delinquent unemployment automation adjustment amounts may be collected in the manner provided under sections 288.160 and 288.170. All moneys collected under this section shall be deposited in the unemployment automation fund established in section 288.132.

4. For the first quarter of each calendar year, the total amount of contributions otherwise due from an employer required to pay contributions under this chapter shall be reduced by the dollar amount of unemployment automation adjustment due from such employer under subsection 1 of this section; provided, however, that the amount of contributions due from such employer for the first quarter of the calendar year in question shall not be reduced below zero."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Bill No. 365, Page 1, Line 35, by inserting after all of said line the following:

"Further amend said bill, Page 17, Section B, Line 6, by inserting after all of said section and line the following:

"Section C. Under section 23.253 of the Missouri Sunset Act:

- (1) The provisions of the new program authorized under Section 288.132 shall automatically sunset 1 year after the effective date of this section, unless reauthorized by an act of the general assembly;
- (2) If such program is reauthorized, the program authorized under this section, shall automatically sunset 1 year after the effective date of the reauthorization of this section; and
- (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Andrews, **House Amendment No. 8, as amended**, was adopted.

Representative Collins offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 365, Page 2, Section 92.117, Line 21, by inserting after all of said section and line the following:

"135.1610. 1. As used in this section, the following terms mean:

- (1) "Eligible expenses", expenses incurred in the construction or development of establishing an urban farm in a food desert;

(2) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least one-quarter mile away from a full-service grocery store in an urban area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(4) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(5) "Urban area", an urban place as designated by the United States Census Bureau;

(6) "Urban farm", an agricultural plot or facility in an urban area that produces agricultural products, as that term is defined in section 262.900. "Urban farm" shall include, but not be limited to, community-run gardens.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for establishing an urban farm in a food desert.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit under this section in excess of one thousand dollars for each urban farm. However, any tax credit that cannot be claimed in the tax year the contribution is made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed one hundred thousand dollars in any calendar year.

5. Tax credits issued under the provisions of this section shall not be sold, assigned, or otherwise transferred.

6. The department of revenue and the department of agriculture may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall be construed to prevent a taxpayer from claiming a tax credit properly issued before the program is sunset in a tax year after the program is sunset."; and

Further amend said bill, Page 10, Section 143.171, Line 43, by inserting after all of said section and line the following:

"261.021. 1. As used in this section, the term "socially disadvantaged community" means an area containing a group of individuals whose members have been subjected to racial or ethnic prejudice because of the identity of such individuals as members of a group without regard to the individual qualities of such individuals.

2. There is hereby created within the department of agriculture the "Socially Disadvantaged Communities Outreach Program" to connect historically unserved and underserved urban communities with access to healthy fresh food and knowledge and skills related to food production.

3. The outreach program shall:

- (1) Provide financial assistance for people growing food in socially disadvantaged communities through programs such as those authorized in section 135.1610;
 - (2) Encourage activities that support and promote urban agriculture in socially disadvantaged communities;
 - (3) Provide educational and skills training related to food production in socially disadvantaged communities; and
 - (4) Address food deserts in urban socially disadvantaged communities.
4. The department shall designate an employee to administer and monitor the socially disadvantaged communities outreach program and to serve as a liaison to affected communities. The duties of such employee shall include, but not be limited to:
- (1) Providing leadership at the state level to encourage participation in programs to meet the goals under subsections 2 and 3 of this section;
 - (2) Conducting workshops and other sessions that provide educational and skills training related to food production to residents of socially disadvantaged communities; and
 - (3) Seeking grants, private donations, or other funding sources to support the socially disadvantaged communities outreach program.
5. On or before December thirty-first of each year, the department shall submit a report to the general assembly detailing the number of residents who received training under this section, the number of tax credits issued under section 135.1610, and any recommendations for legislative action to improve the program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Collins, **House Amendment No. 9** was adopted.

Representative Taylor (139) offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 365, Page 10, Section 143.171, Line 43, by inserting after all of said section and line the following:

- "144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:
- (1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;
 - (2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;
 - (3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;
 - (4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;
 - (5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;
 - (6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;
 - (7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;
 - (8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Reposessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; ~~or~~

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended[-];

(14) The purchase by a grocery store of food that is intended for resale but that cannot be resold because of theft or because the food has become spoiled and would not be safe for consumption; or

(15) The purchase by a retailer of products that are intended for resale but that cannot be resold because of theft or because the product is damaged and cannot be resold.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax.

144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons

registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

- (7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;
- (8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;
- (9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;
- (10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;
- (11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;
- (12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;
- (13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;
- (14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;
- (15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;
- (16) Tangible personal property purchased by a rural water district;
- (17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;
- (18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

- (a) Used exclusively for agricultural purposes;
- (b) Used on land owned or leased for the purpose of producing farm products; and
- (c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made

for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and

penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

- a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or
- b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All sales relating to the rental of a room that take place at a wedding venue. For purposes of this subdivision, the term "wedding venue" shall mean the site at which a wedding ceremony or reception that is held within six months of the date of marriage is conducted. An affidavit shall swear or affirm by the spouses entering into the marriage that the rental of the room is for the purposes set forth in this subdivision for a wedding venue and said venue shall maintain this affidavit for a period of three years.

(47) Charges or fees for volleyball leagues; and

(48) Rentals of campgrounds.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (139), **House Amendment No. 10** was adopted.

Representative Fishel offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 365, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"67.1011. 1. The governing body of any city of the third classification with more than four thousand but fewer than four thousand five hundred inhabitants and located in any county of the third classification with a township form of government and with more than sixteen thousand but fewer than eighteen thousand inhabitants may impose a tax as provided in this section.

2. The governing body of any city described under subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall be no more than six percent per occupied room per night. The tax shall not become effective unless the governing body of the city submits to the voters of the city at an election a question to authorize the governing body of the city to impose the tax. The tax shall be in addition to the charge for the sleeping room and shall be in addition to any and all other taxes. The tax shall be stated separately from all other charges and taxes.

3. The question for the tax shall be in substantially the following form:

Shall _____ (city name) impose a tax on the charges for all sleeping rooms
paid by the transient guests of hotels and motels situated in _____ (city name)
at a rate of ____ percent?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting thereon.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

67.1013. 1. The governing body of any city of the fourth classification with more than ten thousand but fewer than eleven thousand four hundred inhabitants and located in any county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants may impose a tax as provided in this section.

2. The governing body of any city described under subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall be no more than six percent per occupied room per night. The tax shall not become effective unless the governing body of the city submits a question to the voters of the city at an election to authorize the governing body of the city to impose the tax and the voters approve the question. The tax shall be in addition to the charge for the sleeping room and shall be in addition to any and all other taxes. The tax shall be stated separately from all other charges and taxes.

3. The question for the tax shall be in substantially the following form:

Shall _____ (city name) impose a tax on the charges for all sleeping rooms
paid by the transient guests of hotels and motels situated in _____ (city name)
at a rate of ____ percent? ☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting thereon.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

- (1) A city with a population of more than seven thousand and less than seven thousand five hundred;
- (2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;
- (3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;
- (4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;
- (5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;
- (8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;
- (9) Any county of the second classification without a township form of government and a population of less than thirty thousand;
- (10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;
- (11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;
- (14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;
- (15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- (16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- (17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;
- (18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;
- (19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;
- (20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt;

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants; ~~or~~

(37) Any city with more than four thousand but fewer than five thousand five hundred inhabitants and located in any county of the fourth classification with more than thirty thousand but fewer than forty-two thousand inhabitants;

(38) Any city of the third classification with more than nine thousand but fewer than ten thousand inhabitants and located in more than one county; or

(39) Any city of the third classification with more than two thousand one hundred but fewer than two thousand four hundred inhabitants and partially located in any county of the third classification with a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, and campgrounds and any docking facility that rents slips to recreational boats that are used by transients for sleeping, which shall be at least two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary, or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 2, Section 92.117, Line 21, by inserting after all of said section and line the following:

"94.834. 1. The governing body of any city of the third classification with more than twelve thousand four hundred but less than twelve thousand five hundred inhabitants, the governing body of any city of the fourth classification with more than two thousand three hundred but less than two thousand four hundred inhabitants and located in any county of the fourth classification with more than thirty-two thousand nine hundred but less than thirty-three thousand inhabitants, ~~and~~ the governing body of any city of the fourth classification with more than one thousand six hundred but less than one thousand seven hundred inhabitants and located in any county of the fourth classification with more than twenty-three thousand seven hundred but less than twenty-three thousand eight hundred inhabitants, **and the governing body of any city of the fourth classification with more than eight thousand but fewer than nine thousand inhabitants and located partially in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants and partially in any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat** may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof, which shall be not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state general or primary election a proposal to authorize the governing body of the city to impose a tax pursuant to this section. The tax authorized in this section shall be in addition to the charge for the sleeping room and all other taxes imposed by law, and the proceeds of such tax shall be used by the city solely for the promotion of tourism. Such tax shall be stated separately from all other charges and taxes.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert rate of percent) percent for the sole purpose of promoting tourism?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted pursuant to this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question.

3. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

94.838. 1. As used in this section, the following terms mean:

(1) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(2) "Food establishment", any café, cafeteria, lunchroom, or restaurant which sells food at retail;

(3) "Municipality", any ~~[village or fourth class city with more than two hundred but less than three hundred inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand five hundred but less than twelve thousand six hundred inhabitants]~~ **city of the fourth class with more than one hundred sixty but fewer than one hundred eighty inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat;**

(4) "Transient guest", a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The governing body of any municipality may impose, by order or ordinance:

(1) A tax, not to exceed six percent per room per night, on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the municipality or a portion thereof; and

(2) A tax, not to exceed ~~[two]~~ **six** percent, on the gross receipts derived from the retail sales of food by every person operating a food establishment in the municipality.

The taxes shall be imposed solely for ~~[the purpose of funding the construction, maintenance, and operation of capital improvements]~~ **general revenue purposes**. The order or ordinance shall not become effective unless the governing body of the municipality submits to the voters of the municipality at a state general or primary election a proposal to authorize the governing body of the municipality to impose taxes under this section. The taxes authorized in this section shall be in addition to the charge for the sleeping room, the retail sales of food at a food establishment, and all other taxes imposed by law, and shall be stated separately from all other charges and taxes.

3. The ballot of submission for the taxes authorized in this section shall be in substantially the following form:

Shall _____ (insert the name of the municipality) impose a tax on the charges for all retail sales of food at a food establishment situated in _____ (name of municipality) at a rate of _____ (insert rate of percent) percent, and for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (name of municipality) at a rate of _____ (insert rate of percent) percent, solely for the purpose of ~~[funding the construction, maintenance, and operation of capital improvements]~~ **increasing general revenue funds?**

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the taxes shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of the adoption of the taxes. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the taxes shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

4. Any tax on the retail sales of food imposed under this section shall be administered, collected, enforced, and operated as required in section 32.087, and any transient guest tax imposed under this section shall be administered, collected, enforced, and operated by the municipality imposing the tax. All revenue generated by the tax shall be deposited in a special trust fund and shall be used solely for the designated purposes. If the tax is repealed, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes. Any funds in the special trust fund which are not needed for current expenditures may be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. Once the initial bonds, if any, have been satisfied, then the governing body of any municipality that has adopted the taxes authorized in this section may submit the question of repeal of the taxes to the voters on any date available for elections for the municipality. The ballot of submission shall be in substantially the following form:

Shall _____ (insert the name of the municipality) repeal the taxes imposed at the rates of _____ (insert rate of percent) and _____ (insert rate of percent) percent for the purpose of ~~[funding the construction, maintenance, and operation of capital improvements]~~ **increasing general revenue funds?**

☐ YES ☐ NO

If a majority of the votes cast on the proposal are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters, and the repeal is approved by a majority of the qualified voters voting on the question.

6. Once the initial bonds, if any, have been satisfied, then, whenever the governing body of any municipality that has adopted the taxes authorized in this section receives a petition, signed by ten percent of the registered voters of the municipality voting in the last gubernatorial election, calling for an election to repeal the taxes imposed under this section, the governing body shall submit to the voters of the municipality a proposal to repeal the taxes. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

94.842. 1. The governing body of any home rule city with more than one hundred fifty-five thousand but fewer than two hundred thousand inhabitants may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall not be more than two and one-half percent per occupied room per night. Such tax shall only become effective if the governing body of the city submits a proposal to the voters of the city at a general election that authorizes the governing body of the city to impose a tax under the provisions of this section and the voters approve such proposal. The tax authorized under this section shall be in addition to the charge for a sleeping room and shall be in addition to any and all taxes imposed by law. The revenue of such tax shall be used solely for capital improvements that can be demonstrated to increase the number of overnight visitors. Such tax shall be stated separately from all other charges and taxes.

2. The proposal shall be submitted in substantially the following form:

Shall the city of _____ levy a tax of ____ percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the city, whose revenue shall be dedicated to capital improvements to increase tourism?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election is held. If a majority of the votes cast on the proposal by the qualified voters voting thereon are opposed to the proposal, the governing body for the city shall have no power to impose the tax authorized by this section unless and until the governing body of the city again submits the proposal to the qualified voters of the city and such proposal is approved by a majority of the qualified voters voting thereon.

3. After the approval of a proposal but before the effective date of a tax authorized under this section, the city shall adopt one of the following provisions for the collection and administration of the tax:

(1) The city may adopt rules and regulations for the internal collection of such tax by the city officers usually responsible for collection and administration of city taxes; or

(2) The city may enter into an agreement with the director of revenue for the purpose of collecting the tax authorized under this section. If a city enters into an agreement with the director of revenue for the collection of the tax authorized in this section, the director shall perform all functions incident to the administration, collection, enforcement, and operation of such tax, and the director of revenue shall collect the additional tax authorized under this section. The tax authorized under this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue may retain up to one percent for cost of collection.

4. The city shall post on the official city website information about the tax including, but not limited to, the rate imposed and the capital improvements for which the revenue has been or will be used.

5. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel, motel, or tourist court for less than thirty-one consecutive days.

94.1014. 1. (1) The governing body of any city of the fourth classification with more than three thousand seven hundred but fewer than four thousand inhabitants and located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof. The tax shall not be more than five percent per occupied room per night.

(2) The tax shall not become effective unless the governing body of the city, on a general election day not earlier than the 2022 general election, submits to the voters of the city a proposal to authorize the city to impose a tax under this section and the voters approve the tax.

(3) The tax shall be in addition to the charge for the sleeping room and all other taxes imposed by law. The tax shall be stated separately from all other charges and taxes.

(4) The proceeds of the tax shall be used by the city for the promotion of tourism; growth of the region; economic development purposes; and public safety purposes including, but not limited to, equipment expenditures, employee salaries and benefits, and facilities for police, firefighters, or emergency medical providers.

2. The ballot language for authorization of the tax shall be in substantially the following form:

Shall _____ (name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (name of the city) at a rate of _____ percent for the promotion of tourism, growth of the region, economic development, and public safety?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by qualified voters approve the proposal, the tax shall become effective on the first day of the second calendar quarter following the election. If a majority of the votes cast on the proposal by qualified voters oppose the proposal, the tax shall not become effective unless and until the proposal is again submitted to the voters of the city and is approved by a majority of the qualified voters voting thereon.

3. The governing body of any city authorized to levy a sales tax pursuant to this section shall include information on the city's website on the tax rate and the purposes for which the tax is levied.

4. As used in this section, "transient guest" means any person who occupies a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (139) assumed the Chair.

Representative Merideth offered **House Amendment No. 1 to House Amendment No. 11.**

House Amendment No. 1

to

House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Bill No. 365, Page 9, Line 13, by inserting after all of said line the following:

"Further amend said bill, Page 10, Section 143.171, Line 43, by inserting after all of said section and line the following:

"149.192. ~~[The general assembly hereby occupies and preempts the entire field of legislation increasing the taxation of cigarettes and tobacco products to the complete exclusion of any order, ordinance or regulation by any political subdivision of this state. Any future orders, ordinances or regulations in this field shall be null and void. No county, city, town, village, municipality, or other political subdivision of this state shall adopt~~

~~any order, ordinance or regulation increasing the tax levied on cigarettes and tobacco products. The tax levied by any county, city, town, village, municipality, or other political subdivision of this state shall not exceed the amount of tax levied on September 30, 1993.]~~ Any political subdivision may adopt an order, ordinance, or regulation increasing the tax levied on cigarettes and tobacco products within the boundaries of such political subdivision; provided that, such political subdivision shall first receive approval from a majority of the qualified voters of such political subdivision who are voting on the proposal for such a tax increase. For purposes of this section, the term "political subdivision" shall include any county, city, town, village, municipality, or other political subdivision of this state."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 1 to House Amendment No. 11** be adopted.

Which motion was defeated.

On motion of Representative Fishel, **House Amendment No. 11** was adopted.

Representative Mayhew offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 365, Page 10, Section 143.171, Line 43, by inserting after all of said section and line the following:

- "620.1039. 1. As used in this section, the ~~term~~ following terms shall mean:
- (1) "Additional qualified research expenses", the difference between qualified research expenses, as certified by the director of economic development, incurred in a tax year subtracted by the average of the taxpayer's qualified research expenses incurred in the three immediately preceding tax years;
 - (2) "Minority business enterprise", a business that is:
 - (a) A sole proprietorship owned and controlled by a minority;
 - (b) A partnership or joint venture owned and controlled by minorities in which at least fifty-one percent of the ownership interest is held by minorities and the management and daily business operations of which are controlled by one or more of the minorities who own it; or
 - (c) A corporation or other entity whose management and daily business operations are controlled by one or more minorities who own it and that is at least fifty-one percent owned by one or more minorities or, if stock is issued, at least fifty-one percent of the stock is owned by one or more minorities;
 - (3) "Missouri qualified research and development equipment", tangible personal property that has not previously been used in this state for any purpose and is acquired by the purchaser for the purpose of research and development activities devoted to experimental or laboratory research and development for new products, new uses of existing products, or improving or testing existing products;
 - (4) "Qualified research expenses", for expenses within this state, the same meaning as prescribed in 26 U.S.C. 41;
 - (5) "Small business", a corporation, partnership, sole proprietorship or other business entity, including its affiliates, that:
 - (a) Is independently owned and operated; and
 - (b) Employs fifty or fewer full-time employees;
 - (6) "Taxpayer" ~~[means]~~, an individual, a partnership, or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or a corporation as described in section 143.441 or 143.471, or section 148.370], and the term "qualified research expenses" has the same meaning as prescribed in 26 U.S.C. 41];
 - (7) "Women's business enterprise", a business that is:
 - (a) A sole proprietorship owned and controlled by a woman;

(b) A partnership or joint venture owned and controlled by women in which at least fifty-one percent of the ownership interest is held by women and the management and daily business operations of which are controlled by one or more of the women who own it; or

(c) A corporation or other entity whose management and daily business operations are controlled by one or more women who own it and that is at least fifty-one percent owned by women or, if stock is issued, at least fifty-one percent of the stock is owned by one or more women.

2. **(1)** For tax years beginning on or after January 1, 2001, and ending before January 1, 2005, the director of the department of economic development may authorize a taxpayer to receive a tax credit against the tax otherwise due pursuant to chapter 143, or chapter 148, other than the taxes withheld pursuant to sections 143.191 to 143.265, in an amount up to six and one-half percent of the excess of the taxpayer's qualified research expenses, as certified by the director of the department of economic development, within this state during the taxable year over the average of the taxpayer's qualified research expenses within this state over the immediately preceding three taxable years; except that, no tax credit shall be allowed on that portion of the taxpayer's qualified research expenses incurred within this state during the taxable year in which the credit is being claimed, to the extent such expenses exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the immediately preceding three taxable years.

(2) For all tax years beginning on or after January 1, 2022, the director of economic development may authorize a taxpayer to receive a tax credit against the tax otherwise due under chapters 143 and 148, other than the taxes withheld under sections 143.191 to 143.265 in an amount equal to the greater of:

(a) Fifteen percent of the taxpayer's additional qualified research expenses; or

(b) If such qualified research expenses relate to research conducted in conjunction with a public or private college or university located in this state, twenty percent of the taxpayer's additional qualified research expenses.

However, in no case shall a tax credit be allowed for any portion of qualified research expenses that exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the three immediately preceding tax years.

3. The director of economic development shall prescribe the manner in which the tax credit may be applied for. The tax credit authorized by this section may be claimed by the taxpayer to offset the tax liability imposed by chapter 143 or chapter 148 that becomes due in the tax year during which such qualified research expenses were incurred. **For tax years ending before January 1, 2005**, where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next five succeeding taxable years or until the full credit has been claimed, whichever first occurs. **For all tax years beginning on or after January 1, 2022, where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next twelve succeeding tax years or until the full credit has been claimed, whichever occurs first.** The application for tax credits authorized by the director pursuant to subsection 2 of this section shall be made no later than the end of the taxpayer's tax period immediately following the tax period for which the credits are being claimed.

4. **(1)** Certificates of tax credit issued pursuant to this section may be transferred, sold or assigned by filing a notarized endorsement thereof with the department which names the transferee and the amount of tax credit transferred. The director of economic development may allow a taxpayer to transfer, sell or assign up to forty percent of the amount of the certificates of tax credit issued to and not claimed by such taxpayer pursuant to this section during any tax year commencing on or after January 1, 1996, and ending not later than December 31, 1999. Such taxpayer shall file, by December 31, 2001, an application with the department which names the transferee, the amount of tax credit desired to be transferred, and a certification that the funds received by the applicant as a result of the transfer, sale or assignment of the tax credit shall be expended within three years at the state university for the sole purpose of conducting research activities agreed upon by the department, the taxpayer and the state university. Failure to expend such funds in the manner prescribed pursuant to this section shall cause the applicant to be subject to the provisions of section 620.017.

(2) Tax credits provided under this program may be transferred, sold, or assigned by filing a notarized endorsement thereof with the department that names the transferee, the amount of tax credit transferred, and the value received for the credit, as well as any other information reasonably requested by the department. For a taxpayer with flow-through tax treatment to its members, partners, or shareholders, the tax credit shall be allowed to members, partners, or shareholders in proportion to their share of ownership on the last day of the taxpayer's tax period.

5. ~~[No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to June 27, 1997, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to June 27, 1997, if such rule complied with the provisions of chapter 536. The provisions of this section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule, are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.]~~ **Purchases of Missouri qualified research and development equipment are hereby specifically exempted from all state and local sales and use tax including, but not limited to, sales and use tax authorized or imposed under section 32.085 and chapter 144.**

6. The department may adopt such rules, statements of policy, procedures, forms, and guidelines as may be necessary to carry out the provisions of sections 620.1039. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. (1) For tax years ending before January 1, 2005, the aggregate of all tax credits authorized pursuant to this section shall not exceed nine million seven hundred thousand dollars in any year.

(2) (a) For all tax years beginning on or after January 1, 2022, the aggregate of all tax credits authorized under this section shall not exceed ten million dollars in any year.

(b) Five million dollars of such ten million dollars shall be reserved for minority business enterprises, women's business enterprises, and small businesses. Any reserved amount not issued or awarded to a minority business enterprise, women's business enterprise, or small business by November first of the tax year may be issued to any taxpayer otherwise eligible for a tax credit under this section.

(c) No single taxpayer shall be issued or awarded more than three hundred thousand dollars in tax credits under this section in any year.

(d) In the event that total eligible claims for credits received in a calendar year exceed the annual cap, each eligible claimant shall be issued credits based upon a pro-rata basis, given that all new businesses, defined as a business less than five years old, are issued full tax credits first.

~~[7. For all tax years beginning on or after January 1, 2005, no tax credits shall be approved, awarded, or issued to any person or entity claiming any tax credit under this section.]~~

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under this section shall automatically sunset December thirty-first, six years after the effective date of this section;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first, twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on December thirty-first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 12** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 082

Andrews	Atchison	Billington	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Cook	Copeland	Davidson
Davis	DeGroot	Derges	Dinkins	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 96

Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Knight
Lewis 6	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Simmons	Smith 155
Stacy	Taylor 139	Taylor 48	Thompson	Toalson Reisch
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright			

NOES: 034

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 70	Burnett
Butz	Clemens	Ellebracht	Fogle	Gunby
Ingle	Lewis 25	Mackey	McCreery	Merideth
Nurrenbern	Phifer	Quade	Rogers	Sauls
Schroer	Smith 45	Smith 67	Stevens 46	Terry
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 046

Aldridge	Bailey	Baker	Basye	Black 137
Bland Manlove	Brown 27	Burton	Coleman 32	Coleman 97
Collins	Cupps	Deaton	Dogan	Doll
Eggleston	Gray	Gregory 51	Grier	Griesheimer
Hicks	Johnson	Kelly 141	Kidd	Lovasco
McDaniel	Mosley	Patterson	Person	Pietzman
Price IV	Proudie	Richey	Rowland	Schnelting
Sharp 36	Shaul	Shields	Smith 163	Stephens 128
Tate	Thomas	Trent	Turnbaugh	Windham
Mr. Speaker				

VACANCIES: 001

On motion of Representative Murphy, **HCS SB 365, as amended**, was adopted.

On motion of Representative Murphy, **HCS SB 365, as amended**, was read the third time and passed by the following vote:

AYES: 086

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Cook
Copeland	Davidson	DeGroot	Derges	Dinkins
Evans	Falkner	Fishel	Francis	Gregory 51
Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Houx
Hovis	Hurlbert	Kalberloh	Kelley 127	Kelly 141

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Knight	Lewis 6	Lovasco	Mayhew	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wiemann
Wright				

NOES: 054

Adams	Aldridge	Anderson	Appelbaum	Aune
Baker	Bangert	Baringer	Barnes	Boggs
Bosley	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davis	Deaton	Ellebracht
Fitzwater	Fogle	Gray	Gunby	Hudson
Ingle	Kidd	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Pollock 123	Price IV	Quade	Rogers	Rowland
Sauls	Smith 45	Smith 67	Stevens 46	Taylor 139
Terry	Turnbaugh	Unsicker	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Young	

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 021

Bland Manlove	Brown 27	Coleman 32	Coleman 97	Cupps
Dogan	Doll	Eggleston	Grier	Hicks
Hill	Johnson	McDaniel	Pietzman	Proudie
Schnelting	Sharp 36	Shields	Smith 163	Windham
Mr. Speaker				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 008

Adams	Baker	Boggs	Davis	Haffner
Perkins	Pollock 123	Rowland		

NOES: 131

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Collins	Cook	Copeland	Davidson
Deaton	DeGroot	Derges	Dinkins	Ellebracht

Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Ruth	Sander	Sassmann	Sauls
Schwadron	Seitz	Sharpe 4	Shaul	Simmons
Smith 155	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young				

PRESENT: 000

ABSENT WITH LEAVE: 023

Bland Manlove	Bosley	Brown 27	Coleman 32	Coleman 97
Cupps	Dogan	Doll	Eggleston	Grier
Hill	Johnson	McDaniel	Pietzman	Proudie
Rone	Schnelting	Schroer	Sharp 36	Shields
Smith 163	Windham	Mr. Speaker		

VACANCIES: 001

HCS SS SCS SB 4, relating to transportation, was taken up by Representative Francis.

On motion of Representative Francis, the title of **HCS SS SCS SB 4** was agreed to.

Representative Griffith offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 4, Page 1, Section A, Line 12, by inserting after said section and line the following:

"21.795. 1. There is established a permanent joint committee of the general assembly to be known as the "Joint Committee on Transportation Oversight" to be composed of seven members of the standing transportation committees of both the senate and the house of representatives and three nonvoting ex officio members. Of the fourteen members to be appointed to the joint committee, the seven senate members of the joint committee shall be appointed by the president pro tem of the senate and minority leader of the senate and the seven house members shall be appointed by the speaker of the house of representatives and the minority floor leader of the house of representatives. The seven senate members shall be composed, as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the senate bears to the total membership of the senate. No major party shall be represented by more than four members from the house of representatives. The ex officio members shall be the state auditor, the director of the oversight division of the

committee on legislative research, and the commissioner of the office of administration or the designee of such auditor, director or commissioner. The joint committee shall be chaired jointly by both chairs of the senate and house transportation committees. A majority of the committee shall constitute a quorum, but the concurrence of a majority of the members, other than the ex officio members, shall be required for the determination of any matter within the committee's duties.

2. The department of transportation shall submit a written report prior to December thirty-first of each year to the governor and the lieutenant governor. The report shall be posted to the department's internet website so that general assembly members may elect to access a copy of the report electronically. The written report shall contain the following:

(1) A comprehensive financial report of all funds for the preceding state fiscal year which shall include a report by independent certified public accountants, selected by the commissioner of the office of administration, attesting that the financial statements present fairly the financial position of the department in conformity with generally accepted government accounting principles;

(2) A copy of the department's most current and annual publication titled "Citizen's Guide to Transportation Funding in Missouri";

(3) A copy of the department's most current and annual publication titled "Financial Snapshot - An appendix to the Citizen's Guide to Transportation Funding in Missouri";

(4) A copy of the department's most current and annual publication titled "MoDOT Results: Accountability. Innovation. Efficiency.".

3. Prior to February fifteenth of each year, the committee shall hold an annual meeting and call before its members, officials or employees of the state highways and transportation commission or department of transportation, as determined by the committee, for the ~~sole~~ purpose of receiving and examining the report required pursuant to subsection 2 of this section. The committee shall not have the power to modify projects or priorities of the state highways and transportation commission or department of transportation. The committee may make recommendations to the state highways and transportation commission or the department of transportation. Disposition of those recommendations shall be reported by the commission or the department to the joint committee on transportation oversight.

4. In addition to the annual meeting required by subsection 3 of this section, the committee shall meet two times each year. The co-chairs of the committee shall establish an agenda for each meeting that may include, but not be limited to, the following items to be discussed with the committee members throughout the year during the scheduled meeting:

(1) Presentation of a prioritized plan for all modes of transportation;

(2) Discussion of department efficiencies and expenditure of cost-savings within the department;

(3) Presentation of a status report on department of transportation revenues and expenditures, including a detailed summary of projects funded by new state revenue as provided in paragraph (a) of subdivision (1) of subsection 2 of this section; and

(4) Implementation of any actions as may be deemed necessary by the committee as authorized by law.

The co-chairs of the committee may call special meetings of the committee with ten days' notice to the members of the committee, the director of the department of transportation, and the department of transportation.

5. **(1) The committee shall ensure towing companies charge fair, equitable, and reasonable rates for services rendered in connection with the towing of commercial motor vehicles, and shall:**

(a) Establish a process the committee shall use to receive, investigate, and adjudicate complaints against a towing company regarding the towing of a commercial motor vehicle, and a process the commercial motor vehicle towing adjudicative board established in subdivision (4) of this subsection shall use to investigate and adjudicate any complaints referred to it by the committee;

(b) Establish factors the committee and the commercial motor vehicle towing adjudication board shall consider in determining whether a charge levied by a towing company in connection with the towing of a commercial motor vehicle is fair, equitable, and reasonable;

(c) Establish a process law enforcement agencies in the state may use to suspend or remove a towing company from their towing rotation with regard to the towing of commercial motor vehicles; and

(d) Establish information required to be included on any invoice associated with the towing of a commercial motor vehicle.

(2) The committee shall, in consultation with the department of transportation and the department of public safety, promulgate rules as necessary for the implementation of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and,

if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

(3) The committee shall meet as necessary to carry out the requirements of this subsection and the requirements of any rules promulgated in accordance with this subsection. The meetings required under this subsection may be held concurrently with the meetings held in accordance with subsections 3 or 4 of this section.

(4) If the committee determines a violation of the rules promulgated in accordance with this subsection may have occurred, the complaint shall be referred to the "Commercial Motor Vehicle Towing Adjudicative Board" for adjudication. The commercial motor vehicle towing adjudicative board shall consist of the chair and vice chair of the committee, the two ranking minority members of the committee, the director of the department of transportation or his or her designee, the director of the department of public safety or his or her designee, and the director of the department of revenue or his or her designee, provided that the committee shall specify by rule a recusal process through which members of the adjudicative board who may have a conflict of interest may be temporarily removed or replaced by another member of the committee. No fewer than five members of the commercial motor vehicle towing adjudicative board shall be present when the board makes a determination in accordance with this subdivision, and determinations shall be made by majority vote of the members present. If the commercial motor vehicle towing adjudicative board determines that a violation of the rules promulgated in accordance with this subsection has occurred, the towing company that committed the violation shall not be contacted by any law enforcement agency for a nonconsensual tow for a period of six months for a first violation, a period of twelve months for a second violation, and permanently for a third violation.

(5) The committee shall keep and maintain a record of any proceedings that occur as a result of this subsection.

(6) The committee may, at the discretion of the committee, make recommendations to the governor or the general assembly regarding statutes governing the nonconsensual towing of commercial motor vehicles.

(7) As used in this subsection, the following terms shall mean:

(a) "Commercial motor vehicle", the same meaning as defined in section 301.010;

(b) "Nonconsensual tow", the towing or recovery of a commercial motor vehicle which was authorized, requested, or dispatched by any law enforcement agency in the state. When an owner or operator of a commercial motor vehicle requests a law enforcement officer or other public agency to initiate a tow, the tow shall be considered a nonconsensual tow;

(c) "Towing company", the same meaning as defined in section 304.153.

6. The committee shall also review all applications for the development of specialty plates submitted to it by the department of revenue. The committee shall approve such application by a majority vote. The committee shall approve any application unless the committee receives:

(1) A signed petition from five house members or two senators that they are opposed to the approval of the proposed license plate and the reason for such opposition;

(2) Notification that the organization seeking authorization to establish a new specialty license plate has not met all the requirements of section 301.3150;

(3) A proposed new specialty license plate containing objectionable language or design;

(4) A proposed license plate not meeting the requirements of any reason promulgated by rule.

The committee shall notify the director of the department of revenue upon approval or denial of an application for the development of a specialty plate.

[6-] 7. The committee shall submit records of its meetings to the secretary of the senate and the chief clerk of the house of representatives in accordance with sections 610.020 and 610.023."; and

Further amend said bill, Pages 51-54, Section 304.153, Lines 1-112, by deleting said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Griffith, **House Amendment No. 1** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 083

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Cook	Copeland	Davis	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGill	Morse
Owen	Pike	Plocher	Pollitt 52	Porter
Railsback	Reedy	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Tate	Taylor 139
Taylor 48	Thompson	Trent	Veit	Walsh 50
West	Wiemann	Wright		

NOES: 039

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gunby	Ingle	Lewis 25	McCreery
Merideth	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 040

Aldridge	Bailey	Bangert	Bland Manlove	Brown 27
Christofanelli	Coleman 97	Cupps	Davidson	Deaton
Dogan	Fishel	Gray	Griesheimer	Hovis
Johnson	Kidd	Mackey	McDaniel	McGaugh
Mosley	Murphy	O'Donnell	Patterson	Perkins
Pietzman	Pollock 123	Pouche	Price IV	Richey
Sassmann	Schnelting	Smith 163	Stephens 128	Thomas
Toalson Reisch	Van Schoiack	Wallingford	Windham	Mr. Speaker

VACANCIES: 001

On motion of Representative Francis, **HCS SS SCS SB 4, as amended**, was adopted.

Representative Francis moved that **HCS SS SCS SB 4, as amended**, be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 055

Andrews	Atchison	Black 137	Black 7	Brown 16
Burger	Coleman 32	Copeland	Davidson	Derges
Evans	Falkner	Fitzwater	Gregory 51	Gregory 96
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Houx	Hovis	Hurlbert
Kalberloh	Knight	Mayhew	McGill	Owen
Perkins	Pike	Pollitt 52	Porter	Railsback
Reedy	Riggs	Riley	Roberts	Roden
Ruth	Sassmann	Sharpe 4	Shields	Smith 155
Stephens 128	Tate	Taylor 48	Thomas	Thompson
Toalson Reisch	Van Schoiack	Veit	Walsh 50	Wright

NOES: 093

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Boggs	Bosley	Bromley
Brown 27	Brown 70	Buchheit-Courtway	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Collins	Cook	Davis	Deaton	DeGroot
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Fishel	Fogle	Francis	Gray	Grier
Griesheimer	Gunby	Hicks	Hill	Hudson
Ingle	Johnson	Kelley 127	Lewis 25	Lewis 6
Lovasco	Mackey	McCreery	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Person
Phifer	Plocher	Pollock 123	Pouche	Price IV
Proudie	Quade	Richey	Rogers	Rone
Rowland	Sander	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Shaul	Simmons	Smith 45
Smith 67	Stacy	Stevens 46	Taylor 139	Terry
Trent	Turnbaugh	Unsicker	Walsh Moore 93	Weber
West	Wiemann	Young		

PRESENT: 000

ABSENT WITH LEAVE: 014

Bland Manlove	Coleman 97	Cupps	Kelly 141	Kidd
McDaniel	McGaugh	Patterson	Pietzman	Schnelting
Smith 163	Wallingford	Windham	Mr. Speaker	

VACANCIES: 001

SS SCS SB 57, relating to funding to certain organizations to deter criminal behavior, was taken up by Representative Hicks.

On motion of Representative Hicks, the title of **SS SCS SB 57** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 57, Page 3, Section 590.1922, Line 66, by inserting after said section and line the following:

"590.502. 1. For purposes of this section, the following shall mean:

(1) "Administering authority", any individual or body authorized by a law enforcement agency to hear and make final decisions regarding appeals of disciplinary actions issued by such agency;

(2) "Color of law", any act by a law enforcement officer, whether on duty or off duty, that is performed in furtherance of his or her sworn duty to enforce laws and to protect and serve the public;

(3) "Economic loss", any economic loss including, but not limited to, loss of overtime accrual, overtime income, sick time accrual, sick time, secondary employment income, holiday pay, and vacation pay;

(4) "Good cause", sufficient evidence or facts that would support a party's request for extensions of time or any other requests seeking accommodations outside the scope of the rules set out herein;

(5) "Law enforcement officer", any commissioned peace officer with the power to arrest for a violation of the criminal code who is employed by any unit of the state or any county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision or is employed by the board of police commissioners as defined in chapter 84. "Law enforcement officer" shall not include any officer who is the highest ranking officer in the law enforcement agency.

2. Whenever a law enforcement officer is under administrative investigation or is subjected to administrative questioning that the officer reasonably believes could lead to disciplinary action, demotion, dismissal, transfer, or placement on a status that could lead to economic loss, the investigation or questioning shall be conducted under the following conditions:

(1) The law enforcement officer who is the subject of the investigation shall be informed, in writing, of the existence and nature of the alleged violation and the individuals who will be conducting the investigation. Notice shall be provided to the officer along with a copy of the complaint at least twenty-four hours prior to any interrogation or interview of the officer;

(2) Any person, including members of the same agency or department as the officer under investigation, filing a complaint against a law enforcement officer shall have the complaint supported by a written statement outlining the complaint that includes the personal identifying information of the person filing the complaint. All personal identifying information shall be held confidential by the investigating agency;

(3) When a law enforcement officer is questioned or interviewed regarding matters pertaining to his or her law enforcement duties or actions taken within the scope of his or her employment, such questioning shall be conducted for a reasonable length of time and only while the officer is on duty unless reasonable circumstances exist that necessitate questioning the officer while he or she is off duty;

(4) Any interviews or questioning shall be conducted at a secure location at the agency that is conducting the investigation or at the place where the officer reports to work, unless the officer consents to another location;

(5) Law enforcement officers shall be questioned by up to two investigators and shall be informed of the name, rank, and command of the investigator or investigators conducting the investigation; except that, separate investigators shall be assigned to investigate alleged department policy violations and alleged criminal violations;

(6) Interview sessions shall be for a reasonable period of time. There shall be times provided for the officer to allow for such personal necessities and rest periods as are reasonably necessary;

(7) Prior to an interview session, the investigator or investigators conducting the investigation shall advise the law enforcement officer of the rule set out in *Garrity v. New Jersey*, 385 U.S. 493 (1967), specifically that the law enforcement officer is being ordered to answer questions under threat of disciplinary action and that the officer's answers to the questions will not be used against the officer in criminal proceedings;

(8) Law enforcement officers shall not be threatened, harassed, or promised rewards to induce them into answering any question; except that, law enforcement officers may be compelled by their employer to give protected *Garrity* statements to an investigator under the direct control of the employer, but such compelled statements shall not be used or derivatively used against the officer in any aspect of a criminal case brought against the officer;

(9) Law enforcement officers under investigation are entitled to have an attorney or any duly authorized representative present during any questioning that the law enforcement officer reasonably believes may result in disciplinary action. The attorney or representative shall be permitted to confer with

the officer but shall not unduly disrupt or interfere with the interview. The questioning shall be suspended for a period of up to twenty-four hours if the officer requests representation;

(10) Prior to the law enforcement officer being interviewed, the officer and his or her attorney or representative shall have the opportunity to review the complaint;

(11) The law enforcement agency conducting the investigation shall have ninety days from receipt of a citizen complaint to complete such investigation. The agency shall determine the disposition of the complaint and render a disciplinary decision, if any, within ninety days. The agency may, for good cause, petition the administering authority overseeing the administration of discipline for an extension of time to complete the investigation. If the administering authority finds the agency has shown good cause for the granting of an extension of time to complete the investigation, the administering authority shall grant an extension of up to sixty days. The agency is limited to two extensions per investigation; except that, if there is an ongoing criminal investigation there shall be no limitation on the amount of sixty-day extensions. For good cause shown, the internal investigation may be tolled until the conclusion of a concurrent criminal investigation arising out of the same alleged conduct. Absent consent from the officer being investigated, the administering authority overseeing the administration of discipline shall set the matter for hearing and shall provide notice of the hearing to the law enforcement officer under investigation. The officer shall have the right to attend the hearing and to present evidence and arguments against extension;

(12) Within five days of the conclusion of the administrative investigation, the investigator shall inform the officer, in writing, of the investigative findings and any recommendation for further action, including discipline;

(13) A complete record of the administrative investigation shall be kept by the law enforcement agency conducting such investigation. Upon completion of the investigation, a copy of the entire record, including, but not limited to, audio, video, and transcribed statements, shall be provided to the officer or the officer's representative within five business days of the officer's written request. The agency may request a protective order to redact all personal identifying witness information; and

(14) All records compiled as a result of any investigation subject to the provisions of this section shall be held confidential and shall not be subject to disclosure under chapter 610, except by lawful subpoena or court order, by release approved by the officer, or as provided in section 590.070.

3. Law enforcement officers who are suspended without pay, demoted, terminated, transferred, or placed on a status resulting in economic loss shall be entitled to a full due process hearing. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided for this section. The components of the hearing shall include, at a minimum:

- (1) The right to be represented by an attorney or other individual of their choice during the hearing;
- (2) Seven days' notice of the hearing date and time;
- (3) An opportunity to access and review documents, at least seven days in advance of the hearing, that are in the employer's possession and that were used as a basis for the disciplinary action;

(4) The right to refuse to testify at the hearing if the officer is concurrently facing criminal charges in connection with the same incident. A law enforcement officer's decision not to testify shall not result in additional internal charges or discipline;

(5) A complete record of the hearing shall be kept by the agency for purposes of appeal. The record shall be provided to the officer or his or her attorney upon written request;

(6) The entire record of the hearing shall remain confidential and shall not be subject to disclosure under chapter 610, except by lawful subpoena or court order.

4. Any decision, order, or action taken following the hearing shall be in writing and shall be accompanied by findings of fact. The findings shall consist of a concise statement upon each issue in the case. A copy of the decision or order accompanying findings and conclusions along with the written action and right of appeal, if any, shall be delivered or mailed promptly to the law enforcement officer or to the officer's attorney or representative of record.

5. Law enforcement officers shall have the opportunity to provide a written response to any adverse materials placed in their personnel file, and such written response shall be permanently attached to the adverse material.

6. Law enforcement officers shall have the right to compensation for any economic loss incurred during an investigation if the officer is found to have committed no misconduct.

7. Employers shall defend and indemnify law enforcement officers from and against civil claims made against them in their official and individual capacities if the alleged conduct arose in the course and scope of their obligations and duties as law enforcement officers. This includes any actions taken off duty if such actions were taken under color of law. In the event the law enforcement officer is convicted of, or pleads guilty to, criminal charges arising out of the same conduct, the employer shall no longer be obligated to defend and indemnify the officer in connection with related civil claims.

8. Law enforcement officers shall not be disciplined, demoted, dismissed, transferred, or placed on a status resulting in economic loss as a result of the assertion of their constitutional rights in any judicial proceeding, unless the officer admits to wrong-doing, in which case the provisions of this section shall not apply.

9. Any aggrieved law enforcement officer or authorized representative may seek judicial enforcement of the requirements of this section. Suits to enforce this section shall be brought in the circuit court for the county in which the law enforcement agency or governmental body has its principal place of business.

10. Upon a finding by a preponderance of the evidence that a law enforcement agency, governmental body, or member of same has violated any provision of this section, a court shall void any action taken in violation of this section. The court may also award the law enforcement officer the costs of bringing the suit including, but not limited to, attorneys' fees. A lawsuit for enforcement shall be brought within one year from which the violation is ascertainable.

11. Nothing in this section apply to any investigation or other action action by the director regarding a license issued by the director under this chapter.

12. A law enforcement agency that has substantially similar or greater procedures shall be deemed in compliance with this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

On motion of Representative Hicks, **SS SCS SB 57, as amended**, was read the third time and passed by the following vote:

AYES: 117

Adams	Andrews	Atchison	Aune	Baker
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Butz	Chipman	Christofanelli
Coleman 32	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Shields	Smith 155	Smith 163	Stacy	Stephens 128

Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 000

PRESENT: 028

Aldridge	Anderson	Appelbaum	Bangert	Brown 70
Burnett	Burton	Clemens	Collins	Doll
Fogle	Gray	Johnson	Lewis 25	Merideth
Mosley	Nurrenbern	Phifer	Price IV	Proudie
Quade	Smith 45	Smith 67	Stevens 46	Terry
Walsh Moore 93	Weber	Young		

ABSENT WITH LEAVE: 017

Bailey	Bland Manlove	Bosley	Brown 27	Coleman 97
Cupps	Henderson	McDaniel	Patterson	Person
Pietzman	Ruth	Schnelting	Sharpe 4	Shaul
Simmons	Windham			

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 734, as amended**.

Senators: Cierpiot, Burlison, Bean, Beck, Schupp

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS#2 SCS HCS HB 271, as amended**, and has taken up and passed **CCS SS#2 SCS HCS HB 271**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 226, as amended**, and has taken up and passed **CCS HCS SB 226**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SBs 53 & 60, as amended**, and has taken up and passed **CCS HCS SS SCS SBs 53 & 60**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 86, as amended**.

Senators: Hegeman, Koenig, Rowden, Arthur, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 9, as amended**.

Senators: Riddle, White, Onder, Beck, Washington

On motion of Representative Plocher, the House recessed until 3:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Taylor (139).

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 024

Atchison	Bailey	Basye	Brown 27	Burton
Busick	Collins	Cook	Davis	Dogan
Haffner	Hardwick	Kelley 127	Kelly 141	Lewis 6
Lovasco	McGill	Morse	Pollock 123	Richey
Riggs	Shields	Veit	Walsh 50	

NOES: 004

Adams	Mackey	McDaniel	Rowland
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PRESENT: 104

Anderson	Andrews	Appelbaum	Aune	Baker
Baringer	Barnes	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Burnett	Butz	Chipman	Christofanelli	Copeland
Davidson	Deaton	DeGroot	Dinkins	Doll
Eggleston	Evans	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Knight	Lewis 25
Mayhew	McCreery	McGaugh	Merideth	Murphy
Nurrenbern	O'Donnell	Owen	Perkins	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Railsback	Reedy	Riley	Roberts
Rogers	Rone	Ruth	Sander	Sassmann

Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Smith 163	Smith 45	Stacy	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

ABSENT WITH LEAVE: 030

Aldridge	Bangert	Bland Manlove	Bosley	Brown 70
Clemens	Coleman 32	Coleman 97	Cupps	Derges
Ellebracht	Falkner	Gray	Ingle	Johnson
Kidd	Mosley	Patterson	Person	Pietzman
Price IV	Quade	Roden	Sauls	Schnelting
Simmons	Smith 155	Smith 67	Stephens 128	Toalson Reisch

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HBs 557 & 560**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fitzwater, Griesheimer, Richey and Terry

Noes (1): Walsh (50)

Absent (2): Eggleston and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 604, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (2): Eggleston and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 46**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

BILLS IN CONFERENCE

CCR SS#2 SCS HB 273, as amended, relating to professional registration, was taken up by Representative Hannegan.

On motion of Representative Hannegan, **CCR SS#2 SCS HB 273, as amended**, was adopted by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 002

Pollock 123 Walsh 50

PRESENT: 000

ABSENT WITH LEAVE: 011

Boggs	Coleman 97	Cupps	Gregory 96	Hicks
Kidd	Pietzman	Sauls	Schnelting	Simmons
Toalson Reisch				

VACANCIES: 001

On motion of Representative Hannegan, **CCS SS#2 SCS HB 273** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 003

Kidd	Pollock 123	Walsh 50
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PRESENT: 000

ABSENT WITH LEAVE: 006

Coleman 97	Cupps	Pietzman	Schnelting	Simmons
Tate				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 2, with House Amendment No. 1, pending, relating to the issuance of refunds for sales and use tax assessments, was placed on the Informal Calendar.

SCR 7, relating to the North Central Missouri Regional Water Commission, was taken up by Representative Black (7).

On motion of Representative Black (7), the title of **SCR 7** was agreed to.

On motion of Representative Black (7), **SCR 7** was truly agreed to and finally passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Bailey	Bangert	Bland Manlove	Coleman 97	Dogan
McDaniel	Murphy	Patterson	Pietzman	Price IV
Rone	Schnelting	Sharp 36	Simmons	Stevens 46
Tate				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SBs 153 & 97, relating to taxation, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HCS SS SCS SBs 153 & 97** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 153 & 97, Page 3, Section 32.310, Line 49, by inserting after all of said section and line the following:

"67.1401. 1. Sections 67.1401 to 67.1571 shall be known and may be cited as the "Community Improvement District Act".

2. For the purposes of sections 67.1401 to 67.1571, the following words and terms mean:

(1) "Approval" or "approve", for purposes of elections pursuant to sections 67.1401 to 67.1571, a simple majority of those qualified voters voting in the election;

(2) "Assessed value", the assessed value of real property as reflected on the tax records of the county clerk of the county in which the property is located, or the collector of revenue if the property is located in a city not within a county, as of the last completed assessment;

(3) "Blighted area", ~~[an area which:~~

~~— (a) By reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals or welfare in its present condition and use; or~~

~~— (b) Has been declared blighted or found to be a blighted area pursuant to Missouri law including, but not limited to, chapter 353, sections 99.800 to 99.865, or sections 99.300 to 99.715]~~ **the same meaning as defined pursuant to section 99.805;**

(4) "Board", if the district is a political subdivision, the board of directors of the district, or if the district is a not-for-profit corporation, the board of directors of such corporation;

(5) "Director of revenue", the director of the department of revenue of the state of Missouri;

(6) "District", a community improvement district, established pursuant to sections 67.1401 to 67.1571;

(7) "Election authority", the election authority having jurisdiction over the area in which the boundaries of the district are located pursuant to chapter 115;

(8) "Municipal clerk", the clerk of the municipality;

(9) "Municipality", any city, village, incorporated town, or county of this state, or in any unincorporated area that is located in any county with a charter form of government and with more than one million inhabitants;

(10) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a district to carry out any of its powers, duties or purposes or to refund outstanding obligations;

(11) "Owner", for real property, the individual or individuals or entity or entities who own a fee interest in real property that is located within the district or their legally authorized representative; for business organizations and other entities, the owner shall be deemed to be the individual which is legally authorized to represent the entity in regard to the district;

(12) "Per capita", one head count applied to each individual, entity or group of individuals or entities having fee ownership of real property within the district whether such individual, entity or group owns one or more parcels of real property in the district as joint tenants, tenants in common, tenants by the entirety, tenants in partnership, except that with respect to a condominium created under sections 448.1-101 to 448.4-120, "per capita" means one head count applied to the applicable unit owners' association and not to each unit owner;

(13) "Petition", a petition to establish a district as it may be amended in accordance with the requirements of section 67.1421;

(14) "Qualified voters",

(a) For purposes of elections for approval of real property taxes:

a. Registered voters; or

b. If no registered voters reside in the district, the owners of one or more parcels of real property which is to be subject to such real property taxes and is located within the district per the tax records for real property of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the thirtieth day prior to the date of the applicable election;

(b) For purposes of elections for approval of business license taxes or sales taxes:

a. Registered voters; or

b. If no registered voters reside in the district, the owners of one or more parcels of real property located within the district per the tax records for real property of the county clerk as of the thirtieth day before the date of the applicable election; and

(c) For purposes of the election of directors of the board, registered voters and owners of real property which is not exempt from assessment or levy of taxes by the district and which is located within the district per the tax records for real property of the county clerk, or the collector of revenue if the district is located in a city not within a county, of the thirtieth day prior to the date of the applicable election; and

(15) "Registered voters", persons who reside within the district and who are qualified and registered to vote pursuant to chapter 115, pursuant to the records of the election authority as of the thirtieth day prior to the date of the applicable election.

67.1421. 1. Upon receipt of a proper petition filed with its municipal clerk, the governing body of the municipality in which the proposed district is located shall hold a public hearing in accordance with section 67.1431 and may adopt an ordinance to establish the proposed district.

2. A petition is proper if, based on the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the time of filing the petition with the municipal clerk, it meets the following requirements:

(1) It has been signed by property owners collectively owning more than fifty percent by assessed value of the real property within the boundaries of the proposed district;

(2) It has been signed by more than fifty percent per capita of all owners of real property within the boundaries of the proposed district; and

(3) It contains the following information:

(a) The legal description of the proposed district, including a map illustrating the district boundaries;

(b) The name of the proposed district;

(c) A notice that the signatures of the signers may not be withdrawn later than seven days after the petition is filed with the municipal clerk;

(d) A five-year plan stating a description of the purposes of the proposed district, the services it will provide, ~~the improvements~~ **each improvement** it will make ~~and~~ **from the list of allowable improvements under section 67.1461**, an estimate of ~~the~~ costs of these services and improvements to be incurred, **the anticipated sources of funds to pay the costs, and the anticipated term of the sources of funds to pay the costs;**

(e) A statement as to whether the district will be a political subdivision or a not-for-profit corporation and if it is to be a not-for-profit corporation, the name of the not-for-profit corporation;

(f) If the district is to be a political subdivision, a statement as to whether the district will be governed by a board elected by the district or whether the board will be appointed by the municipality, and, if the board is to be elected by the district, the names and terms of the initial board may be stated;

(g) If the district is to be a political subdivision, the number of directors to serve on the board;

(h) The total assessed value of all real property within the proposed district;

(i) A statement as to whether the petitioners are seeking a determination that the proposed district, or any legally described portion thereof, is a blighted area;

(j) The proposed length of time for the existence of the district, **which in the case of districts established after August 28, 2021, shall not exceed twenty-seven years from the adoption of the ordinance establishing the district unless the municipality extends the length of time under section 67.1481;**

(k) The maximum rates of real property taxes, and, business license taxes in the county seat of a county of the first classification without a charter form of government containing a population of at least two hundred thousand, that may be submitted to the qualified voters for approval;

(l) The maximum rates of special assessments and respective methods of assessment that may be proposed by petition;

(m) The limitations, if any, on the borrowing capacity of the district;

(n) The limitations, if any, on the revenue generation of the district;

(o) Other limitations, if any, on the powers of the district;

(p) A request that the district be established; and

(q) Any other items the petitioners deem appropriate;

(4) The signature block for each real property owner signing the petition shall be in substantially the following form and contain the following information:

Name of owner: _____

Owner's telephone number and mailing address: _____

If signer is different from owner:

Name of signer: _____

State basis of legal authority to sign: _____

Signer's telephone number and mailing address: _____

If the owner is an individual, state if owner is single or married: _____

If owner is not an individual, state what type of entity: _____

Map and parcel number and assessed value of each tract of real property within the proposed district owned: _____

By executing this petition, the undersigned represents and warrants that he or she is authorized to execute this petition on behalf of the property owner named immediately above

Signature of person

Date

signing for owner

STATE OF MISSOURI)

)

ss.

COUNTY OF _____)

Before me personally appeared _____, to me personally known to be the individual described in and who executed the foregoing instrument.

WITNESS my hand and official seal this _____ day of _____ (month), _____ (year).

Notary Public

My Commission Expires: _____ ; and

(5) Alternatively, the governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may file a petition to initiate the process to establish a district in the portion of the city located in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants containing the information required in subdivision (3) of this subsection; provided that the only funding methods for the services and improvements will be a real property tax.

3. Upon receipt of a petition the municipal clerk shall, within a reasonable time not to exceed ninety days after receipt of the petition, review and determine whether the petition substantially complies with the requirements of subsection 2 of this section. In the event the municipal clerk receives a petition which does not meet the requirements of subsection 2 of this section, the municipal clerk shall, within a reasonable time, return the petition to the submitting party by hand delivery, first class mail, postage prepaid or other efficient means of return and shall specify which requirements have not been met.

4. After the close of the public hearing required pursuant to subsection 1 of this section, the governing body of the municipality may adopt an ordinance approving the petition and establishing a district as set forth in the petition and may determine, if requested in the petition, whether the district, or any legally described portion thereof, constitutes a blighted area. If the petition was filed by the governing body of a municipality pursuant to subdivision (5) of subsection 2 of this section, after the close of the public hearing required pursuant to subsection 1 of this section, the petition may be approved by the governing body and an election shall be called pursuant to section 67.1422.

5. Amendments to a petition may be made which do not change the proposed boundaries of the proposed district if an amended petition meeting the requirements of subsection 2 of this section is filed with the municipal clerk at the following times and the following requirements have been met:

(1) At any time prior to the close of the public hearing required pursuant to subsection 1 of this section; provided that, notice of the contents of the amended petition is given at the public hearing;

(2) At any time after the public hearing and prior to the adoption of an ordinance establishing the proposed district; provided that, notice of the amendments to the petition is given by publishing the notice in a newspaper of general circulation within the municipality and by sending the notice via registered certified United States mail with a return receipt attached to the address of record of each owner of record of real property within the boundaries of the proposed district per the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county. Such notice shall be published and mailed not less than ten days prior to the adoption of the ordinance establishing the district;

(3) At any time after the adoption of any ordinance establishing the district a public hearing on the amended petition is held and notice of the public hearing is given in the manner provided in section 67.1431 and the governing body of the municipality in which the district is located adopts an ordinance approving the amended petition after the public hearing is held.

6. Upon the creation of a district, the municipal clerk shall report in writing the creation of such district to the Missouri department of economic development **and the state auditor.**

67.1451. 1. If a district is a political subdivision, the election and qualifications of members to the district's board of directors shall be in accordance with this section. If a district is a not-for-profit corporation, the election and qualification of members to its board of directors shall be in accordance with chapter 355.

2. (1) The district shall be governed by a board consisting of at least five but not more than thirty directors.

(2) **Except as otherwise provided in this subsection,** each director shall, during his or her entire term[~~be~~]:

~~[(1)]~~ (a) Be at least eighteen years of age; ~~and~~

——— ~~[(2)]~~ (b) Be either:

~~[(a)]~~ a. An owner, as defined in section 67.1401, of real property or of a business operating within the district; or

~~[(b)]~~ b. A registered voter residing within the district; and

~~[(3)]~~ (c) Satisfy any other qualifications set forth in the petition establishing the district.

(3) **In the case of districts established after August 28,2021, if there are no registered voters in the district on the date the petition is filed, at least one director shall, during his or her entire term, be a person who:**

(a) Resides within the municipality that established the district;

(b) Is qualified and registered to vote under chapter 115 according to the records of the election authority as of the thirtieth day prior to the date of the applicable election;

(c) Has no financial interest in any real property or business operating within the district; and

(d) **Is not a relative within the second degree of consanguinity or affinity to an owner of real property or a business operating in the district.**

(4) If there are fewer than five owners of real property located within a district, the board may be comprised of up to five legally authorized representatives of any of the owners of real property located within the district.

3. If the district is a political subdivision, the board shall be elected or appointed, as provided in the petition. **However, in the case of districts established after August 28,2021, if the board is to be elected, the petition shall require at least one member of the board be appointed by the governing body of the municipality in the same manner as provided in this section for board appointments. The appointed board member shall serve a four-year term.**

4. If the board is to be elected, the procedure for election shall be as follows:

(1) The municipal clerk shall specify a date on which the election shall occur which date shall be a Tuesday and shall not be earlier than the tenth Tuesday, and shall not be later than the fifteenth Tuesday, after the effective date of the ordinance adopted to establish the district;

(2) The election shall be conducted in the same manner as provided for in section 67.1551, provided that the published notice of the election shall contain the information required by section 67.1551 for published notices, except that it shall state that the purpose of the election is for the election of directors, in lieu of the information related to taxes;

(3) Candidates shall pay the sum of five dollars as a filing fee and shall file not later than the second Tuesday after the effective date of the ordinance establishing the district with the municipal clerk a statement under oath that he or she possesses all of the qualifications set out in this section for a director. Thereafter, such candidate shall have his or her name placed on the ballot as a candidate for director;

(4) The director or directors to be elected shall be elected at large. The person receiving the most votes shall be elected to the position having the longest term; the person receiving the second highest votes shall be elected to the position having the next longest term and so forth. For any district formed prior to August 28, 2003, of the initial directors, one-half shall serve for a two-year term, one-half shall serve for a four-year term and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected. For any district formed on or after August 28, 2003, for the initial directors, one-half shall serve for a two-year term, and one-half shall serve for the term specified by the district pursuant to subdivision (5) of this subsection, and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected;

(5) Successor directors shall be elected in the same manner as the initial directors. The date of the election of successor directors shall be specified by the municipal clerk which date shall be a Tuesday and shall not be later than the date of the expiration of the stated term of the expiring director. Each successor director shall serve a term for the length specified prior to the election by the district, which term shall be at least three years and not more than four years, and shall continue until such director's successor is elected.

In the event of a vacancy on the board of directors, the remaining directors shall elect an interim director to fill the vacancy for the unexpired term.

5. If the petition provides that the board is to be appointed by the municipality, such appointments shall be made by the chief elected officer of the municipality with the consent of the governing body of the municipality. For any district formed prior to August 28, 2003, of the initial appointed directors, one-half of the directors shall be appointed to serve for a two-year term and the remaining one-half shall be appointed to serve for a four-year term until such director's successor is appointed; provided that, if there is an odd number of directors, the last person appointed shall serve a two-year term. For any district formed on or after August 28, 2003, of the initial appointed directors, one-half shall be appointed to serve for a two-year term, and one-half shall be appointed to serve for the term specified by the district for successor directors pursuant to this subsection, and if an odd number of directors are appointed, the last person appointed shall serve for a two-year term; provided that each director shall serve until such director's successor is appointed. Successor directors shall be appointed in the same manner as the initial directors and shall serve for a term of years specified by the district prior to the appointment, which term shall be at least three years and not more than four years.

6. If the petition states the names of the initial directors, those directors shall serve for the terms specified in the petition and successor directors shall be determined either by the above-listed election process or appointment process as provided in the petition.

7. Any director may be removed for cause by a two-thirds affirmative vote of the directors of the board. Written notice of the proposed removal shall be given to all directors prior to action thereon.

8. The board is authorized to act on behalf of the district, subject to approval of qualified voters as required in this section; except that, all official acts of the board shall be by written resolution approved by the board.

67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

(1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;

(2) To sue and be sued;

(3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;

(4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;

(5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;

(6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;

(7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;

(8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivision (5) of section 137.100. Those exempt pursuant to subdivision (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100. Those exempt pursuant to subdivisions (2) and (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(10) If the district is a political subdivision, to levy sales taxes pursuant to sections 67.1401 to 67.1571;

(11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

(a) The district's real property, except for public rights-of-way for utilities;

(b) The district's personal property, except in a city not within a county; or

(c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;

(12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;

(13) To loan money as provided in sections 67.1401 to 67.1571;

(14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;

(15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;

(16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:

(a) Pedestrian or shopping malls and plazas;

(b) Parks, lawns, trees, and any other landscape;

(c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;

(d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;

(e) Parking lots, garages, or other facilities;

(f) Lakes, dams, and waterways;

(g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies, walls, and barriers;

(h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;

(i) Paintings, murals, display cases, sculptures, and fountains;

(j) Music, news, and child-care facilities; and

(k) Any other useful, necessary, or desired **public improvement specified in the petition or any amendment;**

(17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;

(18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;

(19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;

(20) Within its boundaries, to lease space for sidewalk café tables and chairs;

(21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;

(22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;

(23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;

(24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;

(25) To provide or support training programs for employees of businesses within the district;

(26) To provide refuse collection and disposal services within the district;

(27) To contract for or conduct economic, planning, marketing or other studies;

(28) To repair, restore, or maintain any abandoned cemetery on public or private land within the district;
and

(29) To partner with a telecommunications company or broadband service provider in order to construct or improve telecommunications facilities which shall be wholly owned and operated by the telecommunications company or broadband service provider, as the terms "telecommunications company" and "telecommunications facilities" are defined in section 386.020 and subject to the provisions of section 392.410, that are in an unserved or underserved area, as defined in section 620.2450. Before any facilities are improved or constructed as a result of this section, the area shall be certified as unserved or underserved by the director of broadband development within the department of economic development;

(30) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

(1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and

(2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included.

6. All construction contracts entered into after August 28, 2021, in excess of five thousand dollars between the district and any private person, firm, or corporation shall be competitively bid and shall be awarded to the lowest and best bidder. Notice of the letting of the contracts shall be given in the manner provided by section 8.250.

67.1471. 1. The fiscal year for the district shall be the same as the fiscal year of the municipality.

2. No earlier than one hundred eighty days and no later than ninety days prior to the first day of each fiscal year, the board shall submit to the governing body of the city a proposed annual budget, setting forth expected expenditures, revenues, and rates of assessments and taxes, if any, for such fiscal year. The governing body may review and comment to the board on this proposed budget, but if such comments are given, the governing body of the municipality shall provide such written comments to the board no later than sixty days prior to the first day of the relevant fiscal year; such comments shall not constitute requirements but shall only be recommendations.

3. The board shall hold an annual meeting and adopt an annual budget no later than thirty days prior to the first day of each fiscal year.

4. Within one hundred twenty days after the end of each fiscal year, the district shall submit a report to the municipal clerk and the Missouri department of economic development ~~[stating]~~. **The report shall state the services provided, revenues collected, and expenditures made by the district during such fiscal year[-]; state the dates the district adopted its annual budget, submitted its proposed annual budget to the municipality, and submitted its annual report to the municipal clerk; and include copies of written resolutions approved by the board during the fiscal year.** The municipal clerk shall retain this report as part of the official records of the municipality and shall also cause this report to be spread upon the records of the governing body.

5. The state auditor may audit a district in the same manner as the auditor may audit any agency of the state.

67.1481. 1. Each ordinance establishing a district shall set forth the term for the existence of such district which term may be defined as a minimum, maximum, or definite number of years, **but in the case of districts established after August 28, 2021, the term shall not exceed twenty-seven years except as provided under subsection 6 of this section.**

2. Upon receipt by the municipal clerk of a proper petition and after notice and a public hearing, any district may be terminated by ordinance adopted by the governing body of the municipality prior to the expiration of its term if the district has no outstanding obligations. A copy of such ordinance shall be given to the department of economic development.

3. A petition for the termination of a district is proper if:

- (1) It names the district to be terminated;
- (2) It has been signed by owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district;
- (3) It has been signed by more than fifty percent per capita of owners of real property within the boundaries of the district;

(4) It contains a plan for dissolution and distribution of the assets of the district; and

(5) The signature block signed by each petitioner is in the form set forth in subdivision (4) of subsection 2 of section 67.1421.

4. The public hearing required by this section shall be held and notice of such public hearing shall be given in the manner set forth in section 67.1431. The notice shall contain the following information:

- (1) The date, time and place of the public hearing;
- (2) A statement that a petition requesting the termination of the district has been filed with the municipal clerk;
- (3) A statement that a copy of the petition is available at the office of the municipal clerk during regular business hours; and
- (4) A statement that all interested parties will be given an opportunity to be heard.

5. Upon expiration or termination of a district, the assets of such district shall ~~either be [distributed]~~ **or transferred** in accordance with the plan for dissolution as approved by ordinance. Every effort should be made by the municipality for the assets of the district to be distributed in such a manner so as to benefit the real property which was formerly a part of the district.

6. Prior to the expiration of the term of a district, a municipality may adopt an ordinance to extend the term of the existence of a district after holding a public hearing on the proposed extension. The extended term may be defined as a minimum, maximum, or definite number of years, but the extended term shall not exceed twenty-seven years. Notice of the hearing shall be given in the same manner as required under section 67.1431, except the notice shall include the time, date, and place of the public hearing; the name of the district; a map showing the boundaries of the existing district; and a statement that all interested persons shall be given an opportunity to be heard at the public hearing.

67.1545. 1. Any district formed as a political subdivision may impose by resolution a district sales and use tax on all retail sales made in such district which are subject to taxation pursuant to sections 144.010 to 144.525, except sales of motor vehicles, trailers, boats or outboard motors and sales to or by public utilities and providers of communications, cable, or video services. Any sales and use tax imposed pursuant to this section may be imposed in increments of one-eighth of one percent, up to a maximum of one percent. Such district sales and use tax may be imposed for any district purpose designated by the district in its ballot of submission to its qualified voters; except that, no resolution adopted pursuant to this section shall become effective unless the board of directors of the district submits to the qualified voters of the district, by mail-in ballot, a proposal to authorize a sales and use tax pursuant to this section. If a majority of the votes cast by the qualified voters on the proposed sales tax are in favor of the sales tax, then the resolution is adopted. If a majority of the votes cast by the qualified voters are opposed to the sales tax, then the resolution is void.

2. The ballot shall be substantially in the following form:

Shall the _____ (insert name of district) Community Improvement District impose a community improvement districtwide sales and use tax at the maximum rate of _____ (insert amount) for a period of _____ (insert number) years from the date on which such tax is first imposed for the purpose of providing revenue for _____ (insert general description of the purpose)?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. Within ten days after the qualified voters have approved the imposition of the sales and use tax, the district shall, in accordance with section 32.087, notify the director of the department of revenue. The sales and use tax authorized by this section shall become effective on the first day of the second calendar quarter after the director of the department of revenue receives notice of the adoption of such tax.

4. The director of the department of revenue shall collect any tax adopted pursuant to this section pursuant to section 32.087.

5. In each district in which a sales and use tax is imposed pursuant to this section, every retailer shall add such additional tax imposed by the district to such retailer's sale price, and when so added such tax shall constitute a part of the purchase price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price.

6. In order to allow retailers to collect and report the sales and use tax authorized by this section as well as all other sales and use taxes required by law in the simplest and most efficient manner possible, a district may establish appropriate brackets to be used in the district imposing a tax pursuant to this section in lieu of the brackets provided in section 144.285.

7. The penalties provided in sections 144.010 to 144.525 shall apply to violations of this section.

8. All revenue received by the district from a sales and use tax imposed pursuant to this section which is designated for a specific purpose shall be deposited into a special trust fund and expended solely for such purpose. Upon the expiration of any sales and use tax adopted pursuant to this section, all funds remaining in the special trust fund shall continue to be used solely for the specific purpose designated in the resolution adopted by the qualified voters. Any funds in such special trust fund which are not needed for current expenditures may be invested by the board of directors pursuant to applicable laws relating to the investment of other district funds.

9. A district may repeal by resolution any sales and use tax imposed pursuant to this section before the expiration date of such sales and use tax unless the repeal of such sales and use tax will impair the district's ability to repay any liabilities the district has incurred, moneys the district has borrowed or obligation the district has issued to finance any improvements or services rendered for the district.

10. Notwithstanding the provisions of chapter 115, an election for a district sales and use tax under this section shall be conducted in accordance with the provisions of this section.

11. In each district in which a sales tax is imposed under this section, every retailer shall prominently display the rate of the sales tax imposed or increased at the cash register area."; and

Further amend said bill, Pages 8-9, Section 135.445, Lines 1-44, by deleting all of said section and said lines and inserting in lieu thereof the following:

"99.020. The following terms, wherever used or referred to in sections 99.010 to 99.230, shall have the following respective meanings unless a different meaning clearly appears from the context:

(1) "Area of operation", in the case of a housing authority of a city, shall include such city; in the case of a housing authority of a county, shall include all of the county except that portion which lies within the territorial boundaries of any city as herein defined;

(2) "Authority" or "housing authority" shall mean any of the municipal corporations created by section 99.040;

(3) "Blighted" ~~[shall mean any area where dwellings predominate which, by reason of dilapidation, overcrowding, lack of ventilation, light or sanitary facilities or any combination of these factors are detrimental to safety, health and morals]~~, **the same meaning as defined pursuant to section 99.805;**

(4) "Bonds" shall mean any bonds, notes, interim certificates, debentures, or other obligations issued by the authority pursuant to this chapter;

(5) "City" shall mean any city, town or village in the state;

(6) "The city" shall mean the particular city for which a particular housing authority is created;

(7) "Clerk" shall mean the clerk of the city or the clerk of the county commission, as the case may be, or the officer charged with the duties customarily imposed on such clerk;

(8) "County" shall mean any county in the state;

(9) "The county" shall mean the particular county for which a particular housing authority is created;

(10) "Federal government" shall include the United States of America, the United States Department of Housing and Urban Development or any other agency or instrumentality, corporate or otherwise, of the United States of America;

(11) "Governing body" shall mean, in the case of a city, the city council, common council, board of aldermen or other legislative body of the city, and in the case of a county, the county commission or other legislative body of the county;

(12) "Housing project" shall mean any work or undertaking, whether in a blighted or other area:

(a) To demolish, clear or remove buildings. Such work or undertaking may include the adaptation of such area to public purposes, including parks or other recreation or community purposes; or

(b) To provide decent, safe and sanitary urban or rural dwellings, apartments or other living accommodations for persons of very low and lower income. Such work or undertaking may include buildings, land, equipment, facilities and other real or personal property for necessary, convenient or desirable appurtenances, streets, sewers, water service, site preparation, gardening, administrative, community, health, welfare or other purposes. Such work or undertaking may also include housing, for persons of moderate income, offices, stores, solar energy access, parks, and recreational and educational facilities, provided that such activities be undertaken only in conjunction with the provision of housing for persons of very low and lower income, and provided further that any profit of the authority shall be distributed as provided in subsection 3 of section 99.080; or

(c) To accomplish a combination of the foregoing. The term "housing project" also may be applied to the planning of the buildings and improvements, the acquisition of property; the demolition of existing structures, the construction, reconstruction, alteration and repair of the improvements and all other work in connection therewith;

(d) In the planning and carrying out of any housing project owned and operated by a housing authority, a housing authority shall establish procedures for allocating any training and employment opportunities which may arise from such activity to qualified persons of very low and lower income who have been unemployed for one year or more and reside within the area of operation of the housing authority;

(13) "Mayor" shall mean the elected mayor of the city or the elected officer thereof charged with duties customarily imposed on the mayor or executive head of the city;

(14) "Obligee of the authority" or "obligee" shall include any bondholder, trustee or trustees for any bondholders, or lessor demising to the authority property used in connection with a housing project, or any assignee or assignees of such lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;

(15) "Persons of very low income" means those persons or families whose annual income does not exceed fifty percent of the median income for the area. "Persons of lower income" means those persons or families whose annual income is greater than fifty but does not exceed eighty percent of the median income for the area. "Persons of moderate income" means those persons or families whose annual income is greater than eighty but does not exceed one hundred and fifty percent of the median income for the area. For purposes of this subdivision, median income for the area shall be determined in accordance with section 1437a, Title 42, United States Code, including any amendments thereto. Any and all references to "persons of low income" in this chapter shall mean persons of very low, lower or moderate income as defined herein;

(16) "Profit" shall mean the difference between gross revenues and necessary and ordinary business expenses, including debt service, if any;

(17) "Real property" shall include all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens.

99.320. As used in this law, the following terms mean:

(1) "Area of operation", in the case of a municipality, the area within the municipality except that the area of operation of a municipality under this law shall not include any area which lies within the territorial boundaries of another municipality unless a resolution has been adopted by the governing body of the other municipality declaring a need therefor; and in the case of a county, the area within the county, except that the area of operation in such case shall not include any area which lies within the territorial boundaries of a municipality unless a resolution has been adopted by the governing body of the municipality declaring a need therefor; and in the case of a regional authority, the area within the communities for which the regional authority is created, except that a regional authority shall not undertake a land clearance project within the territorial boundaries of any municipality unless a resolution has been adopted by the governing body of the municipality declaring that there is a need for the regional authority to

undertake the land clearance project within such municipality; no authority shall operate in any area of operation in which another authority already established is undertaking or carrying out a land clearance project without the consent, by resolution, of the other authority;

(2) "Authority" or "land clearance for redevelopment authority", a public body corporate and politic created by or pursuant to section 99.330 or any other public body exercising the powers, rights and duties of such an authority;

(3) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(4) "Bond", any bonds, including refunding bonds, notes, interim certificates, debentures, or other obligations issued by an authority pursuant to this law;

(5) "Clerk", the clerk or other official of the municipality or county who is the custodian of the official records of the municipality or county;

(6) "Community", any county or municipality except that such term shall not include any municipality containing less than seventy-five thousand inhabitants until the governing body thereof shall have submitted the proposition of accepting the provisions of this law to the qualified voters therein at an election called and held as provided by law for the incurring of indebtedness by such municipality, and a majority of the voters voting at the election shall have voted in favor of such proposition;

(7) "Federal government", the United States of America or any agency or instrumentality, corporate or otherwise, of the United States of America;

(8) "Governing body", the city council, common council, board of aldermen or other legislative body charged with governing the municipality or the county commission or other legislative body charged with governing the county;

(9) "Insanitary area", an area in which there is a predominance of buildings and improvements which, by reason of dilapidation, deterioration, age or obsolescence, inadequate provision for ventilation, light, air sanitation or open spaces, high density of population and overcrowding of buildings, overcrowding of land, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency and crime or constitutes an economic or social liability and is detrimental to the public health, safety, morals, or welfare;

(10) "Land clearance project", any work or undertaking:

(a) To acquire blighted, or insanitary areas or portions thereof, including lands, structures, or improvements the acquisition of which is necessary or incidental to the proper clearance, development or redevelopment of the blighted or insanitary areas or to the prevention of the spread or recurrence of substandard or insanitary conditions or conditions of blight;

(b) To clear any such areas by demolition or removal of existing buildings, structures, streets, utilities or other improvements thereon and to install, construct or reconstruct streets, utilities, and site improvements essential to the preparation of sites for uses in accordance with a redevelopment plan;

(c) To sell, lease or otherwise make available land in such areas for residential, recreational, commercial, industrial or other use or for public use or to retain such land for public use, in accordance with a redevelopment plan;

(d) To develop, construct, reconstruct, rehabilitate, repair or improve residences, houses, buildings, structures and other facilities;

(e) The term "land clearance project" may also include the preparation of a redevelopment plan, the planning, survey and other work incident to a land clearance project and the preparation of all plans and arrangements for carrying out a land clearance project and wherever the words "land clearance project" are used in this law, they shall also mean and include the words "urban renewal project" as defined in this section;

(11) "Mayor", the elected mayor of the city or the elected officer having the duties customarily imposed upon the mayor of the city or the executive head of a county;

(12) "Municipality", any incorporated city, town or village in the state;

(13) "Obligee", any bondholders, agents or trustees for any bondholders, lessor demising to the authority property used in connection with land clearance project, or any assignee or assignees of the lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;

(14) "Person", any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and shall include any trustee, receiver, assignee, or other similar representative thereof;

(15) "Public body", the state or any municipality, county, township, board, commission, authority, district, or any other subdivision of the state;

(16) "Real property", all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens;

(17) "Redeveloper", any person, partnership, or public or private corporation or agency which enters or proposes to enter into a redevelopment or rehabilitation or renewal contract;

(18) "Redevelopment contract", a contract entered into between an authority and redeveloper for the redevelopment, rehabilitation or renewal of an area in conformity with a redevelopment plan or an urban renewal plan;

(19) "Redevelopment", the process of undertaking and carrying out a redevelopment plan or urban renewal plan;

(20) "Redevelopment plan", a plan other than a preliminary or tentative plan for the acquisition, clearance, reconstruction, rehabilitation, renewal or future use of a land clearance project area, and shall be sufficiently complete to comply with subdivision (4) of section 99.430 and shall be in compliance with a "workable program" for the city as a whole and wherever used in sections 99.300 to 99.660 the words "redemption plan" shall also mean and include "urban renewal plan" as defined in this section;

(21) "Urban renewal plan", a plan as it exists from time to time, for an urban renewal project, which plan shall conform to the general plan for the municipality as a whole; and shall be sufficiently complete to indicate such land acquisition, demolition and removal of structures, redevelopment, improvements, and rehabilitation as may be proposed to be carried out in the area of the urban renewal project, zoning and planning changes, if any, land uses, maximum densities, building requirements, and the relationship of the plan to definite local objectives respecting appropriate land uses, improved traffic, public transportation, public utilities, recreational and community facilities, and other public improvements; an urban renewal plan shall be prepared and approved pursuant to the same procedure as provided with respect to a redevelopment plan;

(22) "Urban renewal project", any surveys, plans, undertakings and activities for the elimination and for the prevention of the spread or development of insanitary, blighted, deteriorated or deteriorating areas and may involve any work or undertaking for such purpose constituting a land clearance project or any rehabilitation or conservation work, or any combination of such undertaking or work in accordance with an urban renewal project; for this purpose, "rehabilitation or conservation work" may include:

(a) Carrying out plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements;

(b) Acquisition of real property and demolition, removal or rehabilitation of buildings and improvements thereon where necessary to eliminate unhealthful, insanitary or unsafe conditions, lessen density, eliminate uneconomic, obsolete or other uses detrimental to the public welfare, or to otherwise remove or prevent the spread of blight or deterioration, or to provide land for needed public facilities;

(c) To develop, construct, reconstruct, rehabilitate, repair or improve residences, houses, buildings, structures and other facilities;

(d) Installation, construction, or reconstruction of streets, utilities, parks, playgrounds, and other improvements necessary for carrying out the objectives of the urban renewal project; and

(e) The disposition, for uses in accordance with the objectives of the urban renewal project, of any property or part thereof acquired in the area of the project; but such disposition shall be in the manner prescribed in this law for the disposition of property in a land clearance project area;

(23) "Workable program", an official plan of action, as it exists from time to time, for effectively dealing with the problem in insanitary, blighted, deteriorated or deteriorating areas within the community and for the establishment and preservation of a well-planned community with well-organized residential neighborhoods of decent homes and suitable living environment for adequate family life, for utilizing appropriate private and public resources to eliminate and prevent the development or spread of insanitary, blighted, deteriorated or deteriorating areas, to encourage needed urban rehabilitation, to provide for the redevelopment of blighted, insanitary, deteriorated and deteriorating areas, or to undertake such of the aforesaid activities or other feasible community activities as may be suitably employed to achieve the objectives of such a program.

99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of ~~[defective or inadequate street layout,] insanitary or unsafe conditions, deterioration of site improvements, [improper subdivision or obsolete platting,] or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, [morals,] or welfare in its present condition and use;~~

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, ~~[morals,]~~ or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997. **For all redevelopment plans and projects approved on or after January 1, 2022, in retail areas, a conservation area shall meet the dilapidation factor as one of the three factors required under this subdivision;**

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Port infrastructure project", docks and associated equipment, cargo and passenger terminals, storage warehouses, or any other similar infrastructure directly related to port facilities located in a port district created pursuant to the provisions of chapter 68 and located within one-half of one mile of a navigable waterway;

~~[(42)]~~ (13) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

~~[(43)]~~ (14) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

~~[(44)]~~ (15) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

~~[(45)]~~ (16) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;
- (h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;
- (i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;
- (j) Payments in lieu of taxes;

(17) "Retail area", a proposed redevelopment building area for which more than fifty percent of the usable building square footage in the area is projected to be used by retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;

(18) "Retail infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, or any other similar public improvements, but in no case shall retail infrastructure projects include private structures;

~~[(46)]~~ **(19)** "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

~~[(47)]~~ **(20)** "Taxing districts", any political subdivision of this state having the power to levy taxes;

~~[(48)]~~ **(21)** "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

~~[(49)]~~ **(22)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, **a study prepared by a land use planner, urban planner, licensed architect, licensed commercial real estate appraiser, or licensed attorney, which includes** a detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. Tax increment allocation financing shall not be adopted under sections 99.800 to 99.865 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2021, nor to any amendment to tax increment allocation financing projects and plans where such projects or plans were originally approved before August 28, 2021, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.820. 1. A municipality may:

(1) By ordinance introduced in the governing body of the municipality within fourteen to ninety days from the completion of the hearing required in section 99.825, approve redevelopment plans and redevelopment projects, and designate redevelopment project areas pursuant to the notice and hearing requirements of sections 99.800 to 99.865. No redevelopment project shall be approved unless a redevelopment plan has been approved and a redevelopment area has been designated prior to or concurrently with the approval of such redevelopment project and the area selected for the redevelopment project shall include only those parcels of real property and improvements thereon directly and substantially benefitted by the proposed redevelopment project improvements;

(2) Make and enter into all contracts necessary or incidental to the implementation and furtherance of its redevelopment plan or project;

(3) Pursuant to a redevelopment plan, subject to any constitutional limitations, acquire by purchase, donation, lease or, as part of a redevelopment project, eminent domain, own, convey, lease, mortgage, or dispose of land and other property, real or personal, or rights or interests therein, and grant or acquire licenses, easements and options with respect thereto, all in the manner and at such price the municipality or the commission determines is reasonably necessary to achieve the objectives of the redevelopment plan. No conveyance, lease, mortgage, disposition of land or other property, acquired by the municipality, or agreement relating to the development of the property shall be made except upon the adoption of an ordinance by the governing body of the municipality. Each municipality or its commission shall establish written procedures relating to bids and proposals for implementation of the redevelopment projects. Furthermore, no conveyance, lease, mortgage, or other disposition of land or agreement relating to the development of property shall be made without making public disclosure of the terms of the disposition and all bids and proposals made in response to the municipality's request. Such procedures for obtaining such bids and proposals shall provide reasonable opportunity for any person to submit alternative proposals or bids;

(4) Within a redevelopment area, clear any area by demolition or removal of existing buildings and structures;

(5) Within a redevelopment area, renovate, rehabilitate, or construct any structure or building;

(6) Install, repair, construct, reconstruct, or relocate streets, utilities, and site improvements essential to the preparation of the redevelopment area for use in accordance with a redevelopment plan;

(7) Within a redevelopment area, fix, charge, and collect fees, rents, and other charges for the use of any building or property owned or leased by it or any part thereof, or facility therein;

(8) Accept grants, guarantees, and donations of property, labor, or other things of value from a public or private source for use within a redevelopment area;

(9) Acquire and construct public facilities within a redevelopment area;

(10) Incur redevelopment costs and issue obligations;

(11) Make payment in lieu of taxes, or a portion thereof, to taxing districts;

(12) Disburse surplus funds from the special allocation fund to taxing districts as follows:

(a) Such surplus payments in lieu of taxes shall be distributed to taxing districts within the redevelopment area which impose ad valorem taxes on a basis that is proportional to the current collections of revenue which each taxing district receives from real property in the redevelopment area;

(b) Surplus economic activity taxes shall be distributed to taxing districts in the redevelopment area which impose economic activity taxes, on a basis that is proportional to the amount of such economic activity taxes the taxing district would have received from the redevelopment area had tax increment financing not been adopted;

(c) Surplus revenues, other than payments in lieu of taxes and economic activity taxes, deposited in the special allocation fund, shall be distributed on a basis that is proportional to the total receipt of such other revenues in such account in the year prior to disbursement;

(13) If any member of the governing body of the municipality, a member of a commission established pursuant to subsection 2 or 3 of this section, or an employee or consultant of the municipality, involved in the planning and preparation of a redevelopment plan, or redevelopment project for a redevelopment area or proposed redevelopment area, owns or controls an interest, direct or indirect, in any property included in any redevelopment area, or proposed redevelopment area, which property is designated to be acquired or improved pursuant to a redevelopment project, he or she shall disclose the same in writing to the clerk of the municipality, and shall also so disclose the dates, terms, and conditions of any disposition of any such interest, which disclosures shall be

acknowledged by the governing body of the municipality and entered upon the minutes books of the governing body of the municipality. If an individual holds such an interest, then that individual shall refrain from any further official involvement in regard to such redevelopment plan, redevelopment project or redevelopment area, from voting on any matter pertaining to such redevelopment plan, redevelopment project or redevelopment area, or communicating with other members concerning any matter pertaining to that redevelopment plan, redevelopment project or redevelopment area. Furthermore, no such member or employee shall acquire any interest, direct or indirect, in any property in a redevelopment area or proposed redevelopment area after either (a) such individual obtains knowledge of such plan or project, or (b) first public notice of such plan, project or area pursuant to section 99.830, whichever first occurs;

(14) Charge as a redevelopment cost the reasonable costs incurred by its clerk or other official in administering the redevelopment project. The charge for the clerk's or other official's costs shall be determined by the municipality based on a recommendation from the commission, created pursuant to this section.

2. Prior to adoption of an ordinance approving the designation of a redevelopment area or approving a redevelopment plan or redevelopment project, the municipality shall create a commission of nine persons if the municipality is a county or a city not within a county and not a first class county with a charter form of government with a population in excess of nine hundred thousand, and eleven persons if the municipality is not a county and not in a first class county with a charter form of government having a population of more than nine hundred thousand, and twelve persons if the municipality is located in or is a first class county with a charter form of government having a population of more than nine hundred thousand, to be appointed as follows:

(1) In all municipalities two members shall be appointed by the school boards whose districts are included within the redevelopment plan or redevelopment area. Such members shall be appointed in any manner agreed upon by the affected districts;

(2) In all municipalities one member shall be appointed, in any manner agreed upon by the affected districts, to represent all other districts levying ad valorem taxes within the area selected for a redevelopment project or the redevelopment area, excluding representatives of the governing body of the municipality;

(3) In all municipalities six members shall be appointed by the chief elected officer of the municipality, with the consent of the majority of the governing body of the municipality;

(4) In all municipalities which are not counties and not in a first class county with a charter form of government having a population in excess of nine hundred thousand, two members shall be appointed by the county of such municipality in the same manner as members are appointed in subdivision (3) of this subsection;

(5) In a municipality which is a county with a charter form of government having a population in excess of nine hundred thousand, three members shall be appointed by the cities in the county which have tax increment financing districts in a manner in which the cities shall agree;

(6) In a municipality which is located in the first class county with a charter form of government having a population in excess of nine hundred thousand, three members shall be appointed by the county of such municipality in the same manner as members are appointed in subdivision (3) of this subsection;

(7) At the option of the members appointed by the municipality, the members who are appointed by the school boards and other taxing districts may serve on the commission for a term to coincide with the length of time a redevelopment project, redevelopment plan or designation of a redevelopment area is considered for approval by the commission, or for a definite term pursuant to this subdivision. If the members representing school districts and other taxing districts are appointed for a term coinciding with the length of time a redevelopment project, plan or area is approved, such term shall terminate upon final approval of the project, plan or designation of the area by the governing body of the municipality. Thereafter the commission shall consist of the six members appointed by the municipality, except that members representing school boards and other taxing districts shall be appointed as provided in this section prior to any amendments to any redevelopment plans, redevelopment projects or designation of a redevelopment area. If any school district or other taxing jurisdiction fails to appoint members of the commission within thirty days of receipt of written notice of a proposed redevelopment plan, redevelopment project or designation of a redevelopment area, the remaining members may proceed to exercise the power of the commission. Of the members first appointed by the municipality, two shall be designated to serve for terms of two years, two shall be designated to serve for a term of three years and two shall be designated to serve for a term of four years from the date of such initial appointments. Thereafter, the members appointed by the municipality shall serve for a term of four years, except that all vacancies shall be filled for unexpired terms in the same manner as were the original appointments. Members appointed by the county executive or presiding commissioner prior to August 28, 2008, shall continue their service on the commission established in subsection 3 of this section without further appointment unless the county executive or presiding commissioner appoints a new member or members.

3. Beginning August 28, 2008:

(1) In lieu of a commission created under subsection 2 of this section, any city, town, or village in a county with a charter form of government and with more than one million inhabitants, in a county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants, ~~[or]~~ in a county of the first classification with more than one hundred eighty-five thousand but fewer than two hundred thousand inhabitants, **or in a county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants** shall, prior to adoption of an ordinance approving the designation of a redevelopment area or approving a redevelopment plan or redevelopment project, create a commission consisting of twelve persons to be appointed as follows:

(a) Six members appointed either by the county executive or presiding commissioner; notwithstanding any provision of law to the contrary, no approval by the county's governing body shall be required;

(b) Three members appointed by the cities, towns, or villages in the county which have tax increment financing districts in a manner in which the chief elected officials of such cities, towns, or villages agree;

(c) Two members appointed by the school boards whose districts are included in the county in a manner in which the school boards agree; and

(d) One member to represent all other districts levying ad valorem taxes in the proposed redevelopment area in a manner in which all such districts agree.

No city, town, or village subject to this subsection shall create or maintain a commission under subsection 2 of this section, except as necessary to complete a public hearing for which notice under section 99.830 has been provided prior to August 28, 2008, and to vote or make recommendations relating to redevelopment plans, redevelopment projects, or designation of redevelopment areas, or amendments thereto that were the subject of such public hearing;

(2) Members appointed to the commission created under this subsection, except those six members appointed by either the county executive or presiding commissioner, shall serve on the commission for a term to coincide with the length of time a redevelopment project, redevelopment plan, or designation of a redevelopment area is considered for approval by the commission. The six members appointed by either the county executive or the presiding commissioner shall serve on all such commissions until replaced. The city, town, or village that creates a commission under this subsection shall send notice thereof by certified mail to the county executive or presiding commissioner, to the school districts whose boundaries include any portion of the proposed redevelopment area, and to the other taxing districts whose boundaries include any portion of the proposed redevelopment area. The city, town, or village that creates the commission shall also be solely responsible for notifying all other cities, towns, and villages in the county that have tax increment financing districts and shall exercise all administrative functions of the commission. The school districts receiving notice from the city, town, or village shall be solely responsible for notifying the other school districts within the county of the formation of the commission. If the county, school board, or other taxing district fails to appoint members to the commission within thirty days after the city, town, or village sends the written notice, as provided herein, that it has convened such a commission or within thirty days of the expiration of any such member's term, the remaining duly appointed members of the commission may exercise the full powers of the commission.

4. (1) Any commission created under this section, subject to approval of the governing body of the municipality, may exercise the powers enumerated in sections 99.800 to 99.865, except final approval of plans, projects and designation of redevelopment areas. The commission shall hold public hearings and provide notice pursuant to sections 99.825 and 99.830.

(2) Any commission created under subsection 2 of this section shall vote on all proposed redevelopment plans, redevelopment projects and designations of redevelopment areas, and amendments thereto, within thirty days following completion of the hearing on any such plan, project or designation and shall make recommendations to the governing body within ninety days of the hearing referred to in section 99.825 concerning the adoption of or amendment to redevelopment plans and redevelopment projects and the designation of redevelopment areas. The requirements of subsection 2 of this section and this subsection shall not apply to redevelopment projects upon which the required hearings have been duly held prior to August 31, 1991.

(3) Any commission created under subsection 3 of this section shall, within fifteen days of the receipt of a redevelopment plan meeting the minimum requirements of section 99.810, as determined by counsel to the city, town, or village creating the commission and a request by the applicable city, town, or village for a public hearing, fix a time and place for the public hearing referred to in section 99.825. The public hearing shall be held no later than seventy-five days from the commission's receipt of such redevelopment plan and request for public hearing. The commission shall vote and make recommendations to the governing body of the city, town, or village requesting the public hearing on all proposed redevelopment plans, redevelopment projects, and designations of redevelopment

areas, and amendments thereto within thirty days following the completion of the public hearing. A recommendation of approval shall only be deemed to occur if a majority of the commissioners voting on such plan, project, designation, or amendment thereto vote for approval. A tied vote shall be considered a recommendation in opposition. If the commission fails to vote within thirty days following the completion of the public hearing referred to in section 99.825 concerning the proposed redevelopment plan, redevelopment project, or designation of redevelopment area, or amendments thereto, such plan, project, designation, or amendment thereto shall be deemed rejected by the commission.

5. It shall be the policy of the state that each redevelopment plan or project of a municipality be carried out with full transparency to the public. The records of the tax increment financing commission including, but not limited to, commission votes and actions, meeting minutes, summaries of witness testimony, data, and reports submitted to the commission shall be retained by the governing body of the municipality that created the commission and shall be made available to the public in accordance with chapter 610.

99.821. Notwithstanding any provision of sections 99.800 to 99.865 to the contrary, redevelopment plans approved or amended after December 31, 2021, by a city not within a county may provide for the deposit of up to ten percent of the tax increment financing revenues generated pursuant to section 99.845 into a strategic infrastructure for economic growth fund established by such city in lieu of deposit into the special allocation fund. Moneys deposited into the strategic infrastructure for economic growth fund pursuant to this section may be expended by the city establishing such fund for the purpose of funding capital investments in public infrastructure that the governing body of such city has determined to be in a census tract that is defined as a low-income community pursuant to 26 U.S.C. Section 45D(e) or is eligible to be designated as a qualified opportunity zone pursuant to 26 U.S.C. Section 1400Z-1.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805], ~~that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas].~~

99.847. 1. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, **for all years ending on or before December 31, 2021**, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency and which is located in or partly within a county with a charter form of government with greater than two hundred fifty thousand inhabitants but fewer than three hundred thousand inhabitants, unless the redevelopment area actually abuts a river or a major waterway and is substantially surrounded by contiguous properties with residential, industrial, or commercial zoning classifications. **Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, for all years beginning on or after January 1, 2022, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency unless such project is located in:**

(1) A county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants;

(2) A county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants;

(3) A county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat;

(4) A home rule city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants;

(5) A home rule city with more than one hundred fifty-five thousand but fewer than two hundred thousand inhabitants;

(6) A home rule city with more than seventeen thousand but fewer than nineteen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than twenty-six thousand but fewer than twenty-nine thousand inhabitants;

(7) A home rule city with more than forty-one thousand but fewer than forty-seven thousand inhabitants and partially located in any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants;

(8) A port district created under the provisions of chapter 68, provided that such financing is exclusively utilized to fund a port infrastructure project that is approved by the port authority; or

(9) A levee district created pursuant to chapter 245 or a drainage district created pursuant to chapter 242 or chapter 243 prior to August 28, 2021.

2. This ~~[subsection]~~ **section** shall not apply to tax increment financing projects or districts approved prior to July 1, 2003, and shall allow ~~[the aforementioned]~~ **such** tax increment financing projects to modify, amend, or expand such projects, including redevelopment project costs, by not more than forty percent of such project original projected cost, including redevelopment project costs, as such projects, including redevelopment project costs ~~[as such projects redevelopment projects including redevelopment project costs]~~, existed as of June 30, 2003, and shall allow ~~[the aforementioned]~~ **such** tax increment financing district to modify, amend, or expand such districts by not more than five percent as such districts existed as of June 30, 2003.

3. The provisions of subsections 1 and 2 of this section notwithstanding, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency and which is located in or partly within a county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants, unless the redevelopment area actually abuts a river or a major waterway and is substantially surrounded by contiguous properties with residential, industrial, or commercial zoning classifications.

99.848. 1. **(1) Notwithstanding subsection 1 of section 99.845, any ~~[district or county]~~ ambulance district board operating under chapter 190, any fire protection district board operating under chapter 321, or any governing body operating a 911 center providing dispatch services under chapter 190 or chapter 321 imposing a property tax for the purposes of providing emergency services pursuant to chapter 190 or chapter 321 shall be entitled to reimbursement from the special allocation fund in the amount of at least fifty percent but not more than one hundred percent of the district's or 911 center's tax increment. This ~~[section]~~ subsection shall not apply to tax increment financing projects or ~~[districts]~~ redevelopment areas approved prior to August 28, 2004.**

~~[2-]~~ **(2) Beginning August 28, 2018, an ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 imposing a property tax for the purpose of providing emergency services pursuant to chapter 190 or chapter 321 shall annually set the reimbursement rate under this subsection ~~[1 of this section]~~ prior to ~~[the time the assessment is paid into the special allocation fund]~~ November thirtieth preceding the calendar year for which the annual reimbursement is being set. If the redevelopment plan, area, or project is amended by ordinance or by other means after August 28, 2018, the ambulance or fire protection district board or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate under this ~~[section]~~ subdivision.**

2. (1) Notwithstanding subsection 1 of section 99.845, any ambulance district board operating under chapter 190, any fire protection district operating under chapter 321, or any governing body operating a 911 center imposing an economic activities tax for the purposes of providing emergency services pursuant to chapter 190 or chapter 321 shall be entitled to reimbursement from the special allocation fund in the amount of at least fifty percent but not more than one hundred percent of the district's or 911 center's tax increment. This subsection shall not apply to tax increment financing projects or redevelopment areas approved prior to August 28, 2021.

(2) Beginning August 28, 2021, any ambulance district board operating under chapter 190, any fire protection district operating under chapter 321, or any governing body operating a 911 center providing dispatch services under chapter 190 or chapter 321 shall annually set the reimbursement rate under this subsection prior to November thirtieth preceding the calendar year for which the annual reimbursement is being set. If the redevelopment plan, area, or project is amended by ordinance or by other means after August 28, 2021, the ambulance or fire protection district board or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate under this subdivision.

99.918. As used in sections 99.915 to 99.980, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Authority", the downtown economic stimulus authority for a municipality, created pursuant to section 99.921;

(2) "Baseline year", the calendar year prior to the adoption of an ordinance by the municipality approving a development project; provided, however, if economic activity taxes or state sales tax revenues, from businesses other than any out-of-state business or businesses locating in the development project area, decrease in the

development project area in the year following the year in which the ordinance approving a development project is approved by a municipality, the baseline year may, at the option of the municipality approving the development project, be the year following the year of the adoption of the ordinance approving the development project. When a development project area is located within a county for which public and individual assistance has been requested by the governor pursuant to Section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121, et seq., for an emergency proclaimed by the governor pursuant to section 44.100 due to a natural disaster of major proportions that occurred after May 1, 2003, but prior to May 10, 2003, and the development project area is a central business district that sustained severe damage as a result of such natural disaster, as determined by the state emergency management agency, the baseline year may, at the option of the municipality approving the development project, be the calendar year in which the natural disaster occurred or the year following the year in which the natural disaster occurred, provided that the municipality adopts an ordinance approving the development project within one year after the occurrence of the natural disaster;

(3) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(4) "Central business district", the area at or near the historic core that is locally known as the "downtown" of a municipality that has a median household income of sixty-two thousand dollars or less, according to the United States Census Bureau's American Community Survey, based on the most recent of five-year period estimate data in which the final year of the estimate ends in either zero or five. In addition, at least fifty percent of existing buildings in this area will have been built in excess of thirty-five years prior or vacant lots that had prior structures built in excess of thirty-five years prior to the adoption of the ordinance approving the redevelopment plan. The historical land use emphasis of a central business district prior to redevelopment will have been a mixed use of business, commercial, financial, transportation, government, and multifamily residential uses;

(5) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes, economic activity taxes other than economic activity taxes which are local sales taxes, and other local taxes other than local sales taxes, and, for local sales taxes and state taxes, the director of revenue;

(6) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more, and such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning;

(7) "Development area", an area designated by a municipality in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area or a conservation area, which area shall have the following characteristics:

(a) It includes only those parcels of real property directly and substantially benefitted by the proposed development plan;

(b) It can be renovated through one or more development projects;

(c) It is located in the central business district;

(d) It has generally suffered from declining population or property taxes for the twenty-year period immediately preceding the area's designation as a development area or has structures in the area fifty percent or more of which have an age of thirty-five years or more;

(e) It is contiguous, provided, however that a development area may include up to three noncontiguous areas selected for development projects, provided that each noncontiguous area meets the requirements of paragraphs (a) to (g) herein;

(f) The development area shall not exceed ten percent of the entire area of the municipality; and

(g) The development area shall not include any property that is located within the one hundred year flood plain, as designated by the Federal Emergency Management Agency flood delineation maps, unless such property is protected by a structure that is inspected and certified by the United States Army Corps of Engineers. This subdivision

shall not apply to property within the one hundred year flood plain if the buildings on the property have been or will be flood proofed in accordance with the Federal Emergency Management Agency's standards for flood proofing and the property is located in a home rule city with more than one hundred fifty-one thousand five hundred but fewer than one hundred fifty-one thousand six hundred inhabitants. Only those buildings certified as being flood proofed in accordance with the Federal Emergency Management Agency's standards for flood proofing by the authority shall be eligible for the state sales tax increment and the state income tax increment. Subject to the limitation set forth in this subdivision, the development area can be enlarged or modified as provided in section 99.951;

(8) "Development plan", the comprehensive program of a municipality to reduce or eliminate those conditions which qualified a development area as a blighted area or a conservation area, and to thereby enhance the tax bases of the taxing districts which extend into the development area through the reimbursement, payment, or other financing of development project costs in accordance with sections 99.915 to 99.980 and through the exercise of the powers set forth in sections 99.915 to 99.980. The development plan shall conform to the requirements of section 99.942;

(9) "Development project", any development project within a development area which constitutes a major initiative in furtherance of the objectives of the development plan, and any such development project shall include a legal description of the area selected for such development project;

(10) "Development project area", the area located within a development area selected for a development project;

(11) "Development project costs" include such costs to the development plan or a development project, as applicable, which are expended on public property, buildings, or rights-of-ways for public purposes to provide infrastructure to support a development project. Such costs shall only be allowed as an initial expense which, to be recoverable, must be included in the costs of a development plan or development project, except in circumstances of plan amendments approved by the Missouri development finance board and the department of economic development. Such infrastructure costs include, but are not limited to, the following:

- (a) Costs of studies, appraisals, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning, or special services;
- (c) Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, and the clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, repair, or remodeling of existing public buildings and fixtures;
- (e) Costs of construction of public works or improvements;
- (f) Financing costs, including, but not limited to, all necessary expenses related to the issuance of obligations issued to finance all or any portion of the infrastructure costs of one or more development projects, and which may include capitalized interest on any such obligations and reasonable reserves related to any such obligations;

(g) All or a portion of a taxing district's capital costs resulting from any development project necessarily incurred or to be incurred in furtherance of the objectives of the development plan, to the extent the municipality by written agreement accepts and approves such infrastructure costs;

(h) Payments to taxing districts on a pro rata basis to partially reimburse taxes diverted by approval of a development project;

(i) State government costs, including, but not limited to, the reasonable costs incurred by the department of economic development, the department of revenue and the office of administration in evaluating an application for and administering state supplemental downtown development financing for a development project; and

(j) Endowment of positions at an institution of higher education which has a designation as a Carnegie Research I University including any campus of such university system, subject to the provisions of section 99.958. In addition, economic activity taxes and payment in lieu of taxes may be expended on or used to reimburse any reasonable or necessary costs incurred or estimated to be incurred in furtherance of a development plan or a development project;

(12) "Economic activity taxes", the total additional revenue from taxes which are imposed by the municipality and other taxing districts, and which are generated by economic activities within each development project area, which are not related to the relocation of any out-of-state business into the development project area, which exceed the amount of such taxes generated by economic activities within such development project area in the baseline year plus, in development project areas where the baseline year is the year following the year in which the development project is approved by the municipality pursuant to subdivision (2) of this section, the total revenue from taxes which are imposed by the municipality and other taxing districts which is generated by economic activities within the development project area resulting from the relocation of an out-of-state business or out-of-state

businesses to the development project area pursuant to section 99.919; but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees, or special assessments. If a retail establishment relocates within one year from one facility to another facility within the same county and the municipality or authority finds that the retail establishment is a direct beneficiary of development financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from taxes which are imposed by the municipality and other taxing districts which are generated by the economic activities within the development project area which exceed the amount of taxes which are imposed by the municipality and other taxing districts which are generated by economic activities within the development project area generated by the retail establishment in the baseline year;

(13) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850;

(14) "Major initiative", a development project within a central business district that:

(a) Promotes tourism, cultural activities, arts, entertainment, education, research, arenas, multipurpose facilities, libraries, ports, mass transit, museums, or conventions, the estimated cost of which is in excess of the amount set forth below for the municipality, as applicable; or

(b) Promotes business location or expansion, the estimated cost of which is in excess of the amount set forth below for the municipality, and is estimated to create at least as many new jobs as set forth below within three years of such location or expansion:

Population of Municipality	Estimated Project Cost	New Jobs Created
300,000 or more	\$10,000,000	at least 100
100,000 to 299,999	\$5,000,000	at least 50
50,001 to 99,999	\$1,000,000	at least 10
50,000 or less	\$500,000	at least 5;

(15) "Municipality", any city, village, incorporated town, or any county of this state established on or prior to January 1, 2001, or a census-designated place in any county designated by the county for purposes of sections 99.915 to 99.1060;

(16) "New job", any job defined as a new job pursuant to subdivision (11) of section 100.710;

(17) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by the municipality or authority, or other public entity authorized to issue such obligations pursuant to sections 99.915 to 99.980 to carry out a development project or to refund outstanding obligations;

(18) "Ordinance", an ordinance enacted by the governing body of any municipality or an order of the governing body of such a municipal entity whose governing body is not authorized to enact ordinances;

(19) "Other net new revenues", the amount of state sales tax increment or state income tax increment or the combination of the amount of each such increment as determined under section 99.960;

(20) "Out-of-state business", a business entity or operation that has been located outside of the state of Missouri prior to the time it relocates to a development project area;

(21) "Payment in lieu of taxes", those revenues from real property in each development project area, which taxing districts would have received had the municipality not adopted a development plan and the municipality not adopted development financing, and which would result from levies made after the time of the adoption of development financing during the time the current equalized value of real property in such development project area exceeds the total equalized value of real property in such development project area during the baseline year until development financing for such development project area expires or is terminated pursuant to sections 99.915 to 99.980;

(22) "Special allocation fund", the fund of the municipality or its authority required to be established pursuant to section 99.957 which special allocation fund shall contain at least four separate segregated accounts into which payments in lieu of taxes are deposited in one account, economic activity taxes are deposited in a second account, other net new revenues are deposited in a third account, and other revenues, if any, received by the authority or the municipality for the purpose of implementing a development plan or a development project are deposited in a fourth account;

(23) "State income tax increment", up to fifty percent of the estimate of the income tax due the state for salaries or wages paid to new employees in new jobs at a business located in the development project area and created by the development project. The estimate shall be a percentage of the gross payroll which percentage shall be based upon an analysis by the department of revenue of the practical tax rate on gross payroll as a factor in overall taxable income;

(24) "State sales tax increment", up to one-half of the incremental increase in the state sales tax revenue in the development project area. In no event shall the incremental increase include any amounts attributable to retail sales unless the Missouri development finance board and the department of economic development are satisfied based on information provided by the municipality or authority, and such entities have made a finding that a substantial portion of all but a de minimus portion of the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase for an existing facility shall be the amount by which the state sales tax revenue generated at the facility exceeds the state sales tax revenue generated at the facility in the baseline year. The incremental increase in development project areas where the baseline year is the year following the year in which the development project is approved by the municipality pursuant to subdivision (2) of this section shall be the state sales tax revenue generated by out-of-state businesses relocating into a development project area. The incremental increase for a Missouri facility which relocates to a development project area shall be the amount by which the state sales tax revenue of the facility exceeds the state sales tax revenue for the facility in the calendar year prior to relocation;

(25) "State sales tax revenues", the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law;

(26) "Taxing district's capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from a development project; and

(27) "Taxing districts", any political subdivision of this state having the power to levy taxes.

99.1082. As used in sections 99.1080 to 99.1092, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Baseline year", the calendar year prior to the adoption of an ordinance by the municipality approving a redevelopment project; provided, however, if local sales tax revenues or state sales tax revenues, from businesses other than any out-of-state business or businesses locating in the redevelopment project area, decrease in the redevelopment project area in the year following the year in which the ordinance approving a redevelopment project is approved by a municipality, the baseline year may, at the option of the municipality approving the redevelopment project, be the year following the year of the adoption of the ordinance approving the redevelopment project. When a redevelopment project area is located within a county for which public and individual assistance has been requested by the governor under Section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121, et seq., for an emergency proclaimed by the governor under section 44.100 due to a natural disaster of major proportions and the redevelopment project area is a central business district that sustained severe damage as a result of such natural disaster, as determined by the state emergency management agency, the baseline year may, at the option of the municipality approving the redevelopment project, be the calendar year in which the natural disaster occurred or the year following the year in which the natural disaster occurred, provided that the municipality adopts an ordinance approving the redevelopment project within one year after the occurrence of the natural disaster;

(2) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Central business district", the area at or near the historic core that is locally known as the "downtown" of a municipality that has a median household income of sixty-two thousand dollars or less, according to the United States Census Bureau's American Community Survey, based on the most recent of five-year period estimate data in which the final year of the estimate ends in either zero or five. In addition, at least fifty percent of existing buildings in this area will have been built in excess of thirty-five years prior or vacant lots that had prior structures built in excess of thirty-five years prior to the adoption of the ordinance approving the redevelopment plan. The historical land use emphasis of a central business district prior to redevelopment will have been a mixed use of business, commercial, financial, transportation, government, and multifamily residential uses;

(4) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more, and such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning;

(5) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850;

(6) "Local sales tax increment", at least fifty percent of the local sales tax revenue from taxes that are imposed by a municipality and its county, and that are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such a redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area while financing under sections 99.1080 to 99.1092 remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees, or special assessments; provided however, the governing body of any county may, by resolution, exclude any portion of any countywide sales tax of such county. For redevelopment projects or redevelopment plans approved after August 28, 2005, if a retail establishment relocates within one year from one facility within the same county and the governing body of the municipality finds that the retail establishment is a direct beneficiary of tax increment financing, then for the purposes of this subdivision, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes that are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(7) "Local sales tax revenue", city sales tax revenues received under sections 94.500 to 94.550 and county sales tax revenues received under sections 67.500 to 67.594;

(8) "Major initiative", a development project within a central business district which promotes tourism, cultural activities, arts, entertainment, education, research, arenas, multipurpose facilities, libraries, ports, mass transit, museums, economic development, or conventions for the municipality, and where the capital investment within the redevelopment project area is:

(a) At least five million dollars for a project area within a city having a population of one hundred thousand to one hundred ninety-nine thousand nine hundred and ninety-nine inhabitants;

(b) At least one million dollars for a project area within a city having a population of fifty thousand to ninety-nine thousand nine hundred and ninety-nine inhabitants;

(c) At least five hundred thousand dollars for a project area within a city having a population of ten thousand to forty-nine thousand nine hundred and ninety-nine inhabitants; or

(d) At least two hundred fifty thousand dollars for a project area within a city having a population of one to nine thousand nine hundred and ninety-nine inhabitants;

(9) "Municipality", any city or county of this state having fewer than two hundred thousand inhabitants;

(10) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by the municipality or authority, or other public entity authorized to issue such obligations under sections 99.1080 to 99.1092 to carry out a redevelopment project or to refund outstanding obligations;

(11) "Ordinance", an ordinance enacted by the governing body of any municipality;

(12) "Redevelopment area", an area designated by a municipality in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area or a conservation area, which area shall have the following characteristics:

(a) It can be renovated through one or more redevelopment projects;

(b) It is located in the central business district;

(c) The redevelopment area shall not exceed ten percent of the entire geographic area of the municipality.

Subject to the limitation set forth in this subdivision, the redevelopment area can be enlarged or modified as provided in section 99.1088;

(13) "Redevelopment plan", the comprehensive program of a municipality to reduce or eliminate those conditions which qualify a redevelopment area as a blighted area or a conservation area, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area through the reimbursement, payment, or other financing of redevelopment project costs in accordance with sections 99.1080 to 99.1092 and through application for and administration of downtown revitalization preservation program financing under sections 99.1080 to 99.1092;

(14) "Redevelopment project", any redevelopment project within a redevelopment area which constitutes a major initiative in furtherance of the objectives of the redevelopment plan, and any such redevelopment project shall include a legal description of the area selected for such redevelopment project;

(15) "Redevelopment project area", the area located within a redevelopment area selected for a redevelopment project;

(16) "Redevelopment project costs" include such costs to the redevelopment plan or a redevelopment project, as applicable, which are expended on public property, buildings, or rights-of-way for public purposes to provide infrastructure to support a redevelopment project, including facades. Such costs shall only be allowed as an initial expense which, to be recoverable, must be included in the costs of a redevelopment plan or redevelopment project, except in circumstances of plan amendments approved by the department of economic development. Such infrastructure costs include, but are not limited to, the following:

- (a) Costs of studies, appraisals, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning, or special services;
- (c) Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, and the clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, repair, or remodeling of existing public buildings and fixtures;
- (e) Costs of construction of public works or improvements;
- (f) Financing costs, including, but not limited to, all necessary expenses related to the issuance of obligations issued to finance all or any portion of the infrastructure costs of one or more redevelopment projects, and which may include capitalized interest on any such obligations and reasonable reserves related to any such obligations;
- (g) All or a portion of a taxing district's capital costs resulting from any redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan, to the extent the municipality by written agreement accepts and approves such infrastructure costs;
- (h) Payments to taxing districts on a pro rata basis to partially reimburse taxes diverted by approval of a redevelopment project when all debt is retired;
- (i) State government costs, including, but not limited to, the reasonable costs incurred by the department of economic development and the department of revenue in evaluating an application for and administering downtown revitalization preservation financing for a redevelopment project;

(17) "State sales tax increment", up to one-half of the incremental increase in the state sales tax revenue in the redevelopment project area provided the local taxing jurisdictions commit one-half of their local sales tax to paying for redevelopment project costs. The incremental increase shall be the amount by which the state sales tax revenue generated at the facility or within the redevelopment project area exceeds the state sales tax revenue generated at the facility or within the redevelopment project area in the baseline year. For redevelopment projects or redevelopment plans approved after August 28, 2005, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the retail establishment is a direct beneficiary of tax increment financing, then for the purposes of this subdivision, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes that are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to the relocation to the redevelopment area;

(18) "State sales tax revenues", the general revenue portion of state sales tax revenues received under section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law;

(19) "Taxing district's capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from a redevelopment project;

(20) "Taxing districts", any political subdivision of this state having the power to levy taxes.

100.310. As used in this law, the following words and terms mean:

(1) "Authority", a public body corporate and politic created by or pursuant to sections of this law or any other public body exercising the powers, rights and duties of such an authority;

(2) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals or welfare in its present condition and use]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Bond", any bonds, including refunding bonds, notes, interim certificates, debentures or other obligations issued by an authority pursuant to this law;

(4) "City", all cities of this state now having or which hereafter have four hundred thousand inhabitants or more according to the last decennial census of the United States or any city that has adopted a home rule charter pursuant to Section 19 of Article VI of the Missouri Constitution;

(5) "Clerk", the official custodian of records of the city;

(6) "Federal government", the United States of America or any agency or instrumentality corporate or otherwise of the United States of America;

(7) "Governing body", the city council, common council, board of aldermen or other legislative body charged with governing the municipality;

(8) "Industrial developer", any person, partnership or public or private corporation or agency which enters or proposes to enter into an industrial development contract;

(9) "Industrial development", the acquisition, clearance, grading, improving, preparing of land for industrial and commercial development and use and the construction, reconstruction, purchase, repair of industrial and commercial improvements, buildings, plants, additions, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, multi-family housing facilities, warehouses, distribution centers, machines, fixtures, structures and other facilities relating to industrial and commercial use in blighted, insanitary or undeveloped industrial areas; and the existing merchants, residents, and present businesses shall have the first option to redevelop the area under this act;

(10) "Industrial development contract", a contract entered into between an authority and an industrial developer for the industrial development of an area in conformity with a plan;

(11) "Insanitary area", an area in which there is a predominance of buildings and improvements which, by reason of dilapidation, deterioration, age or obsolescence, inadequate provision for ventilation, light, air, sanitation or open spaces, high density of population and overcrowding of buildings, overcrowding of land, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency and crime or constitutes an economic or social liability and is detrimental to the public health, safety, morals or welfare;

(12) "Obligee", any bondholders, agents or trustees for any bondholders, lessor demising to the authority property used in connection with industrial clearance project, or any assignee or assignees of the lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;

(13) "Person", any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and shall include any trustee, receiver, assignee or other similar representative thereof;

(14) "Plan", a plan as it exists from time to time for the orderly carrying on of a project of industrial development;

(15) "Project", any work or undertaking:

(a) To acquire blighted, insanitary and undeveloped industrial areas or portions thereof including lands, structures or improvements the acquisition of which is necessary or incidental to the proper industrial development of the blighted, insanitary and undeveloped industrial areas or to prevent the spread or recurrence of conditions of blight, insanitary or undevelopment;

(b) To clear any such areas by demolition or removal of existing buildings, structures, streets, utilities or other improvements thereon and to install, construct or reconstruct streets, utilities and site improvements essential to the preparation of sites for uses in accordance with a plan;

(c) To construct, reconstruct, remodel, repair, improve, install improvements, buildings, plants, additions, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, multi-family housing facilities, warehouses, distribution centers, machines, fixtures, structures and other facilities related to industrial and commercial uses;

(d) To sell, lease or otherwise make available land in such areas for industrial and commercial or related use or to retain such land for public use, in accordance with a plan;

(16) "Public body", the state or any municipality, county, township, board, commission, authority, district or any other subdivision of the state;

(17) "Real property", all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens;

(18) "Undeveloped industrial area", any area which, by reason of defective and inadequate street layout or location of physical improvements, obsolescence and inadequate subdivision and platting contains vacant parcels of land not used economically; contains old, decaying, obsolete buildings, plants, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, warehouses, distribution centers, structures; contains buildings, plants, stores, shops, shopping centers, office buildings, hotels and motels and parking garages, multi-family housing facilities, warehouses, distribution centers and structures whose operation is not economically feasible; contains intermittent commercial and industrial structures in a primarily industrial or commercial area; or contains insufficient space for the expansion and efficient use of land for industrial plants and commercial uses amounting to conditions which retard economic or social growth, are economic waste and social liabilities and represent an inability to pay reasonable taxes to the detriment and injury of the public health, safety, morals and welfare.

135.950. The following terms, whenever used in sections 135.950 to 135.970 mean:

(1) "Average wage", the new payroll divided by the number of new jobs;

(2) "Blighted area", ~~[an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use. The term "blighted area" shall also include any area which produces or generates or has the potential to produce or generate electrical energy from a renewable energy resource, and which, by reason of obsolescence, decadence, blight, dilapidation, deteriorating or inadequate site improvements, substandard conditions, the predominance or defective or inadequate street layout, unsanitary or unsafe conditions, improper subdivision or obsolete platting, or the existence of conditions which endanger the life or property by fire or other means, or any combination of such factors, is underutilized, unutilized, or diminishes the economic usefulness of the land, improvements, or lock and dam site within such area for the production, generation, conversion, and conveyance of electrical energy from a renewable energy resource]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Board", an enhanced enterprise zone board established pursuant to section 135.957;

(4) "Commencement of commercial operations" shall be deemed to occur during the first taxable year for which the new business facility is first put into use by the taxpayer in the enhanced business enterprise in which the taxpayer intends to use the new business facility;

(5) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any taxpayer that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, such taxpayer shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(6) "Department", the department of economic development;

(7) "Director", the director of the department of economic development;

(8) "Employee", a person employed by the enhanced business enterprise that is scheduled to work an average of at least one thousand hours per year, and such person at all times has health insurance offered to him or her, which is partially paid for by the employer;

(9) "Enhanced business enterprise", an industry or one of a cluster of industries that is either:

(a) Identified by the department as critical to the state's economic security and growth; or

(b) Will have an impact on industry cluster development, as identified by the governing authority in its application for designation of an enhanced enterprise zone and approved by the department; but excluding gambling establishments (NAICS industry group 7132), retail trade (NAICS sectors 44 and 45), educational services (NAICS sector 61), religious organizations (NAICS industry group 8131), public administration (NAICS sector 92), and food

and drinking places (NAICS subsector 722), however, notwithstanding provisions of this section to the contrary, headquarters or administrative offices of an otherwise excluded business may qualify for benefits if the offices serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the new jobs and investment of such headquarters operation is considered eligible for benefits under this section if the other requirements are satisfied. Service industries may be eligible only if a majority of its annual revenues will be derived from out of the state;

(10) "Existing business facility", any facility in this state which was employed by the taxpayer claiming the credit in the operation of an enhanced business enterprise immediately prior to an expansion, acquisition, addition, or replacement;

(11) "Facility", any building used as an enhanced business enterprise located within an enhanced enterprise zone, including the land on which the facility is located and all machinery, equipment, and other real and depreciable tangible personal property acquired for use at and located at or within such facility and used in connection with the operation of such facility;

(12) "Facility base employment", the greater of the number of employees located at the facility on the date of the notice of intent, or for the twelve-month period prior to the date of the notice of intent, the average number of employees located at the facility, or in the event the project facility has not been in operation for a full twelve-month period, the average number of employees for the number of months the facility has been in operation prior to the date of the notice of intent;

(13) "Facility base payroll", the total amount of taxable wages paid by the enhanced business enterprise to employees of the enhanced business enterprise located at the facility in the twelve months prior to the notice of intent, not including the payroll of owners of the enhanced business enterprise unless the enhanced business enterprise is participating in an employee stock ownership plan. For the purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on the consumer price index or other comparable measure, as determined by the department;

(14) "Governing authority", the body holding primary legislative authority over a county or incorporated municipality;

(15) "Megaproject", any manufacturing or assembling facility, approved by the department for construction and operation within an enhanced enterprise zone, which satisfies the following:

(a) The new capital investment is projected to exceed three hundred million dollars over a period of eight years from the date of approval by the department;

(b) The number of new jobs is projected to exceed one thousand over a period of eight years beginning on the date of approval by the department;

(c) The average wage of new jobs to be created shall exceed the county average wage;

(d) The taxpayer shall offer health insurance to all new jobs and pay at least eighty percent of such insurance premiums; and

(e) An acceptable plan of repayment, to the state, of the tax credits provided for the megaproject has been provided by the taxpayer;

(16) "NAICS", the 1997 edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget. Any NAICS sector, subsector, industry group or industry identified in this section shall include its corresponding classification in subsequent federal industry classification systems;

(17) "New business facility", a facility that does not produce or generate electrical energy from a renewable energy resource and satisfies the following requirements:

(a) Such facility is employed by the taxpayer in the operation of an enhanced business enterprise. Such facility shall not be considered a new business facility in the hands of the taxpayer if the taxpayer's only activity with respect to such facility is to lease it to another person or persons. If the taxpayer employs only a portion of such facility in the operation of an enhanced business enterprise, and leases another portion of such facility to another person or persons or does not otherwise use such other portions in the operation of an enhanced business enterprise, the portion employed by the taxpayer in the operation of an enhanced business enterprise shall be considered a new business facility, if the requirements of paragraphs (b), (c), and (d) of this subdivision are satisfied;

(b) Such facility is acquired by, or leased to, the taxpayer after December 31, 2004. A facility shall be deemed to have been acquired by, or leased to, the taxpayer after December 31, 2004, if the transfer of title to the taxpayer, the transfer of possession pursuant to a binding contract to transfer title to the taxpayer, or the commencement of the term of the lease to the taxpayer occurs after December 31, 2004;

(c) If such facility was acquired by the taxpayer from another taxpayer and such facility was employed immediately prior to the acquisition by another taxpayer in the operation of an enhanced business enterprise, the operation of the same or a substantially similar enhanced business enterprise is not continued by the taxpayer at such facility; and

(d) Such facility is not a replacement business facility, as defined in subdivision (27) of this section;

(18) "New business facility employee", an employee of the taxpayer in the operation of a new business facility during the taxable year for which the credit allowed by section 135.967 is claimed, except that truck drivers and rail and barge vehicle operators and other operators of rolling stock for hire shall not constitute new business facility employees;

(19) "New business facility investment", the value of real and depreciable tangible personal property, acquired by the taxpayer as part of the new business facility, which is used by the taxpayer in the operation of the new business facility, during the taxable year for which the credit allowed by 135.967 is claimed, except that trucks, truck-trailers, truck semitrailers, rail vehicles, barge vehicles, aircraft and other rolling stock for hire, track, switches, barges, bridges, tunnels, and rail yards and spurs shall not constitute new business facility investments. The total value of such property during such taxable year shall be:

(a) Its original cost if owned by the taxpayer; or

(b) Eight times the net annual rental rate, if leased by the taxpayer. The net annual rental rate shall be the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals. The new business facility investment shall be determined by dividing by twelve the sum of the total value of such property on the last business day of each calendar month of the taxable year. If the new business facility is in operation for less than an entire taxable year, the new business facility investment shall be determined by dividing the sum of the total value of such property on the last business day of each full calendar month during the portion of such taxable year during which the new business facility was in operation by the number of full calendar months during such period;

(20) "New job", the number of employees located at the facility that exceeds the facility base employment less any decrease in the number of the employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(21) "Notice of intent", a form developed by the department which is completed by the enhanced business enterprise and submitted to the department which states the enhanced business enterprise's intent to hire new jobs and request benefits under such program;

(22) "Related facility", a facility operated by the enhanced business enterprise or a related company in this state that is directly related to the operation of the project facility;

(23) "Related facility base employment", the greater of:

(a) The number of employees located at all related facilities on the date of the notice of intent; or

(b) For the twelve-month period prior to the date of the notice of intent, the average number of employees located at all related facilities of the enhanced business enterprise or a related company located in this state;

(24) "Related taxpayer":

(a) A corporation, partnership, trust, or association controlled by the taxpayer;

(b) An individual, corporation, partnership, trust, or association in control of the taxpayer; or

(c) A corporation, partnership, trust or association controlled by an individual, corporation, partnership, trust or association in control of the taxpayer. "Control of a corporation" shall mean ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote, "control of a partnership or association" shall mean ownership of at least fifty percent of the capital or profits interest in such partnership or association, and "control of a trust" shall mean ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such trust; ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(25) "Renewable energy generation zone", an area which has been found, by a resolution or ordinance adopted by the governing authority having jurisdiction of such area, to be a blighted area and which contains land, improvements, or a lock and dam site which is unutilized or underutilized for the production, generation, conversion, and conveyance of electrical energy from a renewable energy resource;

(26) "Renewable energy resource", shall include:

(a) Wind;

(b) Solar thermal sources or photovoltaic cells and panels;

(c) Dedicated crops grown for energy production;

(d) Cellulosic agricultural residues;

(e) Plant residues;

(f) Methane from landfills, agricultural operations, or wastewater treatment;

- (g) Thermal depolymerization or pyrolysis for converting waste material to energy;
- (h) Clean and untreated wood such as pallets;
- (i) Hydroelectric power, which shall include electrical energy produced or generated by hydroelectric power generating equipment, as such term is defined in section 137.010;
- (j) Fuel cells using hydrogen produced by one or more of the renewable resources provided in paragraphs (a) to (i) of this subdivision; or
- (k) Any other sources of energy, not including nuclear energy, that are certified as renewable by rule by the department of economic development;

(27) "Replacement business facility", a facility otherwise described in subdivision (17) of this section, hereafter referred to in this subdivision as "new facility", which replaces another facility, hereafter referred to in this subdivision as "old facility", located within the state, which the taxpayer or a related taxpayer previously operated but discontinued operating on or before the close of the first taxable year for which the credit allowed by this section is claimed. A new facility shall be deemed to replace an old facility if the following conditions are met:

(a) The old facility was operated by the taxpayer or a related taxpayer during the taxpayer's or related taxpayer's taxable period immediately preceding the taxable year in which commencement of commercial operations occurs at the new facility; and

(b) The old facility was employed by the taxpayer or a related taxpayer in the operation of an enhanced business enterprise and the taxpayer continues the operation of the same or substantially similar enhanced business enterprise at the new facility. Notwithstanding the preceding provisions of this subdivision, a facility shall not be considered a replacement business facility if the taxpayer's new business facility investment, as computed in subdivision (19) of this section, in the new facility during the tax period for which the credits allowed in section 135.967 are claimed exceed one million dollars and if the total number of employees at the new facility exceeds the total number of employees at the old facility by at least two;

(28) "Same or substantially similar enhanced business enterprise", an enhanced business enterprise in which the nature of the products produced or sold, or activities conducted, are similar in character and use or are produced, sold, performed, or conducted in the same or similar manner as in another enhanced business enterprise.

137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing

commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles ~~[pursuant to]~~ under section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than ~~[fifty]~~ **two hundred** hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a

manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement ~~[pursuant to]~~ **under** section 137.750, unless the manufactured home is **deemed to be** real estate ~~[as defined in]~~ **under** subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is **deemed to be** real estate ~~[as defined in]~~ **under** subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, ~~[pursuant to]~~ **under** subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner ~~[pursuant to]~~ **under** subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the

ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend said bill, Page 11, Section 143.031, Line 11, by inserting after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or **116-260**, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. **The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;**

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan; and
- (i) Livestock Gross Margin Insurance Plan; and

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020."; and

Further amend said bill, Page 11, Section 143.131, Line 12, by inserting after all of said section and line the following:

"143.171. 1. For all tax years beginning on or after January 1, 1994, and ending on or before December 31, 2018, an individual taxpayer shall be allowed a deduction for his or her federal income tax liability under Chapter 1 of the Internal Revenue Code for the same taxable year for which the Missouri return is being filed, not to exceed five thousand dollars on a single taxpayer's return or ten thousand dollars on a combined return, after reduction for all credits thereon, except the credit for payments of federal estimated tax, the credit for the overpayment of any federal tax, and the credits allowed by the Internal Revenue Code by 26 U.S.C. Section 31, 26 U.S.C. Section 27, and 26 U.S.C. Section 34.

2. (1) Notwithstanding any other provision of law to the contrary, for all tax years beginning on or after January 1, 2019, an individual taxpayer shall be allowed a deduction equal to a percentage of his or her federal income tax liability under Chapter 1 of the Internal Revenue Code for the same taxable year for which the Missouri return is being filed, not to exceed five thousand dollars on a single taxpayer's return or ten thousand dollars on a combined return, after reduction for all credits thereon, except the credit for payments of federal estimated tax, the credit for the overpayment of any federal tax, and the credits allowed by the Internal Revenue Code by 26 U.S.C. Section 31, 26 U.S.C. Section 27, and 26 U.S.C. Section 34. The deduction percentage is determined according to the following table:

If the Missouri gross income on the return is:	The deduction percentage is:
\$25,000 or less	35 percent
From \$25,001 to \$50,000	25 percent
From \$50,001 to \$100,000	15 percent
From \$100,001 to \$125,000	5 percent
\$125,001 or more	0 percent

(2) Notwithstanding any provision of law to the contrary, the amount of any tax credits reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 **or 116-260**, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, **and the amount of any tax credits reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic** shall not be considered in determining a taxpayer's federal tax liability for the purposes of subdivision (1) of this subsection.

3. For all tax years beginning on or after September 1, 1993, a corporate taxpayer shall be allowed a deduction for fifty percent of its federal income tax liability under Chapter 1 of the Internal Revenue Code for the same taxable year for which the Missouri return is being filed after reduction for all credits thereon, except the credit for payments of federal estimated tax, the credit for the overpayment of any federal tax, and the credits allowed by the Internal Revenue Code by 26 U.S.C. Section 31, 26 U.S.C. Section 27, and 26 U.S.C. Section 34.

4. If a federal income tax liability for a tax year prior to the applicability of sections 143.011 to 143.996 for which he was not previously entitled to a Missouri deduction is later paid or accrued, he may deduct the federal tax in the later year to the extent it would have been deductible if paid or accrued in the prior year."; and

Further amend said bill, Page 20, Section 144.054, Line 63, by inserting after all of said section and line the following:

"144.080. 1. Every person receiving any payment or consideration upon the sale of property or rendering of service, subject to the tax imposed by the provisions of sections 144.010 to ~~[144.525]~~ **144.527**, is exercising the taxable privilege of selling the property or rendering the service at retail and is subject to the tax levied in section 144.020. The person shall be responsible not only for the collection of the amount of the tax imposed on the sale or service to the extent possible under the provisions of section 144.285, but shall, on or before the last day of the month following each calendar quarterly period of three months, file a return with the director of revenue showing the person's gross receipts and the amount of tax levied in section 144.020 for the preceding quarter, and shall remit to the director of revenue, with the return, the taxes levied in section 144.020, except as provided in subsections 2 and 3 of this section. The director of revenue may promulgate rules or regulations changing the filing and payment requirements of sellers, but shall not require any seller to file and pay more frequently than required in this section.

2. (1) Where the aggregate amount levied and imposed upon a seller by section 144.020 is in excess of two hundred fifty dollars for either the first or second month of a calendar quarter, the seller shall file a return and pay such aggregate amount for such months to the director of revenue by the twentieth day of the succeeding month.

(2) Beginning January 1, 2022, where the aggregate amount levied and imposed upon a seller by section 144.020 is in excess of two hundred fifty dollars for either the first or second month of a calendar quarter, the seller shall file a return and pay such aggregate amount for such months to the director of revenue on or before the last day of the succeeding month.

3. Where the aggregate amount levied and imposed upon a seller by section 144.020 is less than forty-five dollars in a calendar quarter, the director of revenue shall by regulation permit the seller to file a return for a calendar year. The return shall be filed and the taxes paid on or before January thirty-first of the succeeding year.

4. The seller of any property or person rendering any service, subject to the tax imposed by sections 144.010 to ~~[144.525]~~ **144.527**, shall collect the tax from the purchaser of such property or the recipient of the service to the extent possible under the provisions of section 144.285, but the seller's inability to collect any part or all of the tax does not relieve the seller of the obligation to pay to the state the tax imposed by section 144.020; except that the collection of the tax imposed by sections 144.010 to ~~[144.525]~~ **144.527** on motor vehicles and trailers shall be made as provided in sections 144.070 and 144.440.

5. Any person may advertise or hold out or state to the public or to any customer directly that the tax or any part thereof imposed by sections 144.010 to ~~[144.525]~~ **144.527**, and required to be collected by the person, will be assumed or absorbed by the person, provided that the amount of tax assumed or absorbed shall be stated on any invoice or receipt for the property sold or service rendered. Any person violating any of the provisions of this section shall be guilty of a misdemeanor. This subsection shall not apply to any retailer prohibited from collecting and remitting sales tax under section 66.630."; and

Further amend said bill, Page 24, Section 144.605, Line 42, by deleting the letter "a."; and

Further amend said bill, Pages 24-25, Section 144.605, Lines 56-69, by deleting all of said lines; and

Further amend said bill, Page 34, Section 144.757, Lines 92-99, by deleting all of said lines; and

Further amend said bill, Pages 36-40, Sections 287.245, 320.300, and 320.400, by deleting all of said sections and inserting the following:

"262.900. 1. As used in this section, the following terms mean:

(1) "Agricultural products", an agricultural, horticultural, viticultural, or vegetable product, growing of grapes that will be processed into wine, bees, honey, fish or other aquacultural product, planting seed, livestock, a livestock product, a forestry product, poultry or a poultry product, either in its natural or processed state, that has been produced, processed, or otherwise had value added to it in this state;

(2) "Blighted area", ~~[that portion of the city within which the legislative authority of such city determines that by reason of age, obsolescence, inadequate, or outmoded design or physical deterioration have become economic and social liabilities, and that such conditions are conducive to ill health, transmission of disease, crime or inability to pay reasonable taxes]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "Department", the department of agriculture;

(4) "Domesticated animal", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich and emu, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, or horses, other equines, or rabbits raised in confinement for human consumption;

(5) "Grower UAZ", a type of UAZ:

(a) That can either grow produce, raise livestock, or produce other value-added agricultural products;

(b) That does not exceed fifty laying hens, six hundred fifty broiler chickens, or thirty domesticated animals;

(6) "Livestock", cattle, calves, sheep, swine, ratite birds including but not limited to ostrich and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, or horses, other equines, or rabbits raised in confinement for human consumption;

(7) "Locally grown", a product that was grown or raised in the same county or city not within a county in which the UAZ is located or in an adjoining county or city not within a county. For a product raised or sold in a city not within a county, locally grown also includes an adjoining county with a charter form of government with more than nine hundred fifty thousand inhabitants and those adjoining said county;

- (8) "Meat", any edible portion of livestock or poultry carcass or part thereof;
 - (9) "Meat product", anything containing meat intended for or capable of use for human consumption, which is derived, in whole or in part, from livestock or poultry;
 - (10) "Mobile unit", the same as motor vehicle as defined in section 301.010;
 - (11) "Poultry", any domesticated bird intended for human consumption;
 - (12) "Processing UAZ", a type of UAZ:
 - (a) That processes livestock, poultry, or produce for human consumption;
 - (b) That meets federal and state processing laws and standards;
 - (c) Is a qualifying small business approved by the department;
 - (13) "Qualifying small business", those enterprises which are established within an Urban Agricultural Zone subsequent to its creation, and which meet the definition established for the Small Business Administration and set forth in Section 121.201 of Part 121 of Title 13 of the Code of Federal Regulations;
 - (14) "Value-added agricultural products", any product or products that are the result of:
 - (a) Using an agricultural product grown in this state to produce a meat or dairy product in this state;
 - (b) A change in the physical state or form of the original agricultural product;
 - (c) An agricultural product grown in this state which has had its value enhanced by special production methods such as organically grown products; or
 - (d) A physical segregation of a commodity or agricultural product grown in this state that enhances its value such as identity preserved marketing systems;
 - (15) "Urban agricultural zone" or "UAZ", a zone within a metropolitan statistical area as defined by the United States Office of Budget and Management that has one or more of the following entities that is a qualifying small business and approved by the department, as follows:
 - (a) Any organization or person who grows produce or other agricultural products;
 - (b) Any organization or person that raises livestock or poultry;
 - (c) Any organization or person who processes livestock or poultry;
 - (d) Any organization that sells at a minimum seventy-five percent locally grown food;
 - (16) "Vending UAZ", a type of UAZ:
 - (a) That sells produce, meat, or value-added locally grown agricultural goods;
 - (b) That is able to accept food stamps under the provisions of the Supplemental Nutrition Assistance Program as a form of payment; and
 - (c) Is a qualifying small business that is approved by the department for an UAZ vendor license.
2. (1) A person or organization shall submit to any incorporated municipality an application to develop an UAZ on a blighted area of land. Such application shall demonstrate or identify on the application:
- (a) If the person or organization is a grower UAZ, processing UAZ, vending UAZ, or a combination of all three types of UAZs provided in this paragraph, in which case the person or organization shall meet the requirements of each type of UAZ in order to qualify;
 - (b) The number of jobs to be created;
 - (c) The types of products to be produced; and
 - (d) If applying for a vending UAZ, the ability to accept food stamps under the provisions of the Supplemental Nutrition Assistance Program if selling products to consumers.
- (2) A municipality shall review and modify the application as necessary before either approving or denying the request to establish an UAZ.
- (3) Approval of the UAZ by such municipality shall be reviewed five and ten years after the development of the UAZ. After twenty-five years, the UAZ shall dissolve.

If the municipality finds during its review that the UAZ is not meeting the requirements set out in this section, the municipality may dissolve the UAZ.

3. The governing body of any municipality planning to seek designation of an urban agricultural zone shall establish an urban agricultural zone board. The number of members on the board shall be seven. One member of the board shall be appointed by the school district or districts located within the area proposed for designation of an urban agricultural zone. Two members of the board shall be appointed by other affected taxing districts. The remaining four members shall be chosen by the chief elected officer of the municipality. The four members chosen by the chief elected officer of the municipality shall all be residents of the county or city not within a county in which the UAZ is to be located, and at least one of such four members shall have experience in or represent

organizations associated with sustainable agriculture, urban farming, community gardening, or any of the activities or products authorized by this section for UAZs.

4. The school district member and the two affected taxing district members shall each have initial terms of five years. Of the four members appointed by the chief elected official, two shall have initial terms of four years, and two shall have initial terms of three years. Thereafter, members shall serve terms of five years. Each member shall hold office until a successor has been appointed. All vacancies shall be filled in the same manner as the original appointment. For inefficiency or neglect of duty or misconduct in office, a member of the board may be removed by the applicable appointing authority.

5. A majority of the members shall constitute a quorum of such board for the purpose of conducting business and exercising the powers of the board and for all other purposes. Action may be taken by the board upon a vote of a majority of the members present.

6. The members of the board annually shall elect a chair from among the members.

7. The role of the board shall be to conduct the activities necessary to advise the governing body on the designation of an urban agricultural zone and any other advisory duties as determined by the governing body. The role of the board after the designation of an urban agricultural zone shall be review and assessment of zone activities.

8. Prior to the adoption of an ordinance proposing the designation of an urban agricultural zone, the urban agricultural board shall fix a time and place for a public hearing and notify each taxing district located wholly or partially within the boundaries of the proposed urban agricultural zone. The board shall send, by certified mail, a notice of such hearing to all taxing districts and political subdivisions in the area to be affected and shall publish notice of such hearing in a newspaper of general circulation in the area to be affected by the designation at least twenty days prior to the hearing but not more than thirty days prior to the hearing. Such notice shall state the time, location, date, and purpose of the hearing. At the public hearing any interested person or affected taxing district may file with the board written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The board shall hear and consider all protests, objections, comments, and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing.

9. Following the conclusion of the public hearing required under subsection 8 of this section, the governing authority of the municipality may adopt an ordinance designating an urban agricultural zone.

10. The real property of the UAZ shall not be subject to assessment or payment of ad valorem taxes on real property imposed by the cities affected by this section, or by the state or any political subdivision thereof, for a period of up to twenty-five years as specified by ordinance under subsection 9 of this section, except to such extent and in such amount as may be imposed upon such real property during such period, as was determined by the assessor of the county in which such real property is located, or, if not located within a county, then by the assessor of such city, in an amount not greater than the amount of taxes due and payable thereon during the calendar year preceding the calendar year during which the urban agricultural zone was designated. The amounts of such tax assessments shall not be increased during such period so long as the real property is used in furtherance of the activities provided under the provisions of subdivision (15) of subsection 1 of this section. At the conclusion of the period of abatement provided by the ordinance, the property shall then be reassessed. If only a portion of real property is used as an UAZ, then only that portion of real property shall be exempt from assessment or payment of ad valorem taxes on such property, as provided by this section.

11. If the water services for the UAZ are provided by the municipality, the municipality may authorize a grower UAZ to pay wholesale water rates for the cost of water consumed on the UAZ. If available, the UAZ may pay fifty percent of the standard cost to hook onto the water source.

12. (1) Any local sales tax revenues received from the sale of agricultural products sold in the UAZ, or any local sales tax revenues received by a mobile unit associated with a vending UAZ selling agricultural products in the municipality in which the vending UAZ is located, shall be deposited in the urban agricultural zone fund established in subdivision (2) of this subsection. An amount equal to one percent shall be retained by the director of revenue for deposit in the general revenue fund to offset the costs of collection.

(2) There is hereby created in the state treasury the "Urban Agricultural Zone Fund", which shall consist of money collected under subdivision (1) of this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, shall be used for the purposes authorized by this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Fifty percent of fund moneys shall be made available to school districts. The remaining fifty percent of fund

moneys shall be allocated to municipalities that have urban agricultural zones based upon the municipality's percentage of local sales tax revenues deposited into the fund. The municipalities shall, upon appropriation, provide fund moneys to urban agricultural zones within the municipality for improvements. School districts may apply to the department for money in the fund to be used for the development of curriculum on or the implementation of urban farming practices under the guidance of the University of Missouri extension service and a certified vocational agricultural instructor. The funds are to be distributed on a competitive basis within the school district or districts in which the UAZ is located pursuant to rules to be promulgated by the department, with special consideration given to the relative number of students eligible for free and reduced-price lunches attending the schools within such district or districts.

13. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

14. The provisions of this section shall not apply to any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants.

353.020. The following terms, whenever used or referred to in this chapter, mean:

(1) "Area", that portion of the city which the legislative authority of such city has found or shall find to be blighted so that the clearance, replanning, rehabilitation, or reconstruction thereof is necessary to effectuate the purposes of this law. Any such area may include buildings or improvements not in themselves blighted, and any real property, whether improved or unimproved, the inclusion of which is deemed necessary for the effective clearance, replanning, reconstruction or rehabilitation of the area of which such buildings, improvements or real property form a part;

(2) "Blighted area", ~~[that portion of the city within which the legislative authority of such city determines that by reason of age, obsolescence, inadequate or outmoded design or physical deterioration have become economic and social liabilities, and that such conditions are conducive to ill health, transmission of disease, crime or inability to pay reasonable taxes]~~ **the same meaning as defined pursuant to section 99.805;**

(3) "City" or "such cities", any city within this state and any county of the first classification with a charter form of government and a population of at least nine hundred thousand inhabitants or any county with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants. The county's authority pursuant to this chapter shall be restricted to the unincorporated areas of such county;

(4) "Development plan", a plan, together with any amendments thereto, for the development of all or any part of a blighted area, which is authorized by the legislative authority of any such city;

(5) "Legislative authority", the city council or board of aldermen of the cities affected by this chapter;

(6) "Mortgage", a mortgage, trust indenture, deed of trust, building and loan contract, or other instrument creating a lien on real property, to secure the payment of an indebtedness, and the indebtedness secured by any of them;

(7) "Real property" includes lands, buildings, improvements, land under water, waterfront property, and any and all easements, franchises and hereditaments, corporeal or incorporeal, and every estate, interest, privilege, easement, franchise and right therein, or appurtenant thereto, legal or equitable, including restrictions of record, created by plat, covenant or otherwise, rights-of-way and terms for years;

(8) "Redevelopment", the clearance, replanning, reconstruction or rehabilitation of any blighted area, and the provision for such industrial, commercial, residential or public structures and spaces as may be appropriate, including recreational and other facilities incidental or appurtenant thereto;

(9) "Redevelopment project", a specific work or improvement to effectuate all or any part of a development plan;

(10) "Urban redevelopment corporation", a corporation organized pursuant to this chapter; except that any life insurance company organized pursuant to the laws of, or admitted to do business in, the state of Missouri may from time to time within five years after April 23, 1946, undertake, alone or in conjunction with, or as a lessee of any such life insurance company or urban redevelopment corporation, a redevelopment project pursuant to this chapter, and shall, in its operations with respect to any such redevelopment project, but not otherwise, be deemed to be an urban redevelopment corporation for the purposes of this section and sections 353.010, 353.040, 353.060 and 353.110 to 353.160.

620.2005. 1. As used in sections 620.2000 to 620.2020, the following terms mean:

(1) "Average wage", the new payroll divided by the number of new jobs, or the payroll of the retained jobs divided by the number of retained jobs;

(2) "Commencement of operations", the starting date for the qualified company's first new employee, which shall be no later than twelve months from the date of the approval;

(3) "Contractor", a person, employer, or business entity that enters into an agreement to perform any service or work or to provide a certain product in exchange for valuable consideration. This definition shall include but not be limited to a general contractor, subcontractor, independent contractor, contract employee, project manager, or a recruiting or staffing entity;

(4) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any qualified company that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(5) "Department", the Missouri department of economic development;

(6) "Director", the director of the department of economic development;

(7) "Employee", a person employed by a qualified company, excluding:

(a) Owners of the qualified company unless the qualified company is participating in an employee stock ownership plan; or

(b) Owners of a noncontrolling interest in stock of a qualified company that is publicly traded;

(8) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely performed job duties within Missouri;

(9) "Full-time employee", an employee of the qualified company that is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one for which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums. An employee that spends less than fifty percent of the employee's work time at the facility shall be considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county average wage;

(10) "Industrial development authority", an industrial development authority organized under chapter 349 that has entered into a formal written memorandum of understanding with an entity of the United States Department of Defense regarding a qualified military project;

(11) "Infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, broadband internet infrastructure, and any other similar public improvements, but in no case shall infrastructure projects include private structures;

(12) "Local incentives", the present value of the dollar amount of direct benefit received by a qualified company for a project facility from one or more local political subdivisions, but this term shall not include loans or other funds provided to the qualified company that shall be repaid by the qualified company to the political subdivision;

(13) "Manufacturing capital investment", expenditures made by a qualified manufacturing company to retool or reconfigure a manufacturing project facility directly related to the manufacturing of a new product or the expansion or modification of the manufacture of an existing product;

(14) "Memorandum of understanding", an agreement executed by an industrial development authority and an entity of the United States Department of Defense, a copy of which is provided to the department of economic development, that states, but is not limited to:

(a) A requirement for the military to provide the total number of existing jobs, jobs directly created by a qualified military project, and average salaries of such jobs to the industrial development authority and the department of economic development annually for the term of the benefit;

(b) A requirement for the military to provide an accounting of the expenditures of capital investment made by the military directly related to the qualified military project to the industrial development authority and the department of economic development annually for the term of the benefit;

(c) The process by which the industrial development authority shall monetize the tax credits annually and any transaction cost or administrative fee charged by the industrial development authority to the military on an annual basis;

(d) A requirement for the industrial development authority to provide proof to the department of economic development of the payment made to the qualified military project annually, including the amount of such payment;

(e) The schedule of the maximum amount of tax credits which may be authorized in each year for the project and the specified term of the benefit, as provided by the department of economic development; and

(f) A requirement that the annual benefit paid shall be the lesser of:

a. The maximum amount of tax credits authorized; or

b. The actual calculated benefit derived from the number of new jobs and average salaries;

(15) "NAICS" or "NAICS industry classification", the classification provided by the most recent edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget;

(16) "New capital investment", shall include costs incurred by the qualified company at the project facility after acceptance by the qualified company of the proposal for benefits from the department or the approval notice of intent, whichever occurs first, for real or personal property, and may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or the approval of the notice of intent;

(17) "New direct local revenue", the present value of the dollar amount of direct net new tax revenues of the local political subdivisions likely to be produced by the project over a ten-year period as calculated by the department, excluding local earnings tax, and net new utility revenues, provided the local incentives include a discount or other direct incentives from utilities owned or operated by the political subdivision;

(18) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(19) "New payroll", the amount of wages paid for all new jobs, located at the project facility during the qualified company's tax year that exceeds the project facility base payroll;

(20) "New product", a new model or line of a manufactured good that has not been manufactured in Missouri by a qualified manufacturing company at any time prior to the date of the notice of intent, or an existing brand, model, or line of a manufactured good that is redesigned;

(21) "Notice of intent", a form developed by the department and available online, completed by the qualified company, and submitted to the department stating the qualified company's intent to request benefits under this program. The notice of intent shall be accompanied with a detailed plan by the qualifying company to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census. At a minimum, such plan shall include monitoring the effectiveness of outreach and recruitment strategies in attracting diverse applicants and linking with different or additional referral sources in the event that recruitment efforts fail to produce a diverse pipeline of applicants;

(22) "Percent of local incentives", the amount of local incentives divided by the amount of new direct local revenue;

(23) "Program", the Missouri works program established in sections 620.2000 to 620.2020;

(24) "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located or by a qualified manufacturing company at which a manufacturing capital investment is or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated; provided that where the buildings making up the project facility are not located within the same county, the average wage of the new payroll shall exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period. For qualified military projects, the term "project facility" means the military base or installation at which such qualified military project is or shall be located;

(25) "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the notice of intent;

(26) "Project facility base payroll", the annualized payroll for the project facility base employment or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at the project facility in the twelve months prior to the notice of intent. For purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;

(27) "Project period", the time period within which benefits are awarded to a qualified company or within which the qualified company is obligated to perform under an agreement with the department, whichever is greater;

(28) "Projected net fiscal benefit", the total fiscal benefit to the state less any state benefits offered to the qualified company, as determined by the department;

(29) "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, certifies that it offers health insurance to all full-time employees of all facilities located in this state, and certifies that it pays at least fifty percent of such insurance premiums. For the purposes of sections 620.2000 to 620.2020, the term "qualified company" shall not include:

- (a) Gambling establishments (NAICS industry group 7132);
- (b) Store front consumer-based retail trade establishments (under NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision **and except for any such establishments located in a county of the third or fourth classification**;
- (c) Food and drinking places (NAICS subsector 722);
- (d) Public utilities (NAICS 221 including water and sewer services);
- (e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;
- (f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:
 - a. Certifies to the department that it plans to reorganize and not to liquidate; and
 - b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization. Any taxpayer who is awarded benefits under this subsection and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., shall immediately notify the department and shall forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained;
- (g) Educational services (NAICS sector 61);
- (h) Religious organizations (NAICS industry group 8131);
- (i) Public administration (NAICS sector 92);
- (j) Ethanol distillation or production;
- (k) Biodiesel production; or
- (l) Health care and social services (NAICS sector 62).

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

- (30) "Qualified manufacturing company", a company that:
 - (a) Is a qualified company that manufactures motor vehicles (NAICS group 3361);
 - (b) Manufactures goods at a facility in Missouri;
 - (c) Manufactures a new product or has commenced making a manufacturing capital investment to the project facility necessary for the manufacturing of such new product, or modifies or expands the manufacture of an

existing product or has commenced making a manufacturing capital investment for the project facility necessary for the modification or expansion of the manufacture of such existing product; and

(d) Continues to meet the requirements of paragraphs (a) to (c) of this subdivision for the project period;

(31) "Qualified military project", the expansion or improvement of a military base or installation within this state that causes:

(a) An increase of ten or more part-time or full-time military or civilian support personnel:

a. Whose average salaries equal or exceed ninety percent of the county average wage; and

b. Who are offered health insurance, with an entity of the United States Department of Defense paying at least fifty percent of such insurance premiums; and

(b) Investment in real or personal property at the base or installation expressly for the purposes of serving a new or expanded military activity or unit.

For the purposes of this subdivision, part-time military or civilian support personnel shall be converted to full-time new jobs by, in hire date order, counting one full-time new job for every thirty-five averaged hours worked per week by part-time military or civilian support personnel in jobs directly created by the qualified military project. For each such full-time new job, the sum of the wages of the part-time military or civilian support personnel combined and converted to form the new job shall be the wage for the one full-time new job. Each part-time military or civilian support personnel whose job is combined and converted for such a full-time new job shall be offered health insurance as described in subparagraph b of paragraph (a) of this subdivision;

(32) "Related company", shall mean:

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this paragraph, "control of a qualified company" shall mean:

a. Ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote in the case of a qualified company that is a corporation;

b. Ownership of at least fifty percent of the capital or profit interest in such qualified company if it is a partnership or association;

c. Ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such qualified company if it is a trust, and ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(33) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(34) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(35) "Related facility base payroll", the annualized payroll of the related facility base payroll or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at a related facility in the twelve months prior to the filing of the notice of intent. For purposes of calculating the benefits under this program, the amount of related facility base payroll shall increase each year based on an appropriate measure, as determined by the department;

(36) "Rural area", a county in Missouri with a population less than seventy-five thousand or that does not contain an individual city with a population greater than fifty thousand according to the most recent federal decennial census;

(37) "Tax credits", tax credits issued by the department to offset the state taxes imposed by chapters 143 and 148, or which may be sold or refunded as provided for in this program;

(38) "Withholding tax", the state tax imposed by sections 143.191 to 143.265. For purposes of this program, the withholding tax shall be computed using a schedule as determined by the department based on average wages.

2. This section is subject to the provisions of section 196.1127.

Section 1. 1. No later than January 1, 2022, any county or municipality of this state that has enacted a use tax shall send every taxpayer within its boundaries a notice informing the taxpayers of a change in the use tax law.

2. The notice shall contain substantially the following language:

Beginning January 1, 2023, some purchases from out-of-state vendors without a physical presence in the state will be subject to Missouri's newly revised use tax law. Some purchases made through the Internet or through other means on which state and local use taxes have not previously been collected, may now have state and local use taxes collected.

The current state use tax rate at this address is: 4.225%

The current county use tax rate at this address is: (insert rate for county use tax)

The current municipal use tax rate at this address is: (insert rate for municipal use tax)

Therefore, the current use tax rate at this address is: _____ (insert combined rate for state and all local use tax)

Section 144.761, RSMo, governs the repeal of a local use tax.

3. Such notice shall be sent on an independent piece of orange paper and shall be in a font size of no less than twelve-point font. In order to carry out the provisions of this section any municipality may coordinate and work with any county or county official in order to ensure taxpayers receive the notice described in this section, to ensure taxpayers do not receive duplicate notices, and to ensure such political subdivisions employ cost savings in order to carry out the provisions of this section."; and

Further amend said bill, Page 43, Section C, Line 5, by inserting after all of said section and line the following:

"Section D. Because immediate action is necessary to protect the interests of taxpayers during the COVID-19 pandemic, sections 143.121 and 143.171 of section A of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and sections 143.121 and 143.171 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Falkner offered House Amendment No. 1 to House Amendment No. 1.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 153 & 97, Page 43, Lines 18-21, by deleting all of said lines and inserting in lieu thereof the following:

"Further amend said bill, Pages 9-11, Sections 143.011 and 143.031, by deleting all of said sections and inserting in lieu thereof the following:

"143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over \$1,000.00	1 1/2% of the Missouri taxable income
Over \$1,000 but not over \$2,000	\$15 plus 2% of excess over \$1,000
Over \$2,000 but not over \$3,000	\$35 plus 2 1/2% of excess over \$2,000
Over \$3,000 but not over \$4,000	\$60 plus 3% of excess over \$3,000
Over \$4,000 but not over \$5,000	\$90 plus 3 1/2% of excess over \$4,000
Over \$5,000 but not over \$6,000	\$125 plus 4% of excess over \$5,000
Over \$6,000 but not over \$7,000	\$165 plus 4 1/2% of excess over \$6,000
Over \$7,000 but not over \$8,000	\$210 plus 5% of excess over \$7,000
Over \$8,000 but not over \$9,000	\$260 plus 5 1/2% of excess over \$8,000
Over \$9,000	\$315 plus 6% of excess over \$9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall occur in a calendar year. No more than ~~five~~ **seven** reductions shall be made under this subsection. Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be eliminated once the top rate of tax has been reduced to five and one-half percent, and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket.

(5) Provided that there shall be no reduction under this subsection in the 2024 calendar year. However, such reductions shall continue after the 2024 calendar year for subsequent calendar years.

3. (1) In addition to the rate reductions under subsection 2 of this section, beginning with the 2019 calendar year, the top rate of tax under subsection 1 of this section shall be reduced by four-tenths of one percent. Such reduction in the rate of tax shall take effect on January first of the 2019 calendar year.

(2) The modification of tax rates under this subsection shall only apply to tax years that begin on or after the date the modification takes effect.

(3) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection.

4. (1) In addition to the rate reductions under subsections 2 and 3 of this section, beginning with the 2024 calendar year, the top rate of tax under subsection 1 of this section shall be reduced by one-tenth of one percent.

(2) The modification of tax rates under this subsection shall apply only to tax years that begin on or after the date the modification takes effect.

(3) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection.

5. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

~~[5-]~~ **6.** As used in this section, the following terms mean:

- (1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;
 - (2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;
 - (3) "Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;
 - (4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015.
- 143.121. 1. The Missouri adjusted gross income of a resident individual shall be the"; and

Further amend said amendment, Page 46, Lines 33-34, by deleting said lines and inserting in lieu thereof the following:

"Further amend said bill, Page 11, Section 143.131, Lines 1-12, by deleting all of said section and lines from the bill and inserting in lieu thereof the following:"; and

Further amend said amendment, Page 47, Line 20, by deleting all of said line and inserting in lieu thereof the following:

- "accrued in the prior year.
- 143.177. 1. This section shall be known and may be cited as the "Missouri Working Family Tax Credit Act".**
- 2. For purposes of this section, the following terms shall mean:**
- (1) "Department", the department of revenue;
 - (2) "Eligible taxpayer", a resident individual with a filing status of single, head of household, widowed, or married filing combined who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and who is allowed a federal earned income tax credit under 26 U.S.C. Section 32, as amended;
 - (3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.
- 3. (1) Beginning with the 2023 calendar year, an eligible taxpayer shall be allowed a tax credit in an amount equal to a percentage of the amount such taxpayer would receive under the federal earned income tax credit as such credit existed under 26 U.S.C. Section 32 as of January 1, 2021, as provided pursuant to subdivision (2) of this subsection. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not be refunded to the taxpayer and shall not be carried forward to any subsequent tax year.**
- (2) Subject to the provisions of subdivision (3) of this subsection, the percentage of the federal earned income tax credit to be allowed as a tax credit pursuant to subdivision (1) of this subsection shall be ten percent, which may be increased to twenty percent subject to the provisions of subdivision (3) of this subsection. The maximum percentage that may be claimed as a tax credit pursuant to this section shall be twenty percent of the federal earned income tax credit that may be claimed by such taxpayer. Any increase in the percentage that may be claimed as a tax credit shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.**
- (3) The initial percentage to be claimed as a tax credit and any increase in the percentage that may be claimed pursuant to subdivision (2) of this subsection shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.**
- 4. Notwithstanding the provisions of section 32.057 to the contrary, the department shall determine whether any taxpayer filing a report or return with the department who did not apply for the credit authorized under this section may qualify for the credit and, if so, determines a taxpayer may qualify for the credit, shall notify such taxpayer of his or her potential eligibility. In making a determination of eligibility under this section, the department shall use any appropriate and available data including, but not limited to, data available from the Internal Revenue Service, the U.S. Department of Treasury, and state income tax returns from previous tax years.**

5. The department shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of revenue expended, the number of credits claimed, and the average value of the credits issued to taxpayers whose earned income falls within various income ranges determined by the department.

6. The director of the department may promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

7. Tax credits authorized under this section shall not be subject to the requirements of sections 135.800 to 135.830."; and"; and

Further amend said amendment, Page 58, Lines 6-30, by deleting all of said lines and inserting in lieu thereof the following:

"Section 1. 1. No later than the first week of November 2021 any county or municipality of this state that has enacted a use tax shall provide notice in the newspaper with the greatest circulation in such county or municipality and on any county or municipality website, provided such website exists, that certain purchases from out-of-state vendors will become subject to an expansion of the use tax as provided by state law. The notice shall be printed in the newspaper at least once per week, for two consecutive weeks. The notice shall include the rates of the use tax in the county or municipality and shall include general information on repealing a local use tax under section 144.761.

2. Nothing under subsection 1 of this section shall be construed to require that duplicate notices be published or to prevent any counties or municipalities from coordinating and collaborating in their notice efforts in order to maximize cost savings to taxpayers."; and"; and

Further amend said amendment, Page 58, Lines 32-40, by deleting all of said lines and inserting in lieu thereof the following:

"Further amend said bill, Page 43, Sections B and C, by deleting all of said sections and inserting in lieu thereof the following:

"Section B. The enactment of sections 143.177, 144.608, 144.637, 144.638, and 144.752 of Section A of this act; the repeal and reenactment of sections 143.011, 144.011, 144.014, 144.020, 144.049, 144.054, 144.140, 144.526, and 144.605 of Section A of this act; and the repeal of sections 144.710, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, and 144.1015 of Section A of this act shall become effective January 1, 2023.

Section C. Notwithstanding the provisions of section 1.140 to the contrary, the provisions of sections 143.011, 143.177, 144.011, 144.014, 144.020, 144.049, 144.054, 144.140, 144.526, 144.605, 144.608, 144.637, 144.638, 144.752, and 1 of Section A of this act shall be nonseverable, and if any such provision is for any reason held to be invalid, such decision shall invalidate all of the remaining such provisions.

Section D. Because immediate action is necessary to protect the interests of taxpayers during the COVID-19 pandemic, sections 143.121 and 143.171 of section A of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and sections 143.121 and 143.171 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Eggleston, **House Amendment No. 1, as amended**, was adopted.

On motion of Representative Eggleston, **HCS SS SCS SBs 153 & 97, as amended**, was adopted.

On motion of Representative Eggleston, **HCS SS SCS SBs 153 & 97, as amended**, was read the third time and passed by the following vote:

AYES: 102

Andrews	Atchison	Baker	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Ruth	Sassmann	Schroer
Schwadron	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 45	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 042

Aldridge	Anderson	Appelbaum	Aune	Bosley
Brown 27	Burnett	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	McCreery	McDaniel	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Proudie	Quade	Roden	Rogers	Rone
Rowland	Sander	Sauls	Seitz	Sharp 36
Smith 67	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 007

Adams	Bangert	Baringer	Bland Manlove	Brown 70
Butz	Mackey			

ABSENT WITH LEAVE: 011

Bailey	Burton	Coleman 97	Evans	Pietzman
Schnelting	Simmons	Stevens 46	Tate	Wallingford
Windham				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 002

McDaniel Rone

PRESENT: 000

ABSENT WITH LEAVE: 011

Bailey	Burton	Coleman 97	Evans	Pietzman
Rowland	Schnelting	Simmons	Tate	Wallingford
Windham				

VACANCIES: 001

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 303, as amended**, and has taken up and passed **CCS HCS SB 303**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 72, as amended**, and has taken up and passed **CCS HCS SB 72**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HS HB 432** entitled:

An act to repeal sections 192.2520, 193.075, 197.135, 208.018, 208.053, 208.227, 208.285, 210.115, 210.150, 210.201, 210.251, 210.950, and 452.410, RSMo, and to enact in lieu thereof twenty-eight new sections relating to the protection of vulnerable persons, with penalty provisions and an emergency clause for a certain section.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8 and Senate Amendment No. 9.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 65, Section 452.410, Line 20, by inserting after all of said line the following:

~~"633.200. 1. [For purposes of this section, the term "autism spectrum disorder" shall be defined as in standard diagnostic criteria for pervasive developmental disorder, to include autistic disorder; Asperger's syndrome; pervasive developmental disorder not otherwise specified; childhood disintegrative disorder; and Rett's syndrome.~~

~~2. There is hereby created the "Missouri Commission on Autism Spectrum Disorders" to be housed within the department of mental health. The department of mental health shall provide technical and administrative support as required by the commission. The commission shall meet on at least four occasions annually, including at least two occasions before the end of December of the first year the commission is fully established. The commission may hold meetings by telephone or video conference. The commission shall advise and make recommendations to the governor, general assembly, and relevant state agencies regarding matters concerning all state levels of autism spectrum disorder services, including health care, education, and other adult and adolescent services.~~

~~3. The commission shall be composed of twenty four members, consisting of the following:~~

- ~~(1) Four members of the general assembly, with two members from the senate and two members from the house of representatives. The president pro tem of the senate shall appoint one member from the senate and the minority leader of the senate shall appoint one member from the senate. The speaker of the house shall appoint one member from the house of representatives and the minority leader of the house shall appoint one member from the house of representatives;~~
- ~~(2) The director of the department of mental health, or his or her designee;~~
- ~~(3) The commissioner of the department of elementary and secondary education, or his or her designee;~~
- ~~(4) The director of the department of health and senior services, or his or her designee;~~
- ~~(5) The director of the department of public safety, or his or her designee;~~
- ~~(6) The commissioner of the department of higher education and workforce development, or his or her designee;~~
- ~~(7) The director of the department of social services, or his or her designee;~~
- ~~(8) The director of the department of commerce and insurance, or his or her designee;~~
- ~~(9) Two representatives from different institutions of higher learning located in Missouri;~~
- ~~(10) An individual employed as a director of special education at a school district located in Missouri;~~
- ~~(11) A speech and language pathologist;~~
- ~~(12) A diagnostician;~~
- ~~(13) A mental health provider;~~
- ~~(14) A primary care physician;~~
- ~~(15) Two parents of individuals with autism spectrum disorder, including one parent of an individual under the age of eighteen and one parent of an individual over the age of eighteen;~~
- ~~(16) Two individuals with autism spectrum disorder;~~

- (17) A representative from an independent private provider or nonprofit provider or organization;
- (18) A member of a county developmental disability board.

The members of the commission, other than the members from the general assembly and ex-officio members, shall be appointed by the director of the department of mental health. A chair of the commission shall be selected by the members of the commission. Of the members first appointed to the commission by the governor, half shall serve a term of four years and half shall serve a term of two years, and thereafter, members shall serve a term of four years and may be reappointed. Members shall continue to serve until their successor is duly appointed and qualified. Any vacancy on the commission shall be filled in the same manner as the original appointment. Members shall serve on the commission without compensation but may be reimbursed for their actual and necessary expenses from moneys appropriated to the department of mental health.

—— 4. The members of the commission shall consist of a broad representation of Missouri citizens, both urban and rural, who are concerned with the health and quality of life for individuals with autism spectrum disorder.

—— 5. The commission shall make recommendations for developing a comprehensive statewide plan for an integrated system of training, treatment, and services for individuals of all ages with autism spectrum disorder. By July 1, 2009, the commission shall issue preliminary findings and recommendations to the general assembly.

—— 6. In preparing the state plan, the commission shall specifically perform the following responsibilities and report on them accordingly, in conjunction with state agencies and the office of autism services:

—— (1) Study and report on the means for developing a comprehensive, coordinated system of care delivery across the state to address the increased and increasing presence of autism spectrum disorder and ensure that resources are created, well utilized, and appropriately spread across the state:

—— (a) Determine the need for the creation of additional centers for diagnostic excellence in designated sectors of the state, which could provide clinical services, including assessment, diagnoses, and treatment of patients;

—— (b) Plan for effectively evaluating regional service areas throughout the state and their capacity, including outlining personnel and skills that exist within the service area, other capabilities that exist, and resource needs that may be unmet;

—— (c) Assess the need for additional behavioral intervention capabilities and, as necessary, the means for expanding those capabilities in a regional service area;

—— (d) Develop recommendations for expanding these services in conjunction with hospitals after considering the resources that exist in terms of specialty clinics and hospitals, and hospital inpatient care capabilities;

—— (2) Conduct an assessment of the need for coordinated, enhanced and targeted special education capabilities within each region of the state;

—— (3) Develop a recommendation for enlisting appropriate universities and colleges to ensure support and collaboration in developing certification or degree programs for students specializing in autism spectrum disorder intervention. This may include degree programs in education, special education, social work, and psychology; and

—— (4) Other responsibilities may include but not be limited to:

—— (a) Provide recommendations regarding training programs and the content of training programs being developed;

—— (b) Recommend individuals to participate in a committee of major stakeholders charged with developing screening, diagnostic, assessment, and treatment standards for Missouri;

—— (c) Participate in recommending a panel of qualified professionals and experts to review existing models of evidence based educational practices for adaptation specific to Missouri;

—— (d) Examine the barriers to accurate information of the prevalence of individuals with autism spectrum disorder across the state and recommend a process for accurate reporting of demographic data;

—— (e) Explore the need for the creation of interagency councils and evaluation of current councils to ensure a comprehensive, coordinated system of care for all individuals with autism spectrum disorder;

—— (f) Study or explore other developmental delay disorders and genetic conditions known to be associated with autism, including fragile X syndrome; Sotos syndrome; Angelman syndrome; and tuberous sclerosis. For purposes of this section, the term "autism spectrum disorder" shall have the same meaning as the term is defined in the current Diagnostic and Statistical Manual of Mental Disorders.

2. There is hereby created the "Missouri Commission on Autism Spectrum Disorders" to be housed within the department of mental health. The department of mental health shall provide technical and administrative support as required by the commission. The commission shall meet on at least four occasions annually, including at least two occasions before the end of December of the first year the commission is fully established. The commission may hold meetings by telephone or video conference.

3. The Missouri commission on autism spectrum disorders shall have the mission of producing an "Autism Roadmap for Missouri" encompassing the lifespan of a person living with an autism spectrum disorder. The autism roadmap shall discuss best practices for care and services within health care, education, vocational support, and community resources and highlight opportunities for improvement. The autism roadmap shall include:

- (1) A targeted review of existing autism resources, initiatives, and funding;
 - (2) The identification of unmet needs or gaps; and
 - (3) Tangible recommendations for system improvements, including specific policy, programmatic, legislative, and funding recommendations.
4. The commission shall be composed of twenty-five members, consisting of the following:
- (1) The director of the office of autism services within the department of mental health;
 - (2) The directors from three of the designated Missouri autism centers receiving state funding, or their designees;
 - (3) Two independent providers of autism diagnosis and related services in Missouri;
 - (4) Three representatives from separate not-for-profit applied behavioral analysis and related allied health service providers in Missouri;
 - (5) Two representatives from the rural health care community whose practices or health care systems include care of individuals with autism;
 - (6) Two representatives from organizations providing vocational rehabilitation, educational, or adult service opportunities for individuals with autism spectrum disorders;
 - (7) Two special education professionals or administrators representing primary and secondary education in Missouri;
 - (8) The director of the department of mental health, or his or her designee;
 - (9) The commissioner of education, or his or her designee;
 - (10) The commissioner of higher education, or his or her designee;
 - (11) The director of the department of health and senior services, or his or her designee;
 - (12) The director of the department of social service, or his or her designee;
 - (13) The director of the department of commerce and insurance, or his or her designee;
 - (14) Two parents of individuals on the autism spectrum, one of whom shall be a parent of a child who is on the autism spectrum who is preschool- or school-aged and the other shall be a parent of an adult who is on the autism spectrum; and
 - (15) Two adults with autism spectrum disorders.

With the exception of department directors, the members of the commission shall be appointed by the director of the department of mental health. A chair of the commission shall be selected by the members of the commission. Members shall serve a term of four years, except that the directors of the designated Missouri autism centers shall only serve two year terms, but may be reappointed and shall continue to serve until their successor is duly appointed and qualified. Any vacancy on the commission shall be filled in the same manner as the original appointment. Members shall serve on the commission without compensation but may be reimbursed for their actual and necessary expenses from moneys appropriated to the department of mental health.

5. The commission shall conduct its work in four phases, with such phases including:
- (1) Transitioning to adulthood for those living with autism spectrum disorders, which shall include:
 - (a) Organizing and reviewing existing systems, resources, and programs available to those living with autism spectrum disorders who are approaching adulthood;
 - (b) Identifying unmet needs or gaps and prioritizing such needs for those living with an autism spectrum disorder who are approaching adulthood; and
 - (c) Reviewing best practices and developing strategic goals to meet the needs of those living with an autism spectrum disorder who are approaching adulthood;
 - (2) Early identification and intervention for those living with autism spectrum disorders, which shall include:
 - (a) Organizing and reviewing existing systems, resources, and programs available to quickly identify and intervene in the lives of those living with an autism spectrum disorder;
 - (b) Identifying unmet needs or gaps and prioritizing such needs to quickly identify and intervene in the lives of those living with an autism spectrum disorder; and
 - (c) Reviewing best practices and developing strategic goals to quickly identify and intervene in the lives of those living with an autism spectrum disorder;

- (3) Access to care for those living with autism spectrum disorders, which shall include:
- (a) Organizing and reviewing existing systems, resources, and programs available that provide access to care for those living with an autism spectrum disorder;
 - (b) Identifying unmet needs or gaps and prioritizing such needs in providing access to care for those living with an autism spectrum disorder; and
 - (c) Reviewing best practices and developing strategic goals for providing access to care for those living with an autism spectrum disorder; and
- (4) Challenging behavior and crisis care for those living with autism spectrum disorders, which shall include:
- (a) Organizing and reviewing existing systems, resources, and programs available for challenging behavior and crisis care for those living with an autism spectrum disorder;
 - (b) Identifying unmet needs or gaps and prioritizing such needs for challenging behavior and crisis care for those living with an autism spectrum disorder; and
 - (c) Reviewing best practices and developing strategic goals for challenging behavior and crisis care for those living with an autism spectrum disorder.
6. The commission shall submit a report to the director of the department of mental health and the governor upon the completion of each phase. In addition, a final document summarizing all completed tasks and remaining recommendations shall be submitted to the director of the department of mental health and the governor upon the completion of all phases.
7. The first phase of work done by the commission shall commence on January 1, 2022, with each new phase commencing on January first of each of the following three years. The work in each phase shall be complete by December thirty-first of the year in which the phase began. Each report shall be submitted to the director of the department of mental health and the governor no later than April first following the completion of the phase.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 65, Section 452.410, Line 20, by inserting after all of said line the following:

- “566.150. 1. Any person who has been found guilty of:
- (1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; section 573.200, use of a child in a sexual performance; section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography; or section 573.040, furnishing pornographic material to minors; or
 - (2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not knowingly be present in or loiter within five hundred feet of any real property comprising any public park with playground equipment, a public swimming pool, ~~or~~ **athletic complex or athletic fields if such facilities exist for the primary use of recreation for children**, any museum if such museum holds itself out to the public as and exists with the primary purpose of entertaining or educating children under eighteen years of age, **or Missouri department of conservation nature or education center properties.**

- 2. The first violation of the provisions of this section is a class E felony.
- 3. A second or subsequent violation of this section is a class D felony.
- 4. **Any person who has been found guilty of an offense under subdivision (1) or (2) of subsection 1 of this section who is the parent, legal guardian, or custodian of a child under the age of eighteen attending a program on the property of a nature or education center of the Missouri department of conservation may receive permission from the nature or education center manager to be present on the property with the child during the program.”; and**

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 1, Section A, Line 9, by inserting after all of said line the following:

"160.3005. 1. Before July 1, 2022, the local board of education of each school district shall adopt a written policy that requires the administration of each public school building within the district to provide accommodations to lactating employees, teachers, and students to express breast milk, breast-feed a child, or address other needs relating to breast-feeding. The policy shall include provisions that require the district to provide a minimum of three opportunities during a school day, at intervals agreed upon by the district and the individual, to accommodate an employee's, teacher's, or student's need to express breast milk or breast-feed a child. The policy shall include provisions that require such accommodations to be available to each lactating employee, teacher, or student for at least one year following the birth of the employee's, teacher's, or student's child, and that permit such accommodations to be available for longer than one year as determined by each local school board.

2. District policies shall require each school building to contain suitable accommodation in the form of a room, other than a restroom, for the exclusive use of women to express breast milk or breast-feed a child. Such accommodation shall be located in close proximity to a sink with running water and a refrigerator for breast milk storage and have, at a minimum, the following features:

- (1) Ventilation and a door that may be locked for privacy;**
- (2) A work surface and a chair; and**
- (3) Conveniently-placed electrical outlets.**

3. The department of elementary and secondary education shall develop a model policy that satisfies the requirements of subsections 1 and 2 of this section before January 1, 2022.

4. The department of elementary and secondary education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 65, Section 376.1228, Line 26, by inserting after all of said line the following:

"376.1551. 1. As used in this section, the following terms mean:

- (1) "Health benefit plan", the same meaning given to the term in section 376.1350;**
- (2) "Health carrier", the same meaning given to the term in section 376.1350;**
- (3) "Mental health condition", the same meaning given to the term in section 376.1550.**

2. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2022, and that provide coverage for a mental health condition shall meet the requirements of the Mental Health Parity and Addiction Equity Act of 2008, 42 U.S.C. Section 300gg-26, as amended, and the regulations promulgated thereunder. The director may enforce such requirements subject to the provisions of this section.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of twelve months' or less duration, a health benefit plan in the small group market that was issued before January 1, 2014, or a health benefit plan in the individual market that was purchased before January 1, 2014, or any other supplemental policy as determined by the director of the department of commerce and insurance.

4. The director may promulgate rules to effectuate the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 52, Section 210.1225, Line 12, by inserting after all of said line the following:

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. **(1)** When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court ~~shall~~ **may** appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law; **except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section unless the child has had the opportunity to meaningfully consult with counsel and the court has conducted a hearing on the record.**

(2) If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing and shall be made knowingly, intelligently, and voluntarily. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings.

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

- (1) That the custodian is indigent; and
- (2) That the custodian desires the appointment of counsel; and
- (3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his **or her** right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section. If a child waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:

(1) At any contested detention hearing under Missouri supreme court rule 127.08 where the petitioner alleges that the child violated any law that, if committed by an adult, would be a felony unless an agreement is otherwise reached;

(2) At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;

(3) At an adjudication hearing under Missouri supreme court rule 128.02 for any felony offense or at any detention hearing arising from a misdemeanor or felony motion to modify or revoke, including the acceptance of an admission;

(4) At a dispositional hearing under Missouri supreme court rule 128.03; or

(5) At a hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 1, Section A, Line 9, by inserting after all of said line the following:

"160.263. 1. As used in this section, the following terms mean:

(1) "Mechanical restraint", the use of any device or equipment to restrict a student's freedom of movement. "Mechanical restraint" shall not include devices implemented by trained personnel or used by a student with a prescription for such devices from an appropriate medical or related services professional and that are used for specific and approved purposes for which such devices were designed, such as the following:

(a) Adaptive devices or mechanical supports used to achieve proper body position, balance, or alignment to allow greater freedom of mobility than would be possible without the use of such devices or mechanical supports;

(b) Vehicle safety restraints when used as intended during the transport of a student in a moving vehicle;

(c) Restraints for medical immobilization; or

(d) Orthopedically prescribed devices that permit a student to participate in activities without risk;

(2) "Physical restraint", a personal restriction such as person-to-person physical contact that immobilizes, reduces, or restricts the ability of a student to move the student's torso, arms, legs, or head freely. "Physical restraint" shall not include:

(a) A physical escort, which is a temporary touching or holding of the hand, wrist, arm, shoulder, or back for the purpose of inducing a student to walk to a safe location;

(b) Comforting or calming a student;

(c) Holding a student's hand to transport the student for safety purposes;

(d) Intervening in a fight; or

(e) Using an assistive or protective device prescribed by an appropriately trained professional or professional team;

(3) "Prone restraint", using mechanical or physical restraint or both to restrict a student's movement while the student is lying with the student's front or face downward;

(4) "Restraint" includes, but is not limited to, mechanical restraint, physical restraint, and prone restraint;

(5) "Seclusion", the involuntary confinement of a student alone in a room or area that the student is physically prevented from leaving and that complies with the building code in effect in the school district. "Seclusion" shall not include the following:

(a) A timeout, which is a behavior management technique that is part of an approved program, involves the monitored separation of the student in a nonlocked setting, and is implemented for the purpose of calming;

(b) In-school suspension;

(c) Detention; or

(d) Other appropriate disciplinary measures.

2. The school discipline policy under section 160.261 shall ~~[prohibit]~~ reserve confining a student in ~~[an unattended, locked space except for an emergency situation while awaiting the arrival of law enforcement personnel]~~ seclusion for situations or conditions in which there is imminent danger of physical harm to self or others.

3. For all school years beginning on or after July 1, 2022, no school district, charter school, or publicly contracted private provider shall use any mechanical, physical, or prone restraint technique that:

- (1) Obstructs views of the student's face;
- (2) Obstructs the student's respiratory airway, impairs the student's breathing or respiratory capacity, or restricts the movement required for normal breathing to cause positional or postural asphyxia;
- (3) Places pressure or weight on or causes the compression of the student's chest, lungs, sternum, diaphragm, back, abdomen, or genitals;
- (4) Obstructs the student's circulation of blood;
- (5) Involves pushing on or into the student's mouth, nose, eyes, or any part of the face or involves covering the face or body with anything including, but not limited to, soft objects such as pillows, blankets, or washcloths;
- (6) Endangers the student's life or significantly exacerbates the student's medical condition;
- (7) Is purposely designed to inflict pain;
- (8) Restricts the student from communicating. If an employee physically restrains a student who uses sign language or an augmentative mode of communication as the student's primary mode of communication, the student shall be permitted to have the student's hands free of restraint for brief periods unless an employee determines that such freedom appears likely to result in harm to self or others.

[2-] 4. (1) By July 1, 2011, the local board of education of each school district shall adopt a written policy that comprehensively addresses the use of restrictive behavioral interventions as a form of discipline or behavior management technique. The policy shall be consistent with professionally accepted practices and standards of student discipline, behavior management, health and safety, including the safe schools act. The policy shall include but not be limited to:

[(+)] (a) Definitions of restraint, seclusion, and time-out and any other terminology necessary to describe the continuum of restrictive behavioral interventions available for use or prohibited in the district, **consistent with the provisions of this section**;

[(-)] (b) Description of circumstances under which a restrictive behavioral intervention is allowed and prohibited, **consistent with the provisions of this section**, and any unique application requirements for specific groups of students such as differences based on age, disability, or environment in which the educational services are provided;

[(-)] (c) Specific implementation requirements associated with a restrictive behavioral intervention such as time limits, facility specifications, training requirements or supervision requirements; and

[4-] (d) Documentation, notice and permission requirements associated with use of a restrictive behavioral intervention.

(2) Before July 1, 2022, each written policy adopted under this subsection shall be updated to prohibit the school district, charter school, or publicly contracted private provider from using any restraint that employs any technique listed in subsection 3 of this section.

(3) Before July 1, 2022, each written policy adopted under this subsection shall be updated to state that the school district, charter school, or publicly contracted private provider will reserve restraint or seclusion for situations or conditions in which there is imminent danger of physical harm to self or others.

5. Before July 1, 2022, each school district, charter school, and publicly contracted private provider shall ensure that the policy adopted under subsection 4 of this section requires the following:

(1) Any student placed in seclusion or restraint shall be removed from such seclusion or restraint as soon as the school district, charter school, or publicly contracted private provider determines that the student is no longer an imminent danger of physical harm to self or others;

(2) All school district, charter school, and publicly contracted private provider personnel shall annually review the policy and procedures involving the use of seclusion and restraint. Personnel who use seclusion or restraint shall annually complete mandatory training in the specific seclusion and restraint techniques the school district, charter school, or publicly contracted private provider uses under this section;

(3) (a) Each time seclusion or restraint is used for a student, the incident shall be monitored by a member of the school district, charter school, or publicly contracted private provider personnel, and a report shall be completed by the school district, charter school, or publicly contracted private provider that contains, at a minimum, the following:

- a. The date, time of day, location, duration, and description of the incident and interventions;
- b. Any event leading to the incident and the reason for using seclusion or restraint;
- c. A description of the methods of seclusion or restraint used;
- d. The nature and extent of any injury to the student;
- e. The names, roles, and certifications of each employee involved in the use of seclusion or restraint;

- f. The name, role, and signature of the person who prepared the report;
 - g. The name of an employee whom the parent or guardian can contact regarding the incident and use of seclusion or restraint;
 - h. The name of an employee to contact if the parent or guardian wishes to file a complaint; and
 - i. A statement directing parents and legal guardians to a sociological, emotional, or behavioral support organization and a hotline number to report child abuse and neglect.
- (b) The school district, charter school, or publicly contracted private provider shall maintain the report as an education record of the student, provide a copy to the parent or legal guardian within five school days, and a copy of each incident report shall be given to the department of elementary and secondary education within thirty days of the incident;
- (4) The school district, charter school, or publicly contracted private provider shall attempt to notify the parents or legal guardians as soon as possible but no later than one hour after the end of the school day on which the use of seclusion or restraint occurred. Notification shall be oral or electronic and shall include a statement indicating that the school district, charter school, or publicly contracted private provider will provide the parents or legal guardians a copy of the report described in subdivision (3) of this subsection within five school days;
- (5) An officer, administrator, or employee of a public school district or charter school shall not retaliate against any person for having:
- (a) Reported a violation of any policy established under this section or failure of a district or charter school to follow any provisions of this section in relation to incidents of seclusion and restraint; or
 - (b) Provided information regarding a violation of this section by a public school district or charter school or a member of the staff of the public school district or charter school.
6. The department of elementary and secondary education shall compile and maintain all incidents reported under this section in the department's core data system and make such data available on the Missouri comprehensive data system. No personally identifiable data shall be accessible on the database.
- [3-] 7. The department of elementary and secondary education shall, in cooperation with appropriate associations, organizations, agencies and individuals with specialized expertise in behavior management, develop a model policy that satisfies the requirements of subsection 2 of this section as it existed on August 28, 2009, by July 1, 2010, and shall update such model policy to include the requirements of subdivisions (2) and (3) of subsection 4 and subsection 5 of this section by July 1, 2022."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 46, Section 210.251, Line 18, by inserting after all of said line the following:

- "210.252. 1. All buildings and premises used by a child-care facility to care for more than six children except those exempted from the licensing provisions of the department of health and senior services pursuant to subdivisions (1) to (15) of subsection 1 of section 210.211, shall be inspected annually for fire and safety by the state fire marshal, the marshal's designee or officials of a local fire district and for health and sanitation by the department of ~~health and senior services~~ **elementary and secondary education or the department's designee, including officials of the department of health and senior services**, or officials of the local health department. Evidence of compliance with the inspections required by this section shall be kept on file and available to parents of children enrolling in the child-care facility.
2. Local inspection of child-care facilities may be accomplished if the standards employed by local personnel are substantially equivalent to state standards and local personnel are available for enforcement of such standards.
3. Any child-care facility may request a variance from a rule or regulation promulgated pursuant to this section. The request for a variance shall be made in writing to the department of ~~health and senior services~~ **elementary and secondary education** and shall include the reasons the facility is requesting the variance. The department shall approve any variance request that does not endanger the health or safety of the children served by the facility. The burden of proof at any appeal of a disapproval of a variance application shall be with the department of ~~health and senior services~~ **elementary and secondary education**. Local inspectors may grant a variance, subject to approval by the department.

4. The department of ~~[health and senior services]~~ **elementary and secondary education** shall administer the provisions of sections 210.252 to 210.256, with the cooperation of the state fire marshal, **the department of elementary and secondary education**, local fire departments and local health agencies.

5. The department of ~~[health and senior services]~~ **elementary and secondary education** shall promulgate rules and regulations to implement and administer the provisions of sections 210.252 to 210.256. Such rules and regulations shall provide for the protection of children in all child-care facilities whether or not such facility is subject to the licensing provisions of sections 210.201 to 210.245.

6. **The department of health and senior services, after consultation with the department of elementary and secondary education, may promulgate rules and regulations to implement and administer the provisions of this section related to sanitation requirements. Such rules and regulations shall provide for the protection of children in all child-care facilities whether or not such facility is subject to the licensing provisions of sections 210.201 to 210.245.**

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in sections 210.252 to 210.256 shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 8

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 1, Section A, Line 9, by inserting after all of said line the following:

"162.686. 1. No school district or charter school shall prohibit a parent or legal guardian of a student from recording by audio any meeting held under the federal Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400, et seq., as amended, or Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, as amended.

2. Any recording made by a parent or legal guardian under this section shall be the property of the parent or legal guardian creating the recording. No recording made under this section shall be construed to be a public record made by or prepared for any public governmental body under chapter 610.

3. No school district or charter school shall impose pre-meeting notification requirements of recording by a parent or legal guardian of more than twenty-four hours.

4. No school district or charter school employee who reports any violations under this section shall be subject to discharge, retaliation, or any other adverse employment action for making such report."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for House Substitute for House Bill No. 432, Page 65, Section 376.1228, Line 26, by inserting after all of said line the following:

"376.2034. 1. If coverage of a prescription drug for the treatment of any medical condition is restricted for use by a health carrier, health benefit plan, or utilization review organization via a step therapy protocol, a patient, through his or her health care provider, shall have access to a clear, convenient, and readily accessible process to request a step therapy override exception determination. A health carrier, health benefit plan, or utilization review organization may use its existing medical exceptions process to satisfy this requirement. The process shall be disclosed to the patient and health care provider, which shall include the necessary documentation needed to process such request and be made available on the health carrier plan or health benefit plan website.

2. A step therapy override exception determination shall be granted if the patient has tried the step therapy required prescription drugs while under his or her current or previous health insurance or health benefit plan, and such prescription drugs were discontinued due to lack of efficacy or effectiveness, diminished effect, or an adverse event, **or if the patient's treating health care provider attests that coverage of the prescribed prescription drug is necessary to save the life of the patient.** Pharmacy drug samples shall not be considered trial and failure of a preferred prescription drug in lieu of trying the step therapy required prescription drug.

3. The health carrier, health benefit plan, or utilization review organization may request relevant documentation from the patient or provider to support the override exception request.

4. Upon the granting of a step therapy override exception request, the health carrier, health benefit plan, or utilization review organization shall authorize dispensation of and coverage for the prescription drug prescribed by the patient's treating health care provider, provided such drug is a covered drug under such policy or contract.

5. This section shall not be construed to prevent:

(1) A health carrier, health benefit plan, or utilization review organization from requiring a patient to try a generic equivalent or other brand name drug prior to providing coverage for the requested prescription drug; or

(2) A health care provider from prescribing a prescription drug he or she determines is medically appropriate."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 365, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 66** entitled:

An act to repeal sections 32.310, 67.2677, 67.2689, 137.115, 143.011, 144.011, 144.014, 144.020, 144.049, 144.054, 144.060, 144.080, 144.140, 144.526, 144.605, 144.710, 144.757, 144.759, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, and 144.1015, RSMo, and to enact in lieu thereof twenty-five new sections relating to taxation, with penalty provisions and effective dates for certain sections.

With Senate Amendment No. 2 to Senate Amendment No. 1 and Senate Amendment No. 1, as amended.

Senate Amendment No. 2

to

Senate Amendment No. 1

AMEND Senate Amendment No. 1 to Senate Substitute for House Committee Substitute for House Bill No. 66, Page 1, Line 6, by inserting after "assessor" the following:

"in any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants"; and

Further amend Line 7 by inserting immediately after "property" the following:

"in such county"; and

Further amend Lines 18-20 by striking all of said lines and inserting in lieu thereof the following:

"December 31, 2072. Thereafter, the percentage of true value in money at which personal property is assessed shall be equal to the percentage in effect on January 1, 2072."

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 66, Page 13, Section 137.115, Line 1, by inserting immediately after "1." the following:

"(1)"; and

Further amend Line 6 by striking "3" and inserting in lieu thereof the following:

"4"; and

Further amend Line 10 by inserting immediately after "year." the following:

"Beginning January 1, 2022, the assessor shall annually assess all personal property at a percent of its true value in money as of January first of each calendar year as follows:

(2) A political subdivision shall annually reduce the percentage of true value in money at which personal property is assessed pursuant to subdivision (1) of this subsection such that the amount by which the revenue generated by taxes levied on such personal property is reduced is substantially equal to one hundred percent of the growth in revenue generated by real property assessment growth. Annual reductions shall be made pursuant to this subdivision until the percentage of true value in money at which personal property is assessed pursuant to subdivision (1) of this subsection is equal to one-thousandth of one percent.

(3) The provisions of subdivision (2) of this subsection shall not be construed to relieve a political subdivision from adjustments to property tax levies as required by section 137.073.

(4) For the purposes of subdivision (2) of this subsection, "real property assessment growth" shall mean the growth in revenue from increases in the total assessed valuation of all real property in a political subdivision over the revenue generated from the assessed valuation of such real property from the previous calendar year. Real property assessment growth shall not include any revenue in excess of the percent increase in the consumer price index, as described in subsection 2 of section 137.073.

2."; and

Further amend said bill and section, Page 14, Line 14, by striking "5" and inserting in lieu thereof the following:

"6"; and

Further amend said section by renumbering the remaining subsections accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS#2 SCS HB 273, as amended**, and has taken up and passed **CCS SS#2 SCS HB 273**.

BILLS CARRYING REQUEST MESSAGES

HCS SB 365, as amended, relating to taxation, was taken up by Representative Murphy.

Representative Murphy moved that the House refuse to recede from its position on **HCS SB 365, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Vescovo resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 365, as amended: Representatives Murphy, Hill, Baker, Butz, and Barnes

Representative Taylor (139) resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SS SB 22, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 5, and House Amendment No. 6** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

SS SB 22, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 5, and House Amendment No. 6, relating to redevelopment in certain areas, was taken up by Representative Grier.

Representative Grier moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 5, and House Amendment No. 6** to **SS SB 22** and grant the Senate a conference.

Which motion was adopted.

Speaker Vescovo resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS SB 22, as amended: Representatives Grier, Hill, Baker, Barnes, and Collins

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 126**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Bailey, Basye, Christofanelli, Haffner, Hill and Rogers

Noes (0)

Absent (4): Griesheimer, Kelly (141), Proudie and Richey

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HCS HB 66, as amended - Fiscal Review

SS SCS HS HB 432, as amended - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SB 128 - Fiscal Review

HCS SS SB 212 - Fiscal Review

HCS SS SB 283 - Fiscal Review

HCS SCS SB 457 - Fiscal Review

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 734

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 734, with Senate Amendment No. 1, Senate Amendment No. 2, and Senate Amendment No. 3 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 734, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 734;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 734, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Michael O'Donnell
/s/ Representative J. Eggleston
/s/ Representative Rick Francis
/s/ Representative Doug Clemens
/s/ Representative Tracy McCreery

FOR THE SENATE:

/s/ Senator Mike Cierpiot
/s/ Senator Jason Bean
/s/ Senator Eric Burlison
/s/ Senator Doug Beck
/s/ Senator Jill Schupp

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE BILL NO. 26**

The Conference Committee appointed on House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, with House Amendment Nos. 1, 2, and 3 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2, House Amendment Nos. 1 and 2 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment Nos. 4 and 5, House Amendment Nos. 1 and 2 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 1 and 2 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment Nos. 1 and 2 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment No. 10, House Amendment Nos. 1 and 3 to House Amendment No. 11, House Amendment No. 11, as amended, House Amendment Nos. 12 and 13, House Amendment Nos. 2, 3, 4 and 5 to House Amendment No. 14, House Amendment No. 14, as amended, House Amendment No. 15, House Amendment No. 1 to House Amendment No. 16, House Amendment No. 16, as amended, House Amendment No. 17, House Amendment No. 1 to House Amendment No. 18, House Amendment No. 18, as amended, House Amendment No. 1 to House Amendment No. 19, House Amendment No. 19, as amended, and House Amendment Nos. 20 and 21, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Bill No. 26;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Eigel
/s/ Rick Brattin
/s/ Denny Hoskins
Barbara Washington
Steve Roberts

FOR THE HOUSE:

/s/ Nick Schroer
/s/ Justin Hill
/s/ Jered Taylor (139)
Rasheen Aldridge
Kevin Windham Jr.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 53 & 60**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 53 & 60, with House Amendment Nos. 1, 2, 3, and 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment No. 8, House Amendment No. 1 to House Amendment No. 10, House Amendment No. 10, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 53 & 60, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 53 & 60;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 53 & 60 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Tony Luetkemeyer
/s/ Bob Onder
/s/ Bill White
/s/ John Rizzo
/s/ Brian Williams

FOR THE HOUSE:

/s/ Lane Roberts
/s/ David Evans
/s/ Justin Hill
/s/ Mark Ellebracht
/s/ Robert Sauls

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 72**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 72, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2, House Amendment Nos. 1 and 2 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment Nos. 4, 5, 6, and 7, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment Nos. 1, 2, and 3 to House Amendment No. 9, House Amendment No. 9, as amended, House Amendment No. 10, House Amendment Nos. 1 and 2 to House Amendment No. 11, House Amendment No. 11, as amended, House Amendment Nos. 1 and 2 to House Amendment No. 12, House Amendment No. 12, as amended, House Amendment No. 1 to House Amendment No. 14, House Amendment No. 14, as amended, and House Amendment No. 17, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 72, as amended;
2. That the Senate recede from its position on Senate Bill No. 72;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 72 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Karla Eslinger
/s/ Sandy Crawford
/s/ Mike Bernskoetter
/s/ Greg Razer
/s/ Angela Mosley

FOR THE HOUSE:

/s/ Travis Smith (155)
/s/ Louis Riggs
/s/ Andrew McDaniel
/s/ Kimberly-Ann Collins
/s/ Rasheen Aldridge

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 226**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 226, with House Amendment Nos. 1, 2, 3, and 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6 and 7, House Amendment Nos. 2 and 3 to House Amendment No. 8, House Amendment No. 8, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 226, as amended;
2. That the Senate recede from its position on Senate Bill No. 226;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 226 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Andrew Koenig
/s/ Cindy O'Laughlin
/s/ Bill Eigel
/s/ Lauren Arthur
/s/ Steve Roberts

FOR THE HOUSE:

/s/ Philip Christofanelli
/s/ Cody Smith, 163
/s/ Derek Grier
/s/ Steve Butz
/s/ Ashley Bland Manlove

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 303**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 303, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 303, as amended;
2. That the Senate recede from its position on Senate Bill No. 303;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 303 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Elaine Gannon
/s/ Paul Wieland
/s/ Mike Bernskoetter
/s/ Doug Beck
/s/ Steve Roberts

FOR THE HOUSE:

/s/ Mike Henderson
/s/ Rudy Veit
/s/ Kurtis Gregory
/s/ Mark Ellebracht
/s/ Robert Sauls

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HCS HB 734, as amended - Fiscal Review
CCR HCS SS#2 SB 26, as amended - Fiscal Review
CCR HCS SS SCS SBs 53 & 60, as amended - Fiscal Review
CCR HCS SB 72, as amended - Fiscal Review
CCR HCS SB 226, as amended - Fiscal Review
CCR HCS SB 303, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, May 13, 2021.

COMMITTEE HEARINGS

FISCAL REVIEW

Thursday, May 13, 2021, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Room change.
CORRECTED

FISCAL REVIEW

Friday, May 14, 2021, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Room change.
CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 13, 2021, 9:00 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 14, 2021, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 13, 2021, 9:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 14, 2021, 8:00 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SEVENTY-FIRST DAY, THURSDAY, MAY 13, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson

HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins

HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652 - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

HCS SB 29, E.C. - Gregory (51)
SB 78 - Trent
SS SCS SB 126 - Knight
HCS SB 128, (Fiscal Review 5/12/21), E.C. - Henderson
HCS SS SB 212, (Fiscal Review 5/12/21), E.C. - Christofanelli
HCS SS SB 283, (Fiscal Review 5/12/21), E.C. - Schroer
HCS SCS SB 457, (Fiscal Review 5/12/21), E.C. - Kelly (141)

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SS SCS SB 152, E.C. - Christofanelli
HS HCS SS SCS SB 289 - Copeland
HCS SS SCS SB 27, E.C. - Baker
HCS SS SB 44 - Wallingford
SS SB 45 - Wiemann
SCS SB 272 - Mosley
HCS SB 5, E.C. - Ruth
HCS SB 38 - Griesheimer
HCS SB 323 - Wallingford
HCS#2 SCS SB 91, E.C. - Fitzwater
HCS#2 SS SB 327, E.C. - Kelly (141)
HCS SB 377 - Haden
SB 36 - Griffith
HCS SCS SB 40, (Fiscal Review 5/11/21) - Houx
HCS SS SB 46 - Riley
HCS SS SB 89, (Fiscal Review 5/11/21) - Coleman (32)
HCS SS#2 SCS SB 202 - O'Donnell
SB 231 - Trent

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 4 - Trent
SCR 6 - Walsh (50)

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 2, with HA 1, pending - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345 - DeGroot

SCS HB 604, as amended - Gregory (51)

SCS HCS#2 HB 69 - Billington

SS HCS HBs 557 & 560, E.C. - Veit

SS HCS HB 369, as amended (Fiscal Review 5/11/21) - Taylor (48)

SS SCS HS HB 432, as amended (Fiscal Review 5/12/21), E.C. - Kelly (141)

SS HCS HB 66, as amended (Fiscal Review 5/12/21) - Pike

BILLS IN CONFERENCE

SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, & HA 6 (Senate exceeded differences) - Knight

CCR HCS SB 226, as amended (Fiscal Review 5/12/21), E.C. - Christofanelli

CCR HCS SS#2 SB 26, as amended (Fiscal Review 5/12/21), E.C. - Schroer

CCR HCS SS SB 141, as amended - Black (137)

CCR HCS SS SCS SBs 53 & 60, as amended (Fiscal Review 5/12/21), E.C. - Roberts

HCS SB 330, as amended, E.C. - Shields

CCR HCS SB 72, as amended (Fiscal Review 5/12/21) - Smith (155)

CCR HCS SB 303, as amended (Fiscal Review 5/12/21) - Henderson

HCS SCS SB 403, as amended - Patterson

CCR SS SCS HCS HB 734, as amended, (Senate exceeded differences), (Fiscal Review 5/12/21) - O'Donnell

SB 86, with HA 1, HA 2 & HA 3 - Baker

HCS SS SB 333, as amended - Baker

HS HCS SCS SB 520, as amended - Ruth

SB 9, with HA 1, HA 1 HA 2, HA 2, a.a., HA 3 & HA 4 (exceeded differences) - Fitzwater

HCS SB 365, E.C. - Murphy

SS SB 22, with HA 1, HA 2, HA 3, HA 5, & HA 6 - Grier

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SEVENTY-FIRST DAY, THURSDAY, MAY 13, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I will lift up mine eyes unto the hills, from whence cometh my help. (Psalm 121:1)

Almighty God, our Heavenly Creator, who is ever present in our world and with us always all our lives, grant to us Your Spirit, which will enable us to live this day with dignity, do our work with patience, and serve our state with complete devotion. Lift up before our eyes the standards of truth and love. May they lighten our path and may we be given courage to walk in that way for the good of our spirits, for the well-being of our voters, and for the welfare of all in our bicentennial state.

We commend to Your wise and loving care those who walk in political tension and those who have given their votes for the common good. May we match their devotion with our dedication and their willingness to sacrifice with our readiness to serve our great Show-Me State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventieth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HS HB 432, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (0)

Absent (2): Eggleston and Terry

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HCS HB 734, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (1): Baringer

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SBs 53 & 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

BILLS IN CONFERENCE

SB 37, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6, relating to agriculture, was taken up by Representative Knight.

Representative Knight moved that the House conferees be allowed to exceed the differences on **SB 37, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6**, in Sections 135.775, 135.755, 135.305, 135.686, 135.750, 348.436, and 620.3515.

Which motion was adopted.

SS SB 22, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 5, and House Amendment No. 6, relating to redevelopment in certain areas, was taken up by Representative Grier.

Representative Grier moved that the House conferees on **SS SB 22, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6**, be allowed to exceed the differences on Sections 67.1461, 99.847, and 135.1610.

Which motion was adopted.

CCR HCS SS SCS SBs 53 & 60, as amended, relating to public safety, was taken up by Representative Roberts.

On motion of Representative Roberts, **CCR HCS SS SCS SBs 53 & 60, as amended**, was adopted by the following vote:

AYES: 139

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Bailey	Baker	Bangert	Baringer
Basye	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burnett
Burton	Butz	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Hadens	Haffner	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGill	Murphy	Nurrenbern	O'Donnell
Owen	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Porter	Pouche	Price IV
Proudie	Quade	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 005

Barnes	Brown 27	Busick	McDaniel	Pollock 123
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PRESENT: 010

Atchison	Billington	Burger	Dinkins	Haley
McGaugh	Merideth	Railsback	Roden	Rone

ABSENT WITH LEAVE: 008

Bland Manlove	Chipman	Morse	Mosley	Patterson
Pietzman	Schnelting	Smith 163		

VACANCIES: 001

On motion of Representative Roberts, **CCS HCS SS SCS SBs 53 & 60, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Bailey	Baker	Bangert	Baringer
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 70	Buchheit-Courtway

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Burnett	Burton	Butz	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGirt	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Quade	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 004

Barnes	Brown 27	Busick	Pollock 123
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PRESENT: 008

Atchison	Burger	Dinkins	Haley	McGaugh
Merideth	Railsback	Rone		

ABSENT WITH LEAVE: 010

Bland Manlove	Chipman	Johnson	Morse	Mosley
Patterson	Pietzman	Schnelting	Schroer	Smith 163

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel

Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGirl	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rogers	Rowland	Ruth	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 002

Roden Rone

ABSENT WITH LEAVE: 008

Bland Manlove	Morse	Patterson	Person	Pietzman
Schnelting	Schroer	Smith 163		

VACANCIES: 001

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HS HB 297** entitled:

An act to repeal sections 166.400, 166.410, 166.415, 166.420, 166.425, 166.435, 166.440, 166.456, 166.502, 172.020, 173.035, 173.1003, 174.450, 174.453, and 209.610, RSMo, and to enact in lieu thereof twenty new sections relating to institutions of higher education.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for House Substitute for House Bill No. 297, Page 13, Section 166.502, Line 35, by inserting after all of said line the following:

"170.029. 1. **The state board of education shall develop a statewide plan for career and technical education (CTE) that ensures sustainability, viability, and relevance by matching workforce needs with appropriate educational resources.**

2. The state board of education, in consultation with the career and technical education advisory council as established in section 178.550, shall establish minimum requirements for a ~~[career and technical education (CTE)]~~ CTE certificate that a student can earn in addition to ~~[his or her]~~ **the student's** high school graduation diploma. Students entering high school in school year 2017-18 and thereafter shall be eligible to earn a CTE certificate.

~~[2-]~~ 3. The ~~[state board of education]~~ **statewide plan** shall establish CTE requirements intended to provide students with the necessary technical employability skills to be prepared for an entry-level career in a technical field or additional training in a technical field. The provisions of this section shall not be considered a means for tracking students in order to impel students to particular vocational, career, or college paths. The state board of education shall work with local school districts to ensure that tracking does not occur. For purposes of this section, "tracking" means separating pupils by academic ability into groups for all subjects or certain classes and curriculum.

~~[3-]~~ 4. Each local school district shall determine the curriculum, programs of study, and course offerings based on the needs and interests of the students in the district **and meeting the requirements of the statewide plan.** As required by Missouri's state plan for career education and the Missouri school improvement program, the state board of education shall work in cooperation with individual school districts to stipulate the minimum number of CTE offerings. Each local school district shall strive to offer programs of study that are economically feasible for students in the district. In establishing CTE offerings, the district may rely on standards, technical coursework, and skills assessments developed for industry-recognized certificates or credentials.

5. **To enable school districts to offer CTE programs of study that are current with business and industry standards, the department of elementary and secondary education shall convene work groups from each program area to develop and recommend rigorous and relevant performance standards or course competencies for each program of study. The work groups shall include, but not be limited to, educators providing instruction in each CTE program area, advisors from each CTE program area from the department of elementary and secondary education, the department of higher education and workforce development, business and industry, and institutions of higher education. The department of elementary and secondary education shall develop written model curriculum frameworks relating to CTE program areas that may be used by school districts. The requirements of section 160.514 shall not apply to this section.**

~~[4-]~~ 6. No later than January 1, 2017, the department of elementary and secondary education shall develop a process for recognition of a school district's career and technical education program that offers a career and technical education certificate.

~~[5-]~~ 7. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute No. 2 for House Substitute for House Bill No. 297, Page 24, Section 174.283, Line 4, by inserting after all of said line the following:

"174.285. Harris-Stowe State University is hereby designated and shall hereafter be operated as an institution with a statewide mission in science, technology, engineering, and mathematics (STEM) for underrepresented and underresourced students."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 1
to
Senate Amendment No. 3

AMEND Senate Amendment No. 3 to Senate Substitute No. 2 for House Substitute for House Bill No. 297, Page 3, Lines 79-92, by striking all of said lines from the amendment; and

Further amend said amendment, Page 4, Lines 93-106, by striking all of the underlined words on said lines.

Senate Amendment No. 2
to
Senate Amendment No. 3

AMEND Senate Amendment No. 3 to Senate Substitute No. 2 for House Substitute for House Bill No. 297, Page 1, Line 13, by striking "state general" and inserting in lieu thereof the following:

"November"; and

Further amend said amendment and page, Line 17, by striking "state general" and inserting in lieu thereof the following:

"November"; and

Further amend said amendment and page, Line 25, by striking "state general" and inserting in lieu thereof the following:

"November".

Senate Amendment No. 3

AMEND Senate Substitute No. 2 for House Substitute for House Bill No. 297, Page 3, Section 161.625, Line 52, by inserting after all of said line the following:

"162.441. 1. If any school district desires to be attached to a community college district organized under sections 178.770 to 178.890 or to one or more adjacent seven-director school districts for school purposes, upon the receipt of a petition setting forth such fact, signed either by voters of the district equal in number to ten percent of those voting in the last school election at which school board members were elected or by a majority of the voters of the district, whichever is the lesser, the school board of the district desiring to be so attached shall submit the question to the voters **at a state general election**.

2. As an alternative to the procedure in subsection 1 of this section, a seven-director district may, by a majority vote of its board of education, propose a plan to the voters of the district **at a state general election** to attach the district to one or more adjacent seven-director districts and call an election upon the question of such plan.

3. As an alternative to the procedures in subsection 1 or 2 of this section, a community college district organized under sections 178.770 to 178.890 may, by a majority vote of its board of trustees, propose a plan to the voters of the school district **at a state general election** to attach the school district to the community college district, levy the tax rate applicable to the community college district at the time of the vote of the board of trustees, and call an election upon the question of such plan. **The community college proposing the annexation shall appear at a public meeting of the school district to which the annexation is being proposed to present the annexation proposal. The school board shall invite the community college to make this presentation at a regularly scheduled meeting no more than one hundred twenty days prior and no less than thirty days prior to the election to present the annexation proposal.** The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose. The community college district shall be responsible for the costs associated with the election.

4. A plat of the proposed changes to all affected districts shall be published and posted with the notice of election.

5. The question shall be submitted in substantially the following form:
Shall the _____ school district **become a part of and** be annexed to the _____ ~~[school districts]~~ **community college district** effective the _____ day of _____, _____? **If this proposition is approved, the overall tax levy in the school district will increase by the community college tax levy of \$_____ per \$100 of assessed valuation and all residents of the school district will be eligible for reduced community college tuition at the in-district rate.**

6. If a majority of the votes cast in the district proposing annexation favor annexation, the secretary shall certify the fact, with a copy of the record, to the board of the district and to the boards of the districts to which annexation is proposed; whereupon the boards of the seven-director districts to which annexation is proposed shall meet to consider the advisability of receiving the district or a portion thereof, and if a majority of all the members of each board favor annexation, the boundary lines of the seven-director school districts from the effective date shall be changed to include the district, and the board shall immediately notify the secretary of the district which has been annexed of its action.

7. Upon the effective date of the annexation, all indebtedness, property and money on hand belonging thereto shall immediately pass to the seven-director school district. If the district is annexed to more than one district, the provisions of sections 162.031 and 162.041 shall apply.

8. (1) The school board of any school district which has been attached to a community college district or to another seven-director school district pursuant to this section may submit to the voters at a state general election the question of whether to void any annexation completed pursuant to this section and to return the boundaries of such school district to those in existence prior to the annexation. The question shall be submitted in substantially the following form:

Shall the _____ school district void the annexation to the _____ community college district and return the boundaries of such school district to those in existence prior to the annexation?

(2) If a majority of the votes cast in the district proposing to void the annexation favor voiding the annexation, the secretary shall certify the fact, with a copy of the record, to the board of the district and to the boards of the districts to which the voiding of the annexation is proposed. Upon the effective date of a proposal under this subsection, applicable property and money belonging to the school district shall immediately revert back to the school district.

(3) The provisions of this subsection shall only apply to districts attached pursuant to subsection 3 of this section.

(4) The provisions of this subsection shall expire on August 28, 2023."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute No. 2 for House Substitute for House Bill No. 297, Pages 23-24, Section 173.1352, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 333, as amended.**

Senators: Burlison, Brattin, Koenig, Schupp, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS HCS SCS SB 520, as amended.**

Senators: Bean, Gannon, Rehder, Roberts, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SB 22, as amended**.

Senators: Koenig, Bernskoetter, Eigel, Washington, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **SS SB 22, as amended**, on Sections 131.1610 and 67.1461.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 365, as amended**.

Senators: Wieland, Hoskins, Burlison, Arthur, Roberts

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SS SCS SB 57, with HA 1**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 64, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences on Section 208.152.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 402**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SBs 153 & 97, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences on Sections 67.1571, 99.874 and 144.080.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HS HB 297, as amended - Fiscal Review

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SBs 153 & 97, as amended, relating to taxation, was taken up by Representative Eggleston.

Representative Eggleston moved that the House refuse to recede from its position on **HCS SS SCS SBs 153 & 97, as amended**, and grant the Senate a conference thereon, and that the House conferees be allowed to exceed the differences on Sections 67.1461, 99.847, 137.115, and 144.080.

Which motion was adopted.

HCS SS SB 64, as amended, relating to health care, was taken up by Representative Christofanelli.

Representative Christofanelli moved that the House refuse to recede from its position on **HCS SS SB 64, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Vescovo assumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SB 64, as amended: Representatives Christofanelli, Smith (163), Stephens (128), Appelbaum, and Lewis (25)

HCS SS SCS SBs 153 & 97, as amended: Representatives Eggleston, Taylor (139), Falkner, Butz, and Bland Manlove

BILLS IN CONFERENCE

Speaker Pro Tem Wiemann resumed the Chair.

CCR SS SCS HCS HB 734, as amended, relating to utilities, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, **CCR SS SCS HCS HB 734, as amended**, was adopted by the following vote:

AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis

Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Hannegan
Hardwick	Henderson	Hicks	Hill	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 002

Kidd McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 016

Bland Manlove	Boggs	Bosley	Ellebracht	Haley
Houx	Hovis	Knight	Morse	Patterson
Pietzman	Price IV	Roden	Schnelting	Schroer
Windham				

VACANCIES: 001

On motion of Representative O'Donnell, **CCS SS SCS HCS HB 734, as amended**, was read the third time and passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Hannegan	Hardwick	Henderson	Hicks	Hill
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh

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McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 001

Kidd

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Bosley	Ellebracht	Haley	Houx
Hovis	Knight	Morse	Patterson	Pietzman
Price IV	Roden	Schnelting	Schroer	Windham

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SB 29, SB 78, SS SCS SB 126, HCS SB 128, HCS SS SB 212, HCS SS SB 283, and **HCS SCS SB 457** were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 46, relating to transportation, was taken up by Representative Riley.

On motion of Representative Riley, the title of **HCS SS SB 46** was agreed to.

Representative Riley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Pages 34 to 36, Section 301.558, Lines 1 to 70, by deleting all of said lines and section; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riley, **House Amendment No. 1** was adopted.

Representative Hicks offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 82, Section 1, Lines 1 and 2, by deleting the words "**any motor vehicle, including any historic motor vehicle**," and inserting in lieu thereof the words "**any historic motor vehicle**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 2** was adopted.

Representative Andrews offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 11, Section 115.960, Line 86, by inserting after all of said section and line the following:

"173.260. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to such programs;

(4) "Board", the coordinating board for higher education;

(5) "Eligible child", the natural, adopted or stepchild of a public safety officer or employee, as defined in this section, who is less than twenty-four years of age and who is a dependent of a public safety officer or employee or was a dependent at the time of death or permanent and total disability of a public safety officer or employee;

(6) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and by rules adopted by the department of health and senior services under sections 190.001 to ~~[190.245]~~ **190.243**;

(7) "Employee", any full-time employee of the department of transportation engaged in the construction or maintenance of the state's highways, roads and bridges;

(8) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and corresponding regulations applicable to such programs;

(9) "Grant", the public safety officer or employee survivor grant as established by this section;

(10) "Institution of postsecondary education", any approved public or private institution as defined in section 173.205;

(11) "Line of duty", any action of a public safety officer, whose primary function is crime control or reduction, enforcement of the criminal law, or suppression of fires, is authorized or obligated by law, rule, regulation or condition of employment or service to perform;

(12) "Public safety officer", any firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed or permanently and totally disabled in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed or permanently and totally disabled in the line of duty;

(13) "Permanent and total disability", a disability which renders a person unable to engage in any gainful work;

(14) "Spouse", the husband, wife, widow or widower of a public safety officer or employee at the time of death or permanent and total disability of such public safety officer;

(15) "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at that institution by a student as a resident of this state.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall provide, as defined in this section, a grant for either of the following to attend an institution of postsecondary education:

(1) An eligible child of a public safety officer or employee killed or permanently and totally disabled in the line of duty; or

(2) A spouse of a public safety officer killed or permanently and totally disabled in the line of duty.

3. An eligible child or spouse may receive a grant under this section only so long as the child or spouse is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a child or spouse receive a grant beyond the completion of the first baccalaureate degree or, in the case of a child, age twenty-four years, except that the child may receive a grant through the completion of the semester or similar grading period in which the child reaches his twenty-fourth year. No child or spouse shall receive more than one hundred percent of tuition when combined with similar funds made available to such child or spouse.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section;

(2) Determine minimum standards of performance in order for a child or spouse to remain eligible to receive a grant under this program;

(3) Make available on behalf of an eligible child or spouse an amount toward the child's or spouse's tuition which is equal to the grant to which the child or spouse is entitled under the provisions of this section;

(4) Provide the forms and determine the procedures necessary for an eligible child or spouse to apply for and receive a grant under this program.

5. An eligible child or spouse who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education shall receive a grant in an amount not to exceed the least of the following:

(1) The actual tuition, as defined in this section, charged at an approved institution where the child or spouse is enrolled or accepted for enrollment; or

(2) The amount of tuition charged a Missouri resident at the University of Missouri for attendance as a full-time student, as defined in section 173.205.

6. An eligible child or spouse who is a recipient of a grant may transfer from one approved public or private institution of postsecondary education to another without losing his entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at anytime withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees, or other charges, the institution shall pay the portion of the refund to which he is entitled attributable to the grant for that semester or similar grading period to the board.

7. If an eligible child or spouse is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible child or spouse.

8. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

9. A public safety officer who is permanently and totally disabled shall be eligible for a grant pursuant to the provisions of this section.

10. An eligible child of a public safety officer or employee, spouse of a public safety officer or public safety officer shall cease to be eligible for a grant pursuant to this section when such public safety officer or employee is no longer permanently and totally disabled.

190.001. Sections 190.001 to ~~[190.245]~~ **190.243** shall be known and may be cited as the "Comprehensive Emergency Medical Services Systems Act".

190.060. 1. An ambulance district shall have the following governmental powers, and all other powers incidental, necessary, convenient or desirable to carry out and effectuate the express powers:

(1) To establish and maintain an ambulance service within its corporate limits, and to acquire for, develop, expand, extend and improve such service;

(2) To acquire land in fee simple, rights in land and easements upon, over or across land and leasehold interests in land and tangible and intangible personal property used or useful for the location, establishment, maintenance, development, expansion, extension or improvement of an ambulance service. The acquisition may be by dedication, purchase, gift, agreement, lease, use or adverse possession;

(3) To operate, maintain and manage the ambulance service, and to make and enter into contracts for the use, operation or management of and to provide rules and regulations for the operation, management or use of the ambulance service;

(4) To fix, charge and collect reasonable fees and compensation for the use of the ambulance service according to the rules and regulations prescribed by the board from time to time;

(5) To borrow money and to issue bonds, notes, certificates, or other evidences of indebtedness for the purpose of accomplishing any of its corporate purposes, subject to compliance with any condition or limitation set forth in sections 190.001 to 190.090 or otherwise provided by the Constitution of the state of Missouri;

(6) To employ or enter into contracts for the employment of any person, firm, or corporation, and for professional services, necessary or desirable for the accomplishment of the objects of the district or the proper administration, management, protection or control of its property;

(7) To maintain the ambulance service for the benefit of the inhabitants of the area comprising the district regardless of race, creed or color, and to adopt such reasonable rules and regulations as may be necessary to render the highest quality of emergency medical care; to exclude from the use of the ambulance service all persons who willfully disregard any of the rules and regulations so established; to extend the privileges and use of the ambulance service to persons residing outside the area of the district upon such terms and conditions as the board of directors prescribes by its rules and regulations;

(8) To provide for health, accident, disability and pension benefits for the salaried members of its organized ambulance district and such other benefits for the members' spouses and minor children, through either, or both, a contributory or noncontributory plan. The type and amount of such benefits shall be determined by the board of directors of the ambulance district within the level of available revenue of the pension program and other available revenue of the district. If an employee contributory plan is adopted, then at least one voting member of the board of trustees shall be a member of the ambulance district elected by the contributing members. The board of trustees shall not be the same as the board of directors;

(9) To purchase insurance indemnifying the district and its employees, officers, volunteers and directors against liability in rendering services incidental to the furnishing of ambulance services. Purchase of insurance pursuant to this section is not intended to waive sovereign immunity, official immunity or the Missouri public duty doctrine defenses; and

(10) To provide for life insurance, accident, sickness, health, disability, annuity, length of service, pension, retirement and other employee-type fringe benefits, subject to the provisions of section 70.615, for the volunteer members of any organized ambulance district and such other benefits for their spouses and eligible unemancipated children, either through a contributory or noncontributory plan, or both. For purposes of this section, "eligible unemancipated child" means a natural or adopted child of an insured, or a stepchild of an insured who is domiciled with the insured, who is less than twenty-three years of age, who is not married, not employed on a full-time basis, not maintaining a separate residence except for full-time students in an accredited school or institution of higher learning, and who is dependent on parents or guardians for at least fifty percent of his or her support. The type and amount of such benefits shall be determined by the board of directors of the ambulance district within available revenues of the district, including the pension program of the district. The provision and receipt of such benefits shall not make the recipient an employee of the district. Directors who are also volunteer members may receive such benefits while serving as a director of the district.

2. The use of any ambulance service of a district shall be subject to the reasonable regulation and control of the district and upon such reasonable terms and conditions as shall be established by its board of directors.

3. A regulatory ordinance of a district adopted pursuant to any provision of this section may provide for a suspension or revocation of any rights or privileges within the control of the district for a violation of any regulatory ordinance.

4. Nothing in this section or in other provisions of sections 190.001 to ~~[190.245]~~ **190.243** shall be construed to authorize the district or board to establish or enforce any regulation or rule in respect to the operation or maintenance of the ambulance service within its jurisdiction which is in conflict with any federal or state law or regulation applicable to the same subject matter.

5. After August 28, 1998, the board of directors of an ambulance district that proposes to contract for the total management and operation of the ambulance service, when that ambulance district has not previously contracted out for said service, shall hold a public hearing within a thirty-day period and shall make a finding that the proposed contract to manage and operate the ambulance service will:

- (1) Provide benefits to the public health that outweigh the associated costs;
- (2) Maintain or enhance public access to ambulance service;
- (3) Maintain or improve the public health and promote the continued development of the regional emergency medical services system.

6. (1) Upon a satisfactory finding following the public hearing in subsection 5 of this section and after a sixty-day period, the ambulance district may enter into the proposed contract, however said contract shall not be implemented for at least thirty days.

(2) The provisions of subsection 5 of this section shall not apply to contracts which were executed prior to August 28, 1998, or to the renewal or modification of such contracts or to the signing of a new contract with an ambulance service provider for services that were previously contracted out.

7. All ambulance districts authorized to adopt laws, ordinances, or regulations regarding basic life support ambulances shall require such ambulances to be equipped with an automated external defibrillator and be staffed by at least one individual trained in the use of an automated external defibrillator.

8. The ambulance district may adopt procedures for conducting fingerprint background checks on current and prospective employees, contractors, and volunteers. The ambulance district may submit applicant fingerprints to the Missouri state highway patrol, Missouri criminal records repository, for the purpose of checking the person's criminal history. The fingerprints shall be used to search the Missouri criminal records repository and shall be submitted to the Federal Bureau of Investigation to be used for searching the federal criminal history files. The fingerprints shall be submitted on forms and in the manner prescribed by the Missouri state highway patrol. Fees shall be as set forth in section 43.530.

190.098. 1. In order for a person to be eligible for certification by the department as a community paramedic, an individual shall:

- (1) Be currently certified as a paramedic;
- (2) Successfully complete or have successfully completed a community paramedic certification program from a college, university, or educational institution that has been approved by the department or accredited by a national accreditation organization approved by the department; and
- (3) Complete an application form approved by the department.

2. A community paramedic shall practice in accordance with protocols and supervisory standards established by the medical director. A community paramedic shall provide services of a health care plan if the plan has been developed by the patient's physician or by an advanced practice registered nurse through a collaborative practice arrangement with a physician or a physician assistant through a collaborative practice arrangement with a physician and there is no duplication of services to the patient from another provider.

3. Any ambulance service shall enter into a written contract to provide community paramedic services in another ambulance service area, as that term is defined in section 190.100. The contract that is agreed upon may be for an indefinite period of time, as long as it includes at least a sixty-day cancellation notice by either ambulance service.

4. A community paramedic is subject to the provisions of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated under sections 190.001 to ~~[190.245]~~ **190.243**.

5. No person shall hold himself or herself out as a community paramedic or provide the services of a community paramedic unless such person is certified by the department.

6. The medical director shall approve the implementation of the community paramedic program.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

190.100. As used in sections 190.001 to ~~[190.245]~~ **190.257**, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules and regulations adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to ~~[190.245]~~ **190.243**, and the rules promulgated by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to ~~[190.245]~~ **190.243** and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243**, and by rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(19) "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(21) "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to ~~[190.245]~~ **190.243**, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service

organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) **"Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;**

(47) **"Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;**

(48) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

~~[(47)]~~ (49) "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem **trauma** injuries that potentially require immediate medical or surgical intervention or treatment;

~~[(48)]~~ (50) "Trauma center", a hospital that is currently designated as such by the department.

190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. The state EMS medical director, as described under section 190.103, shall serve as an ex officio member of the council.

5. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

~~[5-]~~ 6. The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

~~[6-]~~ 7. (1) There is hereby established a standing subcommittee of the council to monitor the implementation of the recognition of the EMS personnel licensure interstate compact under sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of the council, to include at least two members as recommended by the Missouri state council of firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit reports and recommendations to the council, the department of health and senior services, the general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of section 190.930. The hearing request shall include the request that the hearing be presented live through the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to the council and emergency medical services personnel under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

(3) The department of health and senior services shall not establish or increase fees for Missouri emergency medical services personnel licensure in accordance with this chapter for the purpose of creating the funds necessary for payment of an annual assessment under subdivision (3) of subsection 5 of section 190.924.

8. The council shall consult with the time-critical diagnosis advisory committee, as described under section 190.257, regarding time-critical diagnosis.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, EMT-Bs, EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.104. 1. The department is authorized to establish a program to improve the quality of emergency care for pediatric patients throughout the state and to implement a comprehensive pediatric emergency medical services system in accordance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

2. The department is authorized to receive contributions, grants, donations or funds from any private entity to be expended for the program authorized pursuant to this section.

190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or place of the state of Missouri unless such person holds a currently valid license from the department for an ambulance service issued pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243**.

2. No ground ambulance shall be operated for ambulance purposes, and no individual shall drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid Missouri license as an emergency medical technician. Nothing in this section shall be construed to mean that a duly registered nurse, a duly licensed physician, or a duly licensed physician assistant be required to hold an emergency medical technician's license. When a physician assistant is in attendance with a patient on an ambulance, the physician assistant shall be exempt from any mileage limitations in any collaborative practice arrangement prescribed under law. Each ambulance service is responsible for assuring that any person driving its ambulance is competent in emergency vehicle operations and has a safe driving record. Each ground ambulance shall be staffed with at least two licensed individuals when transporting a patient, except as provided in section 190.094. In emergency situations which require additional medical personnel to assist the patient during transportation, an emergency medical responder, firefighter, or law enforcement personnel with a valid driver's license and prior experience with driving emergency vehicles may drive the ground ambulance provided the ground ambulance service stipulates to this practice in operational policies.

3. No license shall be required for an ambulance service, or for the attendant of an ambulance, which:

(1) Is rendering assistance in the case of an emergency, major catastrophe or any other unforeseen event or series of events which jeopardizes the ability of the local ambulance service to promptly respond to emergencies; or

(2) Is operated from a location or headquarters outside of Missouri in order to transport patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri, but no such outside ambulance shall be used to pick up patients within Missouri for transportation to locations within Missouri, except as provided in subdivision (1) of this subsection.

4. The issuance of a license pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243** shall not be construed so as to authorize any person to provide ambulance services or to operate any ambulances without a franchise in any city not within a county or in a political subdivision in any county with a population of over nine hundred thousand inhabitants, or a franchise, contract or mutual-aid agreement in any other political subdivision which has enacted an ordinance making it unlawful to do so.

5. Sections 190.001 to ~~[190.245]~~ **190.243** shall not preclude the adoption of any law, ordinance or regulation not in conflict with such sections by any city not within a county, or at least as strict as such sections by any county, municipality or political subdivision except that no such regulations or ordinances shall be adopted by a political subdivision in a county with a population of over nine hundred thousand inhabitants except by the county's governing body.

6. In a county with a population of over nine hundred thousand inhabitants, the governing body of the county shall set the standards for all ambulance services which shall comply with subsection 5 of this section. All such ambulance services must be licensed by the department. The governing body of such county shall not prohibit a licensed ambulance service from operating in the county, as long as the ambulance service meets county standards.

7. An ambulance service or vehicle when operated for the purpose of transporting persons who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier under the jurisdiction of the Missouri division of motor carrier and railroad safety.

8. Sections 190.001 to ~~[190.245]~~ **190.243** shall not apply to, nor be construed to include, any motor vehicle used by an employer for the transportation of such employer's employees whose illness or injury occurs on private property, and not on a public highway or property, nor to any person operating such a motor vehicle.

9. A political subdivision that is authorized to operate a licensed ambulance service may establish, operate, maintain and manage its ambulance service, and select and contract with a licensed ambulance service. Any political subdivision may contract with a licensed ambulance service.

10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of section 190.109, shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to promulgate laws, ordinances or regulations related to the provision of ambulance services. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to operate an ambulance service without a franchise in an ambulance district or a fire protection district that is authorized to provide ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

12. No provider of ambulance service within the state of Missouri which is licensed by the department to provide such service shall discriminate regarding treatment or transportation of emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin, ancestry, handicap, medical condition or ability to pay.

13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to chapter 67.

14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to ~~[190.245]~~ **190.243**.

190.108. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for an air ambulance license.

2. The department shall have the authority and responsibility to license an air ambulance service in accordance with sections 190.001 to ~~[190.245]~~ **190.243**, and in accordance with rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The department may promulgate rules relating to the requirements for an air ambulance license including, but not limited to:

- (1) Medical control plans;
- (2) Medical director qualifications;
- (3) Air medical staff qualifications;
- (4) Response and operations standards to assure that the health and safety needs of the public are met;
- (5) Standards for air medical communications;
- (6) Criteria for compliance with licensure requirements;
- (7) Records and forms;
- (8) Equipment requirements;
- (9) Five-year license renewal;
- (10) Quality improvement committees; and
- (11) Response time, patient care and transportation standards.

3. Application for an air ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the air ambulance service meets all the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

4. Upon the sale or transfer of any air ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to ~~[190.245]~~ **190.243**.

190.109. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for a ground ambulance license.

2. Any person that owned and operated a licensed ambulance on December 31, 1997, shall receive an ambulance service license from the department, unless suspended, revoked or terminated, for that ambulance service area which was, on December 31, 1997, described and filed with the department as the primary service area for its licensed ambulances on August 28, 1998, provided that the person makes application and adheres to the rules and regulations promulgated by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

3. The department shall issue a new ground ambulance service license to an ambulance service that is not currently licensed by the department, or is currently licensed by the department and is seeking to expand its ambulance service area, except as provided in subsection 4 of this section, to be valid for a period of five years, unless suspended, revoked or terminated, when the director finds that the applicant meets the requirements of ambulance service licensure established pursuant to sections 190.100 to ~~[190.245]~~ **190.243** and the rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. In order to be considered for a new ambulance service license, an ambulance service shall submit to the department a letter of endorsement from each ambulance district or fire protection district that is authorized to provide ambulance service, or from each municipality not within an ambulance district or fire protection district that is authorized to provide ambulance service, in which the ambulance service proposes to operate. If an ambulance service proposes to operate in unincorporated portions of a

county not within an ambulance district or fire protection district that is authorized to provide ambulance service, in order to be considered for a new ambulance service license, the ambulance service shall submit to the department a letter of endorsement from the county. Any letter of endorsement required pursuant to this section shall verify that the political subdivision has conducted a public hearing regarding the endorsement and that the governing body of the political subdivision has adopted a resolution approving the endorsement. The letter of endorsement shall affirmatively state that the proposed ambulance service:

- (1) Will provide a benefit to public health that outweighs the associated costs;
- (2) Will maintain or enhance the public's access to ambulance services;
- (3) Will maintain or improve the public health and promote the continued development of the regional emergency medical service system;
- (4) Has demonstrated the appropriate expertise in the operation of ambulance services; and
- (5) Has demonstrated the financial resources necessary for the operation of the proposed ambulance service.

4. A contract between a political subdivision and a licensed ambulance service for the provision of ambulance services for that political subdivision shall expand, without further action by the department, the ambulance service area of the licensed ambulance service to include the jurisdictional boundaries of the political subdivision. The termination of the aforementioned contract shall result in a reduction of the licensed ambulance service's ambulance service area by removing the geographic area of the political subdivision from its ambulance service area, except that licensed ambulance service providers may provide ambulance services as are needed at and around the state fair grounds for protection of attendees at the state fair.

5. The department shall renew a ground ambulance service license if the applicant meets the requirements established pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, and the rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

6. The department shall promulgate rules relating to the requirements for a ground ambulance service license including, but not limited to:

- (1) Vehicle design, specification, operation and maintenance standards;
- (2) Equipment requirements;
- (3) Staffing requirements;
- (4) Five-year license renewal;
- (5) Records and forms;
- (6) Medical control plans;
- (7) Medical director qualifications;
- (8) Standards for medical communications;
- (9) Memorandums of understanding with emergency medical response agencies that provide advanced life support;
- (10) Quality improvement committees; and
- (11) Response time, patient care and transportation standards.

7. Application for a ground ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the ground ambulance service meets all the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

190.120. 1. No ambulance service license shall be issued pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, nor shall such license be valid after issuance, nor shall any ambulance be operated in Missouri unless there is at all times in force and effect insurance coverage or proof of financial responsibility with adequate reserves maintained for each and every ambulance owned or operated by or for the applicant or licensee to provide for the payment of damages in an amount as prescribed in regulation:

- (1) For injury to or death of individuals in accidents resulting from any cause for which the owner of such vehicle would be liable on account of liability imposed on him or her by law, regardless of whether the ambulance was being driven by the owner or the owner's agent; and
- (2) For the loss of or damage to the property of another, including personal property, under like circumstances.

2. The insurance policy or proof of financial responsibility shall be submitted by all licensees required to provide such insurance pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The insurance policy, or proof of the existence of financial responsibility, shall be submitted to the director, in such form as the director may specify, for the director's approval prior to the issuance of each ambulance service license.

3. Every insurance policy or proof of financial responsibility document required by the provisions of this section shall contain proof of a provision for a continuing liability thereunder to the full amount thereof, notwithstanding any recovery thereon; that the liability of the insurer shall not be affected by the insolvency or the bankruptcy of the assured; and that until the policy is revoked the insurance company or self-insured licensee or entity will not be relieved from liability on account of nonpayment of premium, failure to renew license at the end of the year, or any act or omission of the named assured. Such policy of insurance or self-insurance shall be further conditioned for the payment of any judgments up to the limits of such policy, recovered against any person other than the owner, the owner's agent or employee, who may operate the same with the consent of the owner.

4. Every insurance policy or self-insured licensee or entity as required by the provisions of this section shall extend for the period to be covered by the license applied for and the insurer shall be obligated to give not less than thirty days' written notice to the director and to the insured before any cancellation or termination thereof earlier than its expiration date, and the cancellation or other termination of any such policy shall automatically revoke and terminate the licenses issued for the ambulance service covered by such policy unless covered by another insurance policy in compliance with sections 190.001 to ~~[190.245]~~ **190.243**.

190.131. 1. The department shall accredit or certify training entities for emergency medical responders, emergency medical dispatchers, and emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

2. Such rules promulgated by the department shall set forth the minimum requirements for entrance criteria, training program curricula, instructors, facilities, equipment, medical oversight, record keeping, and reporting.

3. Application for training entity accreditation or certification shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems reasonably necessary to make a determination as to whether the training entity meets all requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

4. Upon receipt of such application for training entity accreditation or certification, the department shall determine whether the training entity, its instructors, facilities, equipment, curricula and medical oversight meet the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

5. Upon finding these requirements satisfied, the department shall issue a training entity accreditation or certification in accordance with rules promulgated by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

6. Subsequent to the issuance of a training entity accreditation or certification, the department shall cause a periodic review of the training entity to assure continued compliance with the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and all rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

7. No person or entity shall hold itself out or provide training required by this section without accreditation or certification by the department.

190.133. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for an emergency medical response agency license.

2. The department shall issue a license to any emergency medical response agency which provides advanced life support if the applicant meets the requirements established pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, and the rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The department may promulgate rules relating to the requirements for an emergency medical response agency including, but not limited to:

- (1) A licensure period of five years;
- (2) Medical direction;
- (3) Records and forms; and
- (4) Memorandum of understanding with local ambulance services.

3. Application for an emergency medical response agency license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical response agency meets all the requirements of sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

4. No person or entity shall hold itself out as an emergency medical response agency that provides advanced life support or provide the services of an emergency medical response agency that provides advanced life support unless such person or entity is licensed by the department.

190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to ~~190.245~~ **190.243** and the rules adopted by the department pursuant to sections 190.001 to ~~190.245~~ **190.243**. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to ~~190.245~~ **190.243**;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or hold a CAAHEP letter of review;

(4) Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs;

(5) Continuing education and relicensure requirements; and

(6) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~190.245~~ **190.243**. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to ~~190.245~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~190.245~~ **190.243**.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.143. 1. Notwithstanding any other provisions of law, the department may grant a ninety-day temporary emergency medical technician license to all levels of emergency medical technicians who meet the following:

(1) Can demonstrate that they have, or will have, employment requiring an emergency medical technician license;

(2) Are not currently licensed as an emergency medical technician in Missouri or have been licensed as an emergency medical technician in Missouri and fingerprints need to be submitted to the Federal Bureau of Investigation to verify the existence or absence of a criminal history, or they are currently licensed and the license will expire before a verification can be completed of the existence or absence of a criminal history;

(3) Have submitted a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(4) Have not been disciplined pursuant to sections 190.001 to ~~[190.245]~~ **190.243** and rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**;

(5) Meet all the requirements of rules promulgated pursuant to sections 190.001 to ~~[190.245]~~ **190.243**.

2. A temporary emergency medical technician license shall only authorize the ~~[license]~~ licensee to practice while under the immediate supervision of a licensed emergency medical technician, registered nurse, physician assistant, or physician who is currently licensed, without restrictions, to practice in Missouri.

3. A temporary emergency medical technician license shall automatically expire either ninety days from the date of issuance or upon the issuance of a five-year emergency medical technician license.

190.146. Any licensee allowing a license to lapse may within two years of the lapse request that their license be returned to active status by notifying the department in advance of such intention, and submit a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. If the licensee meets all the requirements for relicensure, the department shall issue a new emergency medical technician license to the licensee.

190.160. The renewal of any license shall require conformance with sections 190.001 to ~~[190.245]~~ **190.243** and sections 190.525 to 190.537, and rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243** and sections 190.525 to 190.537.

190.165. 1. The department may refuse to issue or deny renewal of any certificate, permit or license required pursuant to sections 190.100 to ~~[190.245]~~ **190.243** for failure to comply with the provisions of sections 190.100 to ~~[190.245]~~ **190.243** or any lawful regulations promulgated by the department to implement its provisions as described in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate, permit or license required by sections 190.100 to ~~[190.245]~~ **190.243** or any person who has failed to renew or has surrendered his or her certificate, permit or license for failure to comply with the provisions of sections 190.100 to ~~[190.245]~~ **190.243** or any lawful regulations promulgated by the department to implement such sections. Those regulations shall be limited to the following:

(1) Use or unlawful possession of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243**;

(2) Being finally adjudicated and found guilty, or having entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any activity licensed or regulated pursuant to sections 190.100 to ~~[190.245]~~ **190.243**, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate, permit or license issued pursuant to sections 190.100 to ~~[190.245]~~ **190.243** or in obtaining permission to take any examination given or required pursuant to sections 190.100 to ~~[190.245]~~ **190.243**;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243**;

(6) Violation of, or assisting or enabling any person to violate, any provision of sections 190.100 to ~~[190.245]~~ **190.243**, or of any lawful rule or regulation adopted by the department pursuant to sections 190.100 to ~~[190.245]~~ **190.243**;

(7) Impersonation of any person holding a certificate, permit or license or allowing any person to use his or her certificate, permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any activity regulated by sections 190.100 to ~~[190.245]~~ **190.243** granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(9) For an individual being finally adjudged insane or incompetent by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243** who is not licensed and currently eligible to practice pursuant to sections 190.100 to ~~[190.245]~~ **190.243**;

(11) Issuance of a certificate, permit or license based upon a material mistake of fact;

(12) Violation of any professional trust, confidence, or legally protected privacy rights of a patient by means of an unauthorized or unlawful disclosure;

(13) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(14) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(15) Refusal of any applicant or licensee to respond to reasonable department of health and senior services' requests for necessary information to process an application or to determine license status or license eligibility;

(16) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health or safety of a patient or the public;

(17) Repeated acts of negligence or recklessness in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to ~~[190.245]~~ **190.243**.

3. If the department conducts investigations, the department, prior to interviewing a licensee who is the subject of the investigation, shall explain to the licensee that he or she has the right to:

(1) Consult legal counsel or have legal counsel present;

(2) Have anyone present whom he or she deems to be necessary or desirable; and

(3) Refuse to answer any question or refuse to provide or sign any written statement.

The assertion of any right listed in this subsection shall not be deemed by the department to be a failure to cooperate with any department investigation.

4. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the department may, singly or in combination, censure or place the person named in the complaint on probation on such terms and conditions as the department deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate or permit. Notwithstanding any provision of law to the contrary, the department shall be authorized to impose a suspension or revocation as a disciplinary action only if it first files the requisite complaint with the administrative hearing commission. The administrative hearing commission shall hear all relevant evidence on remediation activities of the licensee and shall make a recommendation to the department of health and senior services as to licensure disposition based on such evidence.

5. An individual whose license has been revoked shall wait one year from the date of revocation to apply for relicensure. Relicensure shall be at the discretion of the department after compliance with all the requirements of sections 190.100 to ~~[190.245]~~ **190.243** relative to the licensing of an applicant for the first time. Any individual whose license has been revoked twice within a ten-year period shall not be eligible for relicensure.

6. The department may notify the proper licensing authority of any other state in which the person whose license was suspended or revoked was also licensed of the suspension or revocation.

7. Any person, organization, association or corporation who reports or provides information to the department pursuant to the provisions of sections 190.100 to ~~[190.245]~~ **190.243** and who does so in good faith shall not be subject to an action for civil damages as a result thereof.

8. The department of health and senior services may suspend any certificate, permit or license required pursuant to sections 190.100 to ~~[190.245]~~ **190.243** simultaneously with the filing of the complaint with the administrative hearing commission as set forth in subsection 2 of this section, if the department finds that there is an imminent threat to the public health. The notice of suspension shall include the basis of the suspension and notice of the right to appeal such suspension. The licensee may appeal the decision to suspend the license, certificate or permit to the department. The appeal shall be filed within ten days from the date of the filing of the complaint. A hearing shall be conducted by the department within ten days from the date the appeal is filed. The suspension shall continue in effect until the conclusion of the proceedings, including review thereof, unless sooner withdrawn by the department, dissolved by a court of competent jurisdiction or stayed by the administrative hearing commission.

190.171. Any person aggrieved by an official action of the department of health and senior services affecting the licensed status of a person pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243** and sections 190.525 to 190.537, including the refusal to grant, the grant, the revocation, the suspension, or the failure to renew a license, may seek a determination thereon by the administrative hearing commission pursuant to the provisions of section 621.045, and it shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department of health and senior services or the department of social services.

190.173. 1. All complaints, investigatory reports, and information pertaining to any applicant, holder of any certificate, permit, or license, or other individual are confidential and shall only be disclosed upon written consent of the person whose records are involved or to other administrative or law enforcement agencies acting within the scope of their statutory authority. However, no applicant, holder of any certificate, permit, or license, or other individual shall have access to any complaints, investigatory reports, or information concerning an investigation in progress until such time as the investigation has been completed as required by subsection 1 of section 190.248.

2. Any information regarding the identity, name, address, license, final disciplinary action taken, currency of the license, permit, or certificate of an applicant for or a person possessing a license, permit, or certificate in accordance with sections 190.100 to ~~[190.245]~~ **190.243** shall not be confidential.

3. Any information regarding the physical address, mailing address, phone number, fax number, or email address of a licensed ambulance service or a certified training entity, including the name of the medical director and organizational contact information, shall not be confidential.

4. This section shall not be construed to authorize the release of records, reports, or other information which may be held in department files for any holder of or applicant for any certificate, permit, or license that is subject to other specific state or federal laws concerning their disclosure.

5. Nothing in this section shall prohibit the department from releasing aggregate information in accordance with section 192.067.

190.176. 1. The department shall develop and administer a uniform data collection system on all ambulance runs and injured patients, pursuant to rules promulgated by the department for the purpose of injury etiology, patient care outcome, injury and disease prevention and research purposes. The department shall not require disclosure by hospitals of data elements pursuant to this section unless those data elements are required by a federal agency or were submitted to the department as of January 1, 1998, pursuant to:

(1) Departmental regulation of trauma centers; or

(2) ~~[The Missouri brain and spinal cord injury registry established by sections 192.735 to 192.745; or~~

~~—(3)] Abstracts of inpatient hospital data; or~~

~~[(4)] (3) If such data elements are requested by a lawful subpoena or subpoena duces tecum.~~

2. All information and documents in any civil action, otherwise discoverable, may be obtained from any person or entity providing information pursuant to the provisions of sections 190.001 to ~~[190.245]~~ **190.243**.

190.180. 1. Any person violating, or failing to comply with, the provisions of sections 190.001 to ~~[190.245]~~ **190.243** is guilty of a class B misdemeanor.

2. Each day that any violation of, or failure to comply with, sections 190.001 to ~~[190.245]~~ **190.243** is committed or permitted to continue shall constitute a separate and distinct offense and shall be punishable as such hereunder; but the court may, in appropriate cases, stay the cumulation of penalties.

3. The attorney general of Missouri shall have concurrent jurisdiction with any and all prosecuting attorneys to prosecute persons in violation of sections 190.001 to ~~[190.245]~~ **190.243**, and the attorney general or prosecuting attorney may institute injunctive proceedings against any person operating in violation of sections 190.001 to ~~[190.245]~~ **190.243**.

4. The prosecuting attorney for the county in which the violation of a political subdivision's law, ordinance or regulation relating to the provision of ambulance services occurs may prosecute such violations in the circuit court of that county. The legal officer or attorney for the political subdivision may be appointed by the prosecuting attorney as special assistant prosecuting attorney for the prosecution of any such violation.

5. A person, acting as owner, agent or otherwise, who holds a valid license for an ambulance service, shall not, incident to such person's business or service of transporting patients, violate any applicable law, ordinance or regulation of any political subdivision by providing ambulance services or operating any ambulances without a franchise, contract or mutual-aid agreement in such political subdivision, or by violating any such franchise, contract or mutual-aid agreement by any political subdivision which has enacted ordinances making it unlawful to do so. If

the department receives official written notification by a political subdivision that an ambulance service has been adjudicated and found to be in violation of any applicable law or ordinance, such ambulance service shall be subject to licensure action by the department.

6. No provision of this section is intended to limit or supersede a political subdivision's right to enforce any law, ordinance, regulation, franchise, contract or mutual-aid agreement.

7. The provisions of subsections 4, 5 and 6 of this section shall not apply to a city not within a county and any county with a population of over nine hundred thousand inhabitants and any licensed ambulance service when operating in a city not within a county.

190.185. The department shall adopt, amend, promulgate, and enforce such rules, regulations and standards with respect to the provisions of this chapter as may be designed to further the accomplishment of the purpose of this law in promoting state-of-the-art emergency medical services in the interest of public health, safety and welfare. When promulgating such rules and regulations, the department shall consider the recommendations of the state advisory council on emergency medical services. Any rule or portion of a rule promulgated pursuant to the authority of sections 190.001 to ~~[190.245]~~ **190.243** or sections 190.525 to 190.537 shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.190. 1. All ambulance vehicles or aircraft that have or are qualified to have a valid license issued by the department on the day that sections 190.001 to ~~[190.245]~~ **190.243** take effect will have their ambulance vehicle or aircraft license expiration date extended to a date that is one year after the effective date of sections 190.001 to ~~[190.245]~~ **190.243**.

2. All ambulance services shall have until August 28, 1999, to comply with the provisions of sections 190.001 to ~~[190.245]~~ **190.243** and rules developed pursuant to sections 190.001 to ~~[190.245]~~ **190.243**. Pursuant to sections 190.001 to ~~[190.245]~~ **190.243** the department may adjust the initial period of licensure, from one year to five years, of any ambulance service licensed pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, to equalize the number of licenses that may be renewed during each year of any five-year licensure period.

190.196. 1. No employer shall knowingly employ or permit any employee to perform any services for which a license, certificate or other authorization is required by sections 190.001 to ~~[190.245]~~ **190.243**, or by rules adopted pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, unless and until the person so employed possesses all licenses, certificates or authorizations that are required.

2. Any person or entity that employs or supervises a person's activities as an emergency medical responder, emergency medical dispatcher, emergency medical technician, registered nurse, physician assistant, or physician shall cooperate with the department's efforts to monitor and enforce compliance by those individuals subject to the requirements of sections 190.001 to ~~[190.245]~~ **190.243**.

3. Any person or entity who employs individuals licensed by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243** shall report to the department within seventy-two hours of their having knowledge of any charges filed against a licensee in their employ for possible criminal action involving the following felony offenses:

- (1) Child abuse or sexual abuse of a child;
- (2) Crimes of violence; or
- (3) Rape or sexual abuse.

4. Any licensee who has charges filed against him or her for the felony offenses in subsection 3 of this section shall report such an occurrence to the department within seventy-two hours of the charges being filed.

5. The department will monitor these reports for possible licensure action authorized pursuant to section 190.165.

190.200. 1. The department of health and senior services in cooperation with **hospitals and** local and regional EMS systems and agencies may provide public and professional information and education programs related to emergency medical services systems including trauma, STEMI, and stroke systems and emergency medical care and treatment. The department of health and senior services may also provide public information and education programs for informing residents of and visitors to the state of the availability and proper use of emergency medical services, **of the designation a hospital may receive as a trauma center, STEMI center, or stroke center**, of the value and nature of programs to involve citizens in the administering of prehospital emergency care, including cardiopulmonary resuscitation, and of the availability of training programs in emergency care for members of the general public.

2. The department shall, for **trauma care**, STEMI care, and stroke care, respectively:

- (1) Compile ~~[and]~~, assess, **and make publicly available** peer-reviewed and evidence-based clinical research and guidelines that provide or support recommended treatment standards **and that have been recommended by the time-critical diagnosis advisory committee;**
- (2) Assess the capacity of the emergency medical services system and hospitals to deliver recommended treatments in a timely fashion;
- (3) Use the research, guidelines, and assessment to promulgate rules establishing protocols for transporting **trauma patients to a trauma center**, STEMI patients to a STEMI center, or stroke patients to a stroke center. Such transport protocols shall direct patients to **trauma centers**, STEMI centers, and stroke centers under section 190.243 based on the centers' capacities to deliver recommended acute care treatments within time limits suggested by clinical research;
- (4) Define regions within the state for purposes of coordinating the delivery of **trauma care**, STEMI care, and stroke care, respectively;
- (5) Promote the development of regional or community-based plans for transporting **trauma**, STEMI, or stroke patients via ground or air ambulance to **trauma centers**, STEMI centers, or stroke centers, respectively, in accordance with section 190.243; and
- (6) Establish procedures for the submission of community-based or regional plans for department approval.

3. A community-based or regional plan **for the transport of trauma, STEMI, and stroke patients** shall be submitted to the department for approval. Such plan shall be based on the clinical research and guidelines and assessment of capacity described in subsection ~~[4]~~ **2** of this section and shall include a mechanism for evaluating its effect on medical outcomes. Upon approval of a plan, the department shall waive the requirements of rules promulgated under sections 190.100 to ~~[190.243]~~ **190.243** that are inconsistent with the community-based or regional plan. A community-based or regional plan shall be developed by ~~[or in consultation with]~~ the representatives of hospitals, physicians, and emergency medical services providers in the community or region.

190.241. 1. **Except as provided for in subsection 4 of this section**, the department shall designate a hospital as an adult, pediatric or adult and pediatric trauma center when a hospital, upon proper application submitted by the hospital and site review, has been found by the department to meet the applicable level of trauma center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** Such rules shall include designation as a trauma center without site review if such hospital is verified by a national verifying or designating body at the level which corresponds to a level approved in rule. **In developing trauma center designation criteria, the department shall use, as it deems practicable, peer-reviewed and evidence-based clinical research and guidelines including, but not limited to, the most recent guidelines of the American College of Surgeons.**

2. Except as provided for in subsection ~~[5]~~ **4** of this section, the department shall designate a hospital as a STEMI or stroke center when such hospital, upon proper application and site review, has been found by the department to meet the applicable level of STEMI or stroke center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** In developing STEMI center and stroke center designation criteria, the department shall use, as it deems practicable, ~~[appropriate]~~ peer-reviewed ~~[or]~~ **and** evidence-based **clinical research [on such topics] and guidelines** including, but not limited to, the most recent guidelines of the American College of Cardiology ~~[and]~~, the American Heart Association ~~[for STEMI centers, or the Joint Commission's Primary Stroke Center Certification program criteria for stroke centers, or Primary and Comprehensive Stroke Center Recommendations as published by]~~, **or** the American Stroke Association. Such rules shall include designation as a STEMI center **or stroke center** without site review if such hospital is certified by a national body.

3. The department of health and senior services shall, not less than once every ~~[five]~~ **three** years, conduct ~~[an on-site]~~ **a site** review of every trauma, STEMI, and stroke center through appropriate department personnel or a qualified contractor, with the exception of **trauma centers, STEMI centers, and** stroke centers designated pursuant to subsection ~~[5]~~ **4** of this section; however, this provision is not intended to limit the department's ability to conduct a complaint investigation pursuant to subdivision (3) of subsection 2 of section 197.080 of any trauma, STEMI, or stroke center. ~~[On-site]~~ **Site** reviews shall be coordinated for the different types of centers to the extent practicable with hospital licensure inspections conducted under chapter 197. No person shall be a qualified contractor for purposes of this subsection who has a substantial conflict of interest in the operation of any trauma, STEMI, or

stroke center under review. The department may deny, place on probation, suspend or revoke such designation in any case in which it has ~~[reasonable cause to believe that]~~ **determined** there has been a substantial failure to comply with the provisions of this chapter or any rules or regulations promulgated pursuant to this chapter. **Centers that are placed on probationary status shall be required to demonstrate compliance with the provisions of this chapter and any rules or regulations promulgated under this chapter within twelve months of the date of the receipt of the notice of probationary status, unless otherwise provided by a settlement agreement with a duration of a maximum of eighteen months between the department and the designated center.** If the department of health and senior services has ~~[reasonable cause to believe]~~ **determined** that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a trauma, STEMI, or stroke center fails two consecutive ~~[on-site]~~ **site** reviews because of substantial noncompliance with standards prescribed by sections 190.001 to ~~[190.245]~~ **190.243** or rules adopted by the department pursuant to sections 190.001 to ~~[190.245]~~ **190.243**, its center designation shall be revoked.

4. **(1)** Instead of applying for **trauma, STEMI, or stroke** center designation under subsection **1 or 2** of this section, a hospital may apply for **trauma, STEMI, or stroke** center designation under this subsection. Upon receipt of an application ~~[from a hospital]~~ on a form prescribed by the department, the department shall designate such hospital:-

~~———— (1) A level I STEMI center if such hospital has been certified as a Joint Commission comprehensive cardiac center or another department approved nationally recognized organization that provides comparable STEMI center accreditation; or~~

~~———— (2) A level II STEMI center if such hospital has been accredited as a Mission: Lifeline STEMI receiving center by the American Heart Association accreditation process or another department approved nationally recognized organization that provides STEMI receiving center accreditation.~~

~~———— 5. Instead of applying for stroke center designation pursuant to the provisions of subsection 2 of this section, a hospital may apply for stroke center designation pursuant to this subsection. Upon receipt of an application from a hospital on a form prescribed by the department, the department shall designate such hospital:~~

~~———— (1) A level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines;~~

~~———— (2) A level II stroke center if such hospital has been certified as a primary stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines; or~~

~~———— (3) A level III stroke center if such hospital has been certified as an acute stroke ready hospital by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines]~~ **at a state level that corresponds to a similar national designation as set forth in rules promulgated by the department. The rules shall be based on standards of nationally recognized organizations and the recommendations of the time-critical diagnosis advisory committee.**

(2) Except as provided by subsection ~~[6]~~ **5** of this section, the department shall not require compliance with any additional standards for establishing or renewing **trauma, STEMI, or stroke** designations. The designation shall continue if such hospital remains certified **or verified**. The department may remove a hospital's designation as a **trauma center, STEMI center, or stroke center** if the hospital requests removal of the designation or the department determines that the certificate ~~[recognizing]~~ **or verification that qualified** the hospital ~~[as a stroke center]~~ **for the designation under this subsection** has been suspended or revoked. Any decision made by the department to withdraw its designation of a ~~[stroke]~~ center pursuant to this subsection that is based on the revocation or suspension of a certification **or verification** by a certifying **or verifying** organization shall not be subject to judicial review. The department shall report to the certifying **or verifying** organization any complaint it receives related to the ~~[stroke]~~ center ~~[certification of a stroke center]~~ designated pursuant to this subsection. The department shall also advise the complainant which organization certified **or verified** the ~~[stroke]~~ center and provide the necessary contact information should the complainant wish to pursue a complaint with the certifying **or verifying** organization.

~~[6-]~~ **5.** Any hospital receiving designation as a **trauma center, STEMI center, or stroke center** pursuant to subsection ~~[5]~~ **4** of this section shall:

(1) ~~[Annually and]~~ Within thirty days of any changes **or receipt of a certificate or verification**, submit to the department proof of ~~[stroke]~~ certification **or verification** and the names and contact information of the **center's** medical director and the program manager ~~[of the stroke center]; and~~

- (2) ~~[Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty days of receiving such results;~~
- ~~———— (3) Submit every four years an application on a form prescribed by the department for stroke center review and designation;~~
- ~~———— (4) Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in rules promulgated by the department;~~
- ~~———— (5) Participate in local and regional emergency medical services systems [by reviewing and sharing outcome data and] for purposes of providing training [and] , sharing clinical educational resources, and collaborating on improving patient outcomes.~~

Any hospital receiving designation as a level III stroke center pursuant to subsection ~~[5]~~ 4 of this section shall have a formal agreement with a level I or level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy.

~~[7.]~~ 6. Hospitals designated as a **trauma center**, **STEMI center**, or stroke center by the department~~[- including those designated pursuant to subsection 5 of this section;]~~ shall submit data ~~[to meet the data submission requirements specified by rules promulgated by the department. Such submission of data may be done]~~ by **one of** the following methods:

- (1) Entering hospital data ~~[directly]~~ into a state registry ~~[by direct data entry]; or~~
- (2) ~~[Downloading hospital data from a nationally recognized registry or data bank and importing the data files into a state registry; or~~
- ~~———— (3) Authorizing a nationally recognized registry or data bank to disclose or grant access to the department facility specific data held by the]~~ **Entering hospital data into a national** registry or data bank. A hospital submitting data pursuant to **this** subdivision ~~[(2) or (3) of this subsection]~~ shall not be required to collect and submit any additional **trauma**, **STEMI**, or stroke center data elements. **No hospital submitting data to a national data registry or data bank under this subdivision shall withhold authorization for the department to access such data through such national data registry or data bank. Nothing in this subdivision shall be construed as requiring duplicative data entry by a hospital that is otherwise complying with the provisions of this subsection. Failure of the department to obtain access to data submitted to a national data registry or data bank shall not be construed as hospital noncompliance under this subsection.**

~~[8.]~~ 7. When collecting and analyzing data pursuant to the provisions of this section, the department shall comply with the following requirements:

- (1) Names of any health care professionals, as defined in section 376.1350, shall not be subject to disclosure;
- (2) The data shall not be disclosed in a manner that permits the identification of an individual patient or encounter;
- (3) The data shall be used for the evaluation and improvement of hospital and emergency medical services' trauma, stroke, and STEMI care; **and**
- (4) ~~[The data collection system shall be capable of accepting file transfers of data entered into any national recognized trauma, stroke, or STEMI registry or data bank to fulfill trauma, stroke, or STEMI certification reporting requirements; and~~
- ~~———— (5) Trauma, STEMI, and stroke center data elements shall conform to [nationally recognized performance measures, such as the American Heart Association's Get With the Guidelines]~~ **national registry or data bank data elements**, and include published detailed measure specifications, data coding instructions, and patient population inclusion and exclusion criteria to ensure data reliability and validity.

~~[9. The board of registration for the healing arts shall have sole authority to establish education requirements for physicians who practice in an emergency department of a facility designated as a trauma, STEMI, or stroke center by the department under this section. The department shall deem such education requirements promulgated by the board of registration for the healing arts sufficient to meet the standards for designations under this section.~~

~~———— [10.]~~ 8. The department shall not have authority to establish additional education requirements for emergency medicine board-certified or board-eligible physicians who are participating in the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) maintenance of certification process and are practicing in the emergency department of a facility designated as a trauma center, STEMI center, or stroke center by the department under this section. The department shall deem the education requirements promulgated by ABEM or AOBEM to meet the standards for

designations under this section. Education requirements for non-ABEM or non-AOBEM certified physicians, nurses, and other providers who provide care at a facility designated as a trauma center, STEMI center, or stroke center by the department under this section shall mirror but not exceed those established by national designating or verifying bodies of trauma centers, STEMI centers, or stroke centers.

9. The department of health and senior services may establish appropriate fees to offset **only** the costs of trauma, STEMI, and stroke center ~~reviews~~ surveys.

~~[11.]~~ 10. No hospital shall hold itself out to the public as a STEMI center, stroke center, adult trauma center, pediatric trauma center, or an adult and pediatric trauma center unless it is designated as such by the department of health and senior services.

~~[12.]~~ 11. Any person aggrieved by an action of the department of health and senior services affecting the trauma, STEMI, or stroke center designation pursuant to this chapter, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the administrative hearing commission under chapter 621. It shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department.

12. Failure of a hospital to provide all medical records and quality improvement documentation necessary for the department to implement the provisions of sections 190.241 to 190.243 shall result in the revocation of the hospital's designation as a trauma center, STEMI center, or stroke center. Any medical records obtained by the department shall be used only for purposes of implementing the provisions of sections 190.241 to 190.243, and the names of hospitals, physicians, and patients shall not be released by the department or members of review teams.

190.243. 1. Severely injured patients shall be transported to a trauma center. Patients who suffer a STEMI, as defined in section 190.100, shall be transported to a STEMI center. Patients who suffer a stroke, as defined in section 190.100, shall be transported to a stroke center.

2. A physician, **physician assistant**, or registered nurse authorized by a physician who has established verbal communication with ambulance personnel shall instruct the ambulance personnel to transport a severely ill or injured patient to the closest hospital or designated trauma, STEMI, or stroke center, as determined according to estimated transport time whether by ground ambulance or air ambulance, in accordance with transport protocol approved by the medical director and the department of health and senior services, even when the hospital is located outside of the ambulance service's primary service area. When initial transport from the scene of illness or injury to a trauma, STEMI, or stroke center would be prolonged, the STEMI, stroke, or severely injured patient may be transported to the nearest appropriate facility for stabilization prior to transport to a trauma, STEMI, or stroke center.

3. Transport of the STEMI, stroke, or severely injured patient shall be governed by principles of timely and medically appropriate care; consideration of reimbursement mechanisms shall not supersede those principles.

4. Patients who do not meet the criteria for direct transport to a trauma, STEMI, or stroke center shall be transported to and cared for at the hospital of their choice so long as such ambulance service is not in violation of local protocols.

190.248. 1. All investigations conducted in response to allegations of violations of sections 190.001 to ~~[190.245]~~ **190.243** shall be completed within six months of receipt of the allegation.

2. In the course of an investigation the department shall have access to all records directly related to the alleged violations from persons or entities licensed pursuant to this chapter or chapter 197 or 198.

3. Any department investigations that involve other administrative or law enforcement agencies shall be completed within six months of notification and final determination by such administrative or law enforcement agencies.

190.257. 1. There is hereby established the "Time-Critical Diagnosis Advisory Committee", to be designated by the director for the purpose of advising and making recommendations to the department on:

- (1) Improvement of public and professional education related to time-critical diagnosis;**
- (2) Engagement in cooperative research endeavors;**
- (3) Development of standards, protocols, and policies related to time-critical diagnosis, including recommendations for state regulations; and**
- (4) Evaluation of community and regional time-critical diagnosis plans, including recommendations for changes.**

2. The members of the committee shall serve without compensation, except that the department shall budget for reasonable travel expenses and meeting expenses related to the functions of the committee.

3. The director shall appoint sixteen members to the committee from applications submitted for appointment, with the membership to be composed of the following:

(1) Six members, one from each EMS region, who are active participants providing emergency medical services, with at least:

- (a) One member who is a physician serving as a regional EMS medical director;
- (b) One member who serves on an air ambulance service;
- (c) One member who resides in an urban area; and
- (d) One member who resides in a rural area; and

(2) Ten members who represent hospitals, with at least:

- (a) One member who is employed by a level I or level II trauma center;
- (b) One member who is employed by a level I or level II STEMI center;
- (c) One member who is employed by a level I or level II stroke center;
- (d) One member who is employed by a rural or critical access hospital; and

(e) Three physicians, with one physician certified by the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) and two physicians employed in time-critical diagnosis specialties at a level I or level II trauma center, STEMI center, or stroke center.

4. In addition to the sixteen appointees, the state EMS medical director shall serve as an ex officio member of the committee.

5. The director shall make a reasonable effort to ensure that the members representing hospitals have geographical representation from each district of the state designated by a statewide nonprofit membership association of hospitals.

6. Members appointed by the director shall be appointed for three-year terms. Initial appointments shall include extended terms in order to establish a rotation to ensure that only approximately one-third of the appointees will have their term expire in any given year. An appointee wishing to continue in his or her role on the committee shall resubmit an application as required by this section.

7. The committee shall consult with the state advisory council on emergency medical services, as described in section 190.101, regarding issues involving emergency medical services.

287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to [190.245] 190.243 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to [190.245] 190.243 and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to [190.245] 190.243 and corresponding regulations applicable to such programs;

(4) "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased public safety officer who, at the time of the public safety officer's fatality is:

- (a) Eighteen years of age or under;
- (b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or
- (c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

(5) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to [190.245] 190.243 and by rules adopted by the department of health and senior services under sections 190.001 to [190.245] 190.243;

(6) "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to [190.245] 190.243 and corresponding regulations applicable to such programs;

- (8) "Killed in the line of duty", when any person defined in this section loses his or her life when:
 - (a) Death is caused by an accident or the willful act of violence of another;
 - (b) The public safety officer is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the public safety officer is traveling to or from employment; or the public safety officer is taking any meal break or other break which takes place while that individual is on duty;
 - (c) Death is the natural and probable consequence of the injury; and
 - (d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the public safety officer. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

(9) "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

(10) "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

(12) "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

(13) "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a public safety officer. If a claim is made within one year of the date of death of a public safety officer killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the public safety officer if there is no child who survived the public safety officer;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the public safety officer, and a surviving spouse of the public safety officer;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the public safety officer;

(4) If there is no surviving spouse of the public safety officer and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the public safety officer to receive benefits under this subsection in the most recently executed designation of beneficiary of the public safety officer on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the public safety officer to receive benefits under the most recently executed life insurance policy of the public safety officer on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a) **of this subdivision**;

(5) To the surviving parent, or parents, in equal shares, of the public safety officer if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term "child" but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

- (1) The name, address, and title or designation of the position in which the public safety officer was serving at the time of his or her death;
- (2) The name and address of the claimant;
- (3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and
- (4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

- (1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and
- (2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and
- (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill, Page 82, Section 2, Line 6, by inserting after all of said section and line the following:

~~"[190.245. The department shall require hospitals, as defined by chapter 197, designated as trauma, STEMI, or stroke centers to provide for a peer review system, approved by the department, for trauma, STEMI, and stroke cases, respective to their designations, under section 537.035. For purposes of sections 190.241 to 190.245, the department of health and senior services shall have the same powers and authority of a health care licensing board pursuant to subsection 6 of section 537.035. Failure of a hospital to provide all medical records necessary for the department to implement provisions of sections 190.241 to 190.245 shall result in the revocation of the hospital's designation as a trauma, STEMI, or stroke center. Any medical records obtained by the department or peer review committees shall be used only for purposes of implementing the provisions of sections 190.241 to 190.245 and the names of hospitals, physicians and patients shall not be released by the department or members of review committees.]"~~; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Andrews, **House Amendment No. 3** was adopted.

Representative Dogan offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Pages 43-44, Section 302.341, Lines 1-51, by deleting all of said section; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hudson	Hurlbert
Kalberloh	Kelley 127	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	Murphy	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Sander	Sassmann	Schwadron	Seitz
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Mr. Speaker				

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Black 137	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Collins

Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Boggs	Bosley	Clemens	Cook
Francis	Haley	Hovis	Kelly 141	Kidd
McDaniel	Morse	O'Donnell	Phifer	Pietzman
Proudie	Ruth	Schnelting	Schroer	Sharpe 4
Stevens 46	Windham	Wright		

VACANCIES: 001

On motion of Representative Dogan, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Roden:

AYES: 085

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Black 137	Bland Manlove	Brown 27	Brown 70	Buchheit-Courtway
Burnett	Burton	Butz	Chipman	Christofanelli
Clemens	Coleman 97	Collins	Cupps	Davidson
Davis	Dogan	Doll	Ellebracht	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Griffith
Gunby	Hannegan	Hicks	Ingle	Johnson
Lewis 25	Lovasco	Mackey	McCreery	McGaugh
Merideth	Mosley	Murphy	Nurrenbern	Perkins
Person	Phifer	Pouche	Price IV	Proudie
Quade	Riley	Roberts	Rogers	Rowland
Sauls	Schwadron	Sharp 36	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stephens 128	Taylor 48	Terry	Thomas	Trent
Turnbaugh	Unsicker	Veit	Walsh Moore 93	Weber
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 065

Andrews	Atchison	Baker	Billington	Black 7
Bromley	Brown 16	Burger	Busick	Coleman 32
Cook	Copeland	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Francis
Gregory 96	Grier	Griesheimer	Haden	Haffner
Hardwick	Henderson	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Mayhew	McGill	O'Donnell	Owen
Patterson	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Railsback	Reedy	Richey	Riggs
Roden	Rone	Sander	Sassmann	Seitz
Sharpe 4	Stacy	Tate	Taylor 139	Thompson
Toalson Reisch	Van Schoiack	Wallingford	Walsh 50	West

PRESENT: 000

ABSENT WITH LEAVE: 012

Boggs	Bosley	Haley	Hovis	Kidd
McDaniel	Morse	Pietzman	Ruth	Schnelting
Schroer	Stevens 46			

VACANCIES: 001

HCS SS SB 46, as amended, was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **HCS SS SCS SBs 153 & 97, as amended**, on Sections 67.1461, 99.847, 137.115 and 144.080.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 9, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 3, and House Amendment No. 4**, and has taken up and passed **CCS SB 9**.

On motion of Representative Plocher, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Hudson.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 023

Bailey	Barnes	Basye	Brown 27	Busick
Cook	Cupps	Davis	Derges	Haffner
Hardwick	Kelley 127	Kelly 141	Lewis 6	Lovasco
McGill	Pollock 123	Richey	Riggs	Shields
Terry	Veit	Walsh 50		

NOES: 002

Hurlbert	Rowland
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PRESENT: 100

Anderson	Andrews	Appelbaum	Atchison	Aune
Baringer	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger

Burnett	Christofanelli	Coleman 32	Coleman 97	Collins
Copeland	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Evans	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hudson	Ingle	Kalberloh	Kidd
Lewis 25	Mayhew	McGaugh	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Riley
Roberts	Roden	Sander	Sassmann	Schroer
Schwadron	Seitz	Shaul	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Tate
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh Moore 93
Weber	West	Windham	Wright	Young

ABSENT WITH LEAVE: 037

Adams	Aldridge	Baker	Bangert	Bland Manlove
Bosley	Burton	Butz	Chipman	Clemens
Eggleston	Ellebracht	Falkner	Hovis	Johnson
Knight	Mackey	McCreery	McDaniel	Merideth
Morse	Person	Phifer	Pietzman	Quade
Rogers	Rone	Ruth	Sauls	Schnelting
Sharp 36	Sharpe 4	Stephens 128	Stevens 46	Taylor 139
Wiemann	Mr. Speaker			

VACANCIES: 001

MOTION

Representative Plocher moved that Rule 22 be suspended for the purpose of allowing Conference Committees to meet during a session of the House.

Which motion was adopted by the following vote:

AYES: 099

Aldridge	Andrews	Atchison	Bailey	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Evans	Fishel
Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Ruth

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Sander	Sassmann	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Stacy
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	

NOES: 025

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Brown 70	Burton	Doll	Fogle
Gray	Gunby	Ingle	Johnson	Nurrenbern
Rogers	Rowland	Sauls	Smith 45	Stevens 46
Terry	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 001

Mosley

ABSENT WITH LEAVE: 037

Appelbaum	Baker	Bland Manlove	Bosley	Brown 27
Burnett	Butz	Christofanelli	Clemens	Eggleston
Ellebracht	Falkner	Francis	Hicks	Hovis
Knight	Lewis 25	Mackey	McCreery	McDaniel
Merideth	Morse	Person	Phifer	Pietzman
Proudie	Quade	Rone	Schnelting	Schroer
Simmons	Smith 163	Smith 67	Stephens 128	Turnbaugh
Windham	Mr. Speaker			

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 66, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 72, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 128**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fitzwater, Griesheimer, Richey and Terry

Noes (1): Walsh (50)

Absent (2): Eggleston and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fitzwater, Griesheimer, Richey and Terry

Noes (1): Walsh (50)

Absent (2): Eggleston and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 226, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 283**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Eggleston, Fitzwater, Griesheimer and Richey

Noes (3): Baringer, Terry and Walsh (50)

Absent (1): Wiemann

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 557 & 560, relating to the protection of children, was taken up by Representative Veit.

On motion of Representative Veit, **SS HCS HBs 557 & 560** was adopted by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137

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Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Ellebracht	Evans
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McDaniel	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Butz	Eggleston	Falkner	Hovis
Knight	McCreery	Morse	Person	Phifer
Pietzman	Proudie	Rone	Schnelting	Mr. Speaker

VACANCIES: 001

On motion of Representative Veit, **SS HCS HBs 557 & 560** was truly agreed to and finally passed by the following vote:

AYES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Ellebracht	Evans	Fishel	Fitzwater	Fogle

Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
McCreery	McDaniel	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young			

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 014

Eggleston	Falkner	Hovis	Mayhew	Morse
Person	Phifer	Pietzman	Proudie	Rone
Schnelting	Stacy	Veit	Mr. Speaker	

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127

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Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young				

NOES: 002

Davis McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 009

Hovis	Morse	Phifer	Pietzman	Pouche
Proudie	Rone	Schnelting	Mr. Speaker	

VACANCIES: 001

SS SCS HS HB 432, as amended, relating to the birth match program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **SS SCS HS HB 432, as amended**, was adopted by the following vote:

AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins

Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young		

NOES: 000

PRESENT: 001

Busick

ABSENT WITH LEAVE: 013

Aldridge	Falkner	Hill	Hovis	Kidd
Morse	Mosley	Pietzman	Proudie	Schnelting
Van Schoiack	Windham	Mr. Speaker		

VACANCIES: 001

On motion of Representative Kelly (141), **SS SCS HS HB 432, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Fishel	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45

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Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young		

NOES: 000

PRESENT: 001

Busick

ABSENT WITH LEAVE: 018

Aldridge	Falkner	Fitzwater	Hill	Hovis
Kidd	Lewis 25	Morse	Mosley	Murphy
Pietzman	Proudie	Rone	Schnelting	Schroer
Van Schoiack	Windham	Mr. Speaker		

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 147

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young			

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Bailey	Christofanelli	Falkner	Hovis
Kidd	Morse	Mosley	Pietzman	Proudie
Schnelting	Schroer	Van Schoiack	Mr. Speaker	

VACANCIES: 001

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 43, relating to health care, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HCS SS SCS SB 43** was agreed to.

Representative Kelley (127) moved that **HCS SS SCS SB 43** be adopted.

Which motion was defeated.

Representative Kelley (127) moved that the title of **SS SCS SB 43**, relating to hearing aids covered by health benefit plans, be agreed to.

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 43, Page 1, In the Title, Lines 2 and 3, by deleting the words "hearing aids covered by health benefit plans" and inserting in lieu thereof the words "health care"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 43, Page 1, Section A, Line 3, by inserting after all of said line the following:

"190.839. Sections 190.800 to 190.839 shall expire on September 30, [2021] **2022**.

198.439. Sections 198.401 to 198.436 shall expire on September 30, [2021] **2022**.

208.437. 1. A Medicaid managed care organization reimbursement allowance period as provided in sections 208.431 to 208.437 shall be from the first day of July to the thirtieth day of June. The department shall notify each Medicaid managed care organization with a balance due on the thirtieth day of June of each year the amount of such balance due. If any managed care organization fails to pay its managed care organization

reimbursement allowance within thirty days of such notice, the reimbursement allowance shall be delinquent. The reimbursement allowance may remain unpaid during an appeal.

2. Except as otherwise provided in this section, if any reimbursement allowance imposed under the provisions of sections 208.431 to 208.437 is unpaid and delinquent, the department of social services may compel the payment of such reimbursement allowance in the circuit court having jurisdiction in the county where the main offices of the Medicaid managed care organization are located. In addition, the director of the department of social services or the director's designee may cancel or refuse to issue, extend or reinstate a Medicaid contract agreement to any Medicaid managed care organization which fails to pay such delinquent reimbursement allowance required by sections 208.431 to 208.437 unless under appeal.

3. Except as otherwise provided in this section, failure to pay a delinquent reimbursement allowance imposed under sections 208.431 to 208.437 shall be grounds for denial, suspension or revocation of a license granted by the department of commerce and insurance. The director of the department of commerce and insurance may deny, suspend or revoke the license of a Medicaid managed care organization with a contract under 42 U.S.C. Section 1396b(m) which fails to pay a managed care organization's delinquent reimbursement allowance unless under appeal.

4. Nothing in sections 208.431 to 208.437 shall be deemed to effect or in any way limit the tax-exempt or nonprofit status of any Medicaid managed care organization with a contract under 42 U.S.C. Section 1396b(m) granted by state law.

5. Sections 208.431 to 208.437 shall expire on September 30, ~~2024~~ **2022**.

208.480. Notwithstanding the provisions of section 208.471 to the contrary, sections 208.453 to 208.480 shall expire on September 30, ~~2024~~ **2022**.

338.550. 1. The pharmacy tax required by sections 338.500 to 338.550 shall expire ninety days after any one or more of the following conditions are met:

(1) The aggregate dispensing fee as appropriated by the general assembly paid to pharmacists per prescription is less than the fiscal year 2003 dispensing fees reimbursement amount; or

(2) The formula used to calculate the reimbursement as appropriated by the general assembly for products dispensed by pharmacies is changed resulting in lower reimbursement to the pharmacist in the aggregate than provided in fiscal year 2003; or

(3) September 30, ~~2024~~ **2022**.

The director of the department of social services shall notify the revisor of statutes of the expiration date as provided in this subsection. The provisions of sections 338.500 to 338.550 shall not apply to pharmacies domiciled or headquartered outside this state which are engaged in prescription drug sales that are delivered directly to patients within this state via common carrier, mail or a carrier service.

2. Sections 338.500 to 338.550 shall expire on September 30, ~~2024~~ **2022**."; and

Further amend said bill, Page 2, Section 376.1228, Line 20, by inserting after all of said line the following:

"633.401. 1. For purposes of this section, the following terms mean:

(1) "Engaging in the business of providing health benefit services", accepting payment for health benefit services;

(2) "Intermediate care facility for the intellectually disabled", a private or department of mental health facility which admits persons who are intellectually disabled or developmentally disabled for residential habilitation and other services pursuant to chapter 630. Such term shall include habilitation centers and private or public intermediate care facilities for the intellectually disabled that have been certified to meet the conditions of participation under 42 CFR, Section 483, Subpart I;

(3) "Net operating revenues from providing services of intermediate care facilities for the intellectually disabled" shall include, without limitation, all moneys received on account of such services pursuant to rates of reimbursement established and paid by the department of social services, but shall not include charitable contributions, grants, donations, bequests and income from nonservice related fund-raising activities and government deficit financing, contractual allowance, discounts or bad debt;

(4) "Services of intermediate care facilities for the intellectually disabled" has the same meaning as the term services of intermediate care facilities for the mentally retarded, as used in Title 42 United States Code, Section 1396b(w)(7)(A)(iv), as amended, and as such qualifies as a class of health care services recognized in federal Public Law 102-234, the Medicaid Voluntary Contribution and Provider-Specific Tax Amendments of 1991.

2. Beginning July 1, 2008, each provider of services of intermediate care facilities for the intellectually disabled shall, in addition to all other fees and taxes now required or paid, pay assessments on their net operating revenues for the privilege of engaging in the business of providing services of the intermediate care facilities for the intellectually disabled or developmentally disabled in this state.

3. Each facility's assessment shall be based on a formula set forth in rules and regulations promulgated by the department of mental health.

4. For purposes of determining rates of payment under the medical assistance program for providers of services of intermediate care facilities for the intellectually disabled, the assessment imposed pursuant to this section on net operating revenues shall be a reimbursable cost to be reflected as timely as practicable in rates of payment applicable within the assessment period, contingent, for payments by governmental agencies, on all federal approvals necessary by federal law and regulation for federal financial participation in payments made for beneficiaries eligible for medical assistance under Title XIX of the federal Social Security Act, 42 U.S.C. Section 1396, et seq., as amended.

5. Assessments shall be submitted by or on behalf of each provider of services of intermediate care facilities for the intellectually disabled on a monthly basis to the director of the department of mental health or his or her designee and shall be made payable to the director of the department of revenue.

6. In the alternative, a provider may direct that the director of the department of social services offset, from the amount of any payment to be made by the state to the provider, the amount of the assessment payment owed for any month.

7. Assessment payments shall be deposited in the state treasury to the credit of the "Intermediate Care Facility Intellectually Disabled Reimbursement Allowance Fund", which is hereby created in the state treasury. All investment earnings of this fund shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any unexpended balance in the intermediate care facility intellectually disabled reimbursement allowance fund at the end of the biennium shall not revert to the general revenue fund but shall accumulate from year to year. The state treasurer shall maintain records that show the amount of money in the fund at any time and the amount of any investment earnings on that amount.

8. Each provider of services of intermediate care facilities for the intellectually disabled shall keep such records as may be necessary to determine the amount of the assessment for which it is liable under this section. On or before the forty-fifth day after the end of each month commencing July 1, 2008, each provider of services of intermediate care facilities for the intellectually disabled shall submit to the department of social services a report on a cash basis that reflects such information as is necessary to determine the amount of the assessment payable for that month.

9. Every provider of services of intermediate care facilities for the intellectually disabled shall submit a certified annual report of net operating revenues from the furnishing of services of intermediate care facilities for the intellectually disabled. The reports shall be in such form as may be prescribed by rule by the director of the department of mental health. Final payments of the assessment for each year shall be due for all providers of services of intermediate care facilities for the intellectually disabled upon the due date for submission of the certified annual report.

10. The director of the department of mental health shall prescribe by rule the form and content of any document required to be filed pursuant to the provisions of this section.

11. Upon receipt of notification from the director of the department of mental health of a provider's delinquency in paying assessments required under this section, the director of the department of social services shall withhold, and shall remit to the director of the department of revenue, an assessment amount estimated by the director of the department of mental health from any payment to be made by the state to the provider.

12. In the event a provider objects to the estimate described in subsection 11 of this section, or any other decision of the department of mental health related to this section, the provider of services may request a hearing. If a hearing is requested, the director of the department of mental health shall provide the provider of services an opportunity to be heard and to present evidence bearing on the amount due for an assessment or other issue related to this section within thirty days after collection of an amount due or receipt of a request for a hearing, whichever is later. The director shall issue a final decision within forty-five days of the completion of the hearing. After reconsideration of the assessment determination and a final decision by the director of the department of mental health, an intermediate care facility for the intellectually disabled provider's appeal of the director's final decision shall be to the administrative hearing commission in accordance with sections 208.156 and 621.055.

13. Notwithstanding any other provision of law to the contrary, appeals regarding this assessment shall be to the circuit court of Cole County or the circuit court in the county in which the facility is located. The circuit court shall hear the matter as the court of original jurisdiction.

14. Nothing in this section shall be deemed to affect or in any way limit the tax-exempt or nonprofit status of any intermediate care facility for the intellectually disabled granted by state law.

15. The director of the department of mental health shall promulgate rules and regulations to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

16. The provisions of this section shall expire on September 30, ~~[2024]~~ **2022**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Christofanelli offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 43, Page 2, Section 376.1228, Line 18, by deleting the word "**six**" and inserting in lieu thereof the word "**twelve**"; and

Further amend said bill, page, and section, Line 20, by inserting after all of said line the following:

"4. Any additional costs to the state created under the provisions of this section shall be subject to appropriation. If any agency of the federal government determines that this section violates 42 U.S.C. Section 18116 relating to nondiscrimination, the provisions of this section shall be null and void.

579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, or delivers hypodermic needles or syringes for the purpose of operating a syringe access program or otherwise mitigating health risks associated with unsterile injection drug use shall be exempt from the provisions of this section.**

2. No entity shall be present within five hundred feet of any school building, unless such entity is in operation prior to the school building commencing operations.

3. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes for the purpose of operating a syringe access program or otherwise mitigating health risks associated with unsterile injection drug use shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 3** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Anderson	Andrews	Atchison	Bailey	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	O'Donnell	Owen
Patterson	Perkins	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Thomas	Thompson	Toalson Reisch	Trent
Veit	Walsh 50	West	Wiemann	Wright

NOES: 041

Adams	Aldridge	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Butz	Clemens	Doll
Ellebracht	Fogle	Gray	Gunby	Johnson
Lewis 25	Mackey	McCreery	Merideth	Nurrenbern
Person	Phifer	Quade	Rogers	Rowland
Sauls	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 002

Simmons	Taylor 48
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ABSENT WITH LEAVE: 019

Baker	Burton	Dogan	Falkner	Hovis
Ingle	Kidd	McDaniel	Morse	Mosley
Murphy	Pietzman	Pike	Price IV	Proudie
Schnelting	Van Schoiack	Wallingford	Mr. Speaker	

VACANCIES: 001

On motion of Representative Kelley (127), **SS SCS SB 43, as amended**, was read the third time and passed by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McCreery	McGaugh	McGirl	Merideth	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 45	Smith 67	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young

NOES: 005

Davis	Ellebracht	Lovasco	Simmons	Stacy
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PRESENT: 000

ABSENT WITH LEAVE: 012

Hovis	Kidd	McDaniel	Morse	Mosley
Murphy	Pietzman	Proudie	Rone	Schnelting
Van Schoiack	Mr. Speaker			

VACANCIES: 001

Representative Hudson declared the bill passed.

MOTION

Representative Francis, having voted on the prevailing side, moved that the vote by which the motion to third read and pass **HCS SS SCS SB 4, as amended**, was defeated be reconsidered.

Which motion was adopted by the following vote:

AYES: 142

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Trent	Turnbaugh	Unsicker	Veit
Wallingford	Walsh Moore 93	Weber	West	Wiemann
Wright	Young			

NOES: 009

Billington	Buchheit-Courtway	Davis	Fitzwater	Lovasco
Seitz	Simmons	Toalson Reisch	Walsh 50	

PRESENT: 003

Aldridge	Merideth	Windham
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ABSENT WITH LEAVE: 008

Hovis	Morse	Mosley	Pietzman	Proudie
Schnelting	Van Schoiack	Mr. Speaker		

VACANCIES: 001

Representative Francis, having voted on the prevailing side, moved that the vote by which **HCS SS SCS SB 4, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

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AYES: 134

Adams	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Black 137
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Pollitt 52
Porter	Pouche	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schwadron	Sharp 36	Sharpe 4
Shaul	Smith 155	Smith 163	Smith 45	Smith 67
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	

NOES: 013

Basye	Billington	Buchheit-Courtway	Davis	Fitzwater
Pollock 123	Schroer	Seitz	Simmons	Stacy
Thomas	Toalson Reisch	Walsh 50		

PRESENT: 003

Aldridge	Anderson	Windham
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ABSENT WITH LEAVE: 012

Appelbaum	Black 7	Bosley	Hovis	Morse
Pietzman	Plocher	Price IV	Proudie	Schnelting
Shields	Mr. Speaker			

VACANCIES: 001

Representative Houx offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 4, Page 8, Section 143.1032, Line 32, by inserting after all of said section and line the following:

"196.276. 1. As used in this section, the following terms mean:

(1) "Consent", a mutual acknowledgment by both a restaurant and a food delivery platform, which may be obtained electronically;

(2) "Food delivery platform", a business that acts as a third-party intermediary by taking and arranging for the delivery or pickup of orders from multiple restaurants for ultimate consumers. The term does not include delivery or pickup orders placed directly with, and fulfilled by, a restaurant. The term does not include websites, mobile applications, or other electronic services that do not post restaurant menus, logos, or pricing information on their platforms;

(3) "Likeness", a mark or trade name;

(4) "Mark", a trademark or service mark, regardless of whether the trademark or service mark is actually registered;

(5) "Restaurant", a business in this state that:

(a) Operates its own permanent food service facilities with commercial cooking equipment on its premises; and

(b) Prepares and offers to sell multiple entrees for consumption on or off the premises;

(6) "Trade name", a name used by a person or entity to identify the person's or entity's business or vocation.

2. (1) A food delivery platform shall not take and arrange for the delivery or pickup of an order from a restaurant in this state unless such food delivery platform has filed a certificate of formation or registration with the secretary of state.

(2) A food delivery platform shall:

(a) Not use a restaurant's likeness in a manner that could reasonably be interpreted to falsely suggest sponsorship or endorsement by the restaurant;

(b) Not, without the restaurant's consent, take and arrange for the delivery or pickup of an order from a restaurant;

(c) Not, without an agreement with the restaurant, intentionally inflate or alter a restaurant's pricing, although other charges may be assessed to the ultimate consumer if they are noted separately to the consumer;

(d) Not, without an agreement with the restaurant, attempt to charge a restaurant, or expect the restaurant to pay or absorb any fee, commission, or charge;

(e) Remove a restaurant from the food delivery platform's services within ten days of receiving the restaurant's request for removal unless an agreement between the food delivery platform and the restaurant states otherwise; and

(f) Clearly provide to the ultimate consumer a mechanism to express order concerns directly to the food delivery platform.

(3) Any agreement between a food delivery platform and a restaurant to take and arrange for the delivery or pickup of orders shall:

(a) Be in writing and expressly authorize the food delivery platform to take and arrange for the delivery or pickup of orders from the restaurant;

(b) Clearly identify any fee, commission, or charge that the restaurant will be required to pay or absorb; and

(c) Not include a provision, clause, or covenant that requires a restaurant to indemnify a food delivery platform, or any employee, independent contractor, or agent of the food delivery platform, for any damages or harm caused by the actions or omissions of the food delivery platform or any employee, independent contractor, or agent of the food delivery platform.

(4) Any provision in an agreement between a food delivery platform and a restaurant, or in a written consent, that is contrary to subdivision (3) of this subsection is void and unenforceable.

3. (1) A restaurant may bring an action to enjoin a violation of this section. If the court finds a violation, the court shall issue an injunction and may:

(a) Subject to subdivision (2) of this subsection, require the violator to pay to the injured party all profits derived from or damages resulting from the wrongful acts; and

(b) Order that the wrongful act be terminated.

(2) If the court finds that the food delivery platform committed a wrongful act in bad faith, in violation of this section by not having an agreement or written consent, or otherwise, as according to the circumstances of the case, the court, in the court's discretion, may:

(a) Enter judgment in an amount not to exceed three times the amount of profits and damages; and

(b) Award reasonable attorney's fees to the restaurant."; and

Further amend said bill, Page 66, Section D, Line 4, by inserting after all of said section and line the following:

"Section E. The enactment of section 196.276 of section A of this act shall become effective on January 1, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Francis offered House Substitute Amendment No. 1 for House Amendment No. 2.

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 4, Pages 6-7, Section 135.755, Lines 1-38, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 8, Section 143.1032, Line 32, by inserting after all of said section and line the following:

"196.276. 1. As used in this section, the following terms mean:

(1) "Consent", a mutual acknowledgment by both a restaurant and a food delivery platform, which may be obtained electronically;

(2) "Food delivery platform", a business that acts as a third-party intermediary by taking and arranging for the delivery or pickup of orders from multiple restaurants for ultimate consumers. The term does not include delivery or pickup orders placed directly with, and fulfilled by, a restaurant. The term does not include websites, mobile applications, or other electronic services that do not post restaurant menus, logos, or pricing information on their platforms;

(3) "Likeness", a mark or trade name;

(4) "Mark", a trademark or service mark, regardless of whether the trademark or service mark is actually registered;

(5) "Restaurant", a business in this state that:

(a) Operates its own permanent food service facilities with commercial cooking equipment on its premises; and

(b) Prepares and offers to sell multiple entrees for consumption on or off the premises;

(6) "Trade name", a name used by a person or entity to identify the person's or entity's business or vocation.

2. (1) A food delivery platform shall not take and arrange for the delivery or pickup of an order from a restaurant in this state unless such food delivery platform has filed a certificate of formation or registration with the secretary of state.

(2) A food delivery platform shall:

(a) Not use a restaurant's likeness in a manner that could reasonably be interpreted to falsely suggest sponsorship or endorsement by the restaurant;

(b) Not, without the restaurant's consent, take and arrange for the delivery or pickup of an order from a restaurant;

(c) Not, without an agreement with the restaurant, intentionally inflate or alter a restaurant's pricing, although other charges may be assessed to the ultimate consumer if they are noted separately to the consumer;

(d) Not, without an agreement with the restaurant, attempt to charge a restaurant, or expect the restaurant to pay or absorb any fee, commission, or charge;

(e) Remove a restaurant from the food delivery platform's services within ten days of receiving the restaurant's request for removal unless an agreement between the food delivery platform and the restaurant states otherwise; and

(f) Clearly provide to the ultimate consumer a mechanism to express order concerns directly to the food delivery platform.

(3) Any agreement between a food delivery platform and a restaurant to take and arrange for the delivery or pickup of orders shall:

(a) Be in writing and expressly authorize the food delivery platform to take and arrange for the delivery or pickup of orders from the restaurant;

(b) Clearly identify any fee, commission, or charge that the restaurant will be required to pay or absorb; and

(c) Not include a provision, clause, or covenant that requires a restaurant to indemnify a food delivery platform, or any employee, independent contractor, or agent of the food delivery platform, for any damages or harm caused by the actions or omissions of the food delivery platform or any employee, independent contractor, or agent of the food delivery platform.

(4) Any provision in an agreement between a food delivery platform and a restaurant, or in a written consent, that is contrary to subdivision (3) of this subsection is void and unenforceable.

3. (1) A restaurant may bring an action to enjoin a violation of this section. If the court finds a violation, the court shall issue an injunction and may:

(a) Subject to subdivision (2) of this subsection, require the violator to pay to the injured party all profits derived from or damages resulting from the wrongful acts; and

(b) Order that the wrongful act be terminated.

(2) If the court finds that the food delivery platform committed a wrongful act in bad faith, in violation of this section by not having an agreement or written consent, or otherwise, as according to the circumstances of the case, the court, in the court's discretion, may:

(a) Enter judgment in an amount not to exceed three times the amount of profits and damages; and

(b) Award reasonable attorney's fees to the restaurant."; and

Further amend said bill, Page 13, Section 227.776, Lines 1-5, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 14-15, Section 227.793, Lines 1-5, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 39, Section 303.025, Line 12, by inserting after the word "operation." the following:

"The director of the department of revenue shall establish by rule a process for voluntary suspension of motor vehicle registration for vehicles that are inoperable or being stored and not in operation. The owner or nonresident shall not further operate the vehicle until the owner or nonresident notifies the department of revenue that the vehicle will be in operation and the department shall reinstate the motor vehicle registration upon receipt of proof of financial responsibility. Owners or nonresidents who operate a motor vehicle during a period of inoperability or storage claimed under this subsection shall be guilty of a class B misdemeanor."; and

Further amend said bill, Page 66, Section D, Line 4, by inserting after all of said section and line the following:

"Section E. The enactment of section 196.276 of section A of this act shall become effective on January 1, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

Representative Copeland offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 4, Page 18, Section 301.010, Lines 101-112, by deleting all of said lines and inserting in lieu thereof the following:

"extending not more than a ~~[one hundred]~~ **one hundred fifty** mile radius from such site~~[- carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels,]~~ **; operated with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle rating set by the manufacturer, with a total weight not to exceed one hundred five thousand pounds;** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the ~~[one hundred]~~ **one hundred fifty** mile radius from such site with an extended distance local log truck permit, such vehicle ~~[shall]~~ **does** not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck ~~[may]~~ **shall** not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, ~~[such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds]~~ **violations of axle weight limitations shall be subject to the load limit penalty as described in sections 304.180 to 304.220;**" and

Further amend said bill, page, and section, Lines 115-120, by deleting all of said lines and inserting in lieu thereof the following:

"state~~[-]~~ **;** used exclusively in this state~~[-]~~ **;** used to transport harvested forest products~~[-]~~ **;** operated at a forested site and in an area extending not more than a ~~[one hundred]~~ **one hundred fifty** mile radius from such site~~[- operates]~~ **; operated** with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, **except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle weight rating set by the manufacturer with a total weight not to exceed one hundred five thousand pounds;** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the ~~[one hundred]~~ **one hundred fifty** mile radius from such site with an extended distance local log truck"; and

Further amend said bill, Page 54, Section 304.153, Line 112, by inserting after all of said section and line the following:

"304.240. 1. Any person, firm, corporation, partnership or association violating any of the provisions of sections 304.170 to 304.230 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than five dollars or by confinement in a county jail for not more than twelve months, or by both the fine and confinement; provided, however, that where load limits as defined in sections 304.180 to 304.220 have been violated, the fine shall be two cents for each pound of excess weight up to and including five hundred, and five cents for each pound of excess weight above five hundred and not exceeding one thousand, and ten cents for each pound in excess weight above one thousand; provided that, when any vehicle is being operated under a special permit as provided in section 304.200, the term "excess weight" means only weight in excess of the amount permitted in the permit as issued. The court may, in its discretion, cause to be impounded the motor vehicle operated by any person violating the provisions of this section until such time as the fine and cost assessed by the court under this section is paid.

2. Notwithstanding subsection 1 of this section, the fine for a load-limit violation under sections 304.180 to 304.220 involving a local log truck or a local log truck tractor, as such terms are defined in section 301.010, shall be as follows:

(1) If the weight exceeds the limit by one pound to four thousand nine hundred ninety-nine pounds, the fine shall be ten cents for each pound of excess weight;

(2) If the weight exceeds the limit by five thousand pounds to nine thousand nine hundred ninety-nine pounds, the fine shall be twenty cents for each pound of excess weight; and

(3) If the weight exceeds the limit by ten thousand pounds or more, the fine shall be fifty cents for each pound of excess weight."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rogers offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 4, Page 1, Line 2, by inserting after the word "No. 4," on said line the following:

"Page 8, Section 143.1032, Line 32, by inserting after all of said section and line the following:

"162.066. 1. There is hereby established the "Joint Task Force on School Bus Safety" to study school bus transportation safety in public schools. The task force members shall be appointed as follows:

(1) Two members of the house of representatives appointed by the speaker of the house of representatives;

(2) Two members of the senate appointed by the president pro tempore of the senate;

(3) The commissioner of education or his or her designee;

(4) The director of the department of transportation or his or her designee; and

(5) The director of the department of public safety or his or her designee.

2. The members of the task force shall meet within thirty days after its creation to organize and select one member to serve as chair.

3. Beginning January 1, 2022, the task force shall meet at least three times annually to complete its consideration of its objectives under the provisions of this section. Members of the task force shall serve without compensation, but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.

4. The task force shall develop an annual report analyzing school bus transportation safety in public schools, including:

(1) Entrance and exit safety;

(2) Effectiveness of seat belts; and

(3) Other school bus transportation safety issues deemed worthy by the chair.

5. Beginning January 1, 2022, the task force shall submit its report to the governor and general assembly by December thirty-first annually."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rogers moved that **House Amendment No. 1 to House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 094

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 97	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McDaniel	McGaugh	McGill	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Railsback	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Proudie	Quade	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 024

Bangert	Barnes	Burton	Christofanelli	Coleman 32
Cook	Cupps	Evans	Hill	Houx
Hovis	Lovasco	Morse	Murphy	Patterson
Pietzman	Pollock 123	Reedy	Rogers	Rowland
Schnelting	Smith 163	Tate	Mr. Speaker	

VACANCIES: 001

On motion of Representative Copeland, **House Amendment No. 3** was adopted.

Representative Dinkins offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 4, Page 54, Section 304.153, Line 112, by inserting after said section and line the following:

"304.820. 1. Except as otherwise provided in this section, no person twenty-one years of age or younger operating a moving motor vehicle upon the highways of this state shall, by means of a hand-held electronic wireless ~~[communications]~~ **communication** device, send, read, or write a text message or electronic message.

2. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a hand-held mobile telephone.

3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a wireless ~~[communications]~~ **communication** device to send, read, or write a text message or electronic message.

4. **Except as otherwise provided in this section, no person shall operate a motor vehicle within a school zone or within a construction zone or work zone while using a hand-held wireless communication device in any manner while operating such vehicle. Prohibited uses shall include, but not be limited to reading, composing, viewing, or posting any electronic message; initiating, receiving, or conducting a conversation; or manually typing data into any electronic wireless communication device. For purposes of this subsection, "school zone" means any area upon or around any street or highway as defined in section 302.010 that is visibly marked by a sign erected by a county or municipality as an area in which a school building is located and the sections of street or highway on or adjacent to the school property that are designated by signs indicating that it is a school zone and showing the posted speed limit. "Construction zone" or "work zone" means any area upon or around any highway as defined in section 302.010 which is visibly marked by the department of transportation or a contractor or subcontractor performing work for the department of transportation as an area where construction, maintenance, incident removal, or other work is temporarily occurring. The term "work zone" or "construction zone" also includes the lanes of highway leading up to the area upon which an activity described in this subsection is being performed, beginning at the point where appropriate signs or traffic control devices are posted or placed.**

5. The provisions of subsection 1 through subsection ~~[3]~~ 4 of this section shall not apply to a person operating:

(1) An authorized emergency vehicle; or

(2) A moving motor vehicle while using a hand-held electronic wireless ~~[communications]~~ **communication** device to:

(a) Report illegal activity;

(b) Summon medical or other emergency help;

(c) Prevent injury to a person or property; or

(d) Relay information between a transit or for-hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.

~~[5-]~~ 6. Nothing in this section shall be construed or interpreted as prohibiting a person from making or taking part in a telephone call, by means of a hand-held electronic wireless ~~[communications]~~ **communication** device, while operating a noncommercial motor vehicle upon the highways of this state.

~~[6-]~~ 7. As used in this section, "electronic message" means a self-contained piece of digital communication that is designed or intended to be transmitted between hand-held electronic wireless communication devices. "Electronic message" includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site.

~~[7-]~~ 8. As used in this section, "hand-held electronic wireless ~~[communications]~~ **communication** device" includes any hand-held cellular phone~~[-palm pilot, blackberry,]~~ or other mobile electronic device used to communicate verbally or by text or electronic messaging, but shall not apply to any device that is permanently embedded into the architecture and design of the motor vehicle.

~~[8-]~~ 9. As used in this section, "making or taking part in a telephone call" means listening to or engaging in verbal communication through a hand-held electronic wireless communication device.

~~[9-]~~ 10. As used in this section, "send, read, or write a text message or electronic message" means using a hand-held electronic wireless ~~[telecommunications]~~ **telecommunication** device to manually communicate with any person by using an electronic message. Sending, reading, or writing a text message or electronic message does not include reading, selecting, or entering a phone number or name into a hand-held electronic wireless ~~[communications]~~ **communication** device for the purpose of making a telephone call.

~~[10-]~~ 11. A violation of this section shall be deemed an infraction and shall be deemed a moving violation for purposes of point assessment under section 302.302.

~~[11-]~~ **12.** The state preempts the field of regulating the use of hand-held electronic wireless ~~[communications]~~ **communication** devices in motor vehicles, and the provisions of this section shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision to regulate the use of hand-held electronic wireless communication devices by the operator of a motor vehicle.

~~[12-]~~ **13.** The provisions of this section shall not apply to:

- (1) The operator of a vehicle that is lawfully parked or stopped;
- (2) Any of the following while in the performance of their official duties: a law enforcement officer; a member of a fire department; or the operator of a public or private ambulance;
- (3) The use of factory-installed or aftermarket global positioning systems (GPS) or wireless ~~[communications]~~ **communication** devices used to transmit or receive data as part of a digital dispatch system;
- (4) The use of voice-operated technology;
- (5) The use of two-way radio transmitters or receivers by a licensee of the Federal Communications Commission in the Amateur Radio Service."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 4** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright		

NOES: 045

Adams	Anderson	Aune	Bangert	Baringer
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Butz	Clemens	Collins	Dogan	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Proudie	Quade	Rogers	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 001

Simmons

ABSENT WITH LEAVE: 018

Aldridge	Appelbaum	Bailey	Barnes	Burton
Cupps	Davidson	Falkner	Haffner	Hovis
Morse	Patterson	Pietzman	Reedy	Rowland
Schnelting	Tate	Mr. Speaker		

VACANCIES: 001

On motion of Representative Francis, **HCS SS SCS SB 4, as amended**, was adopted.

On motion of Representative Francis, **HCS SS SCS SB 4, as amended**, was read the third time and passed by the following vote:

AYES: 083

Adams	Andrews	Atchison	Aune	Bangert
Baringer	Black 7	Bland Manlove	Bosley	Brown 16
Brown 27	Brown 70	Burger	Burnett	Busick
Butz	Coleman 32	Copeland	Derges	Dinkins
Dogan	Doll	Ellebracht	Evans	Falkner
Fishel	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kidd	Knight
Mayhew	McCreery	McGaugh	McGill	Murphy
Nurrenbern	O'Donnell	Owen	Perkins	Phifer
Pike	Plocher	Pollitt 52	Porter	Railsback
Riggs	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sauls	Sharp 36	Sharpe 4
Shaul	Shields	Smith 67	Stephens 128	Stevens 46
Tate	Thompson	Van Schoiack	Veit	Walsh Moore 93
Wiemann	Wright	Young		

NOES: 064

Aldridge	Anderson	Baker	Barnes	Basye
Billington	Boggs	Bromley	Buchheit-Courtway	Chipman
Christofanelli	Clemens	Coleman 97	Collins	Cook
Cupps	Davidson	Davis	Deaton	DeGroot
Eggleston	Fitzwater	Fogle	Grier	Hill
Kelley 127	Kelly 141	Lewis 25	Lewis 6	Lovasco
Mackey	McDaniel	Merideth	Mosley	Person
Pollock 123	Pouche	Price IV	Proudie	Quade
Richey	Riley	Sander	Schroer	Schwadron
Seitz	Simmons	Smith 155	Smith 163	Smith 45
Stacy	Taylor 139	Taylor 48	Terry	Thomas
Toalson Reisch	Trent	Turnbaugh	Unsicker	Wallingford
Walsh 50	Weber	West	Windham	

PRESENT: 000

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ABSENT WITH LEAVE: 015

Appelbaum	Bailey	Black 137	Burton	Gray
Haffner	Houx	Hovis	Morse	Patterson
Pietzman	Reedy	Sassmann	Schnelting	Mr. Speaker

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 004

Adams	Davis	Pollock 123	Rowland
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NOES: 148

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young		

PRESENT: 000

ABSENT WITH LEAVE: 010

Brown 16	Burton	Gray	Haffner	Hovis
Morse	Patterson	Pietzman	Schnelting	Mr. Speaker

VACANCIES: 001

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 44, relating to utilities, was taken up by Representative Wallingford.

On motion of Representative Wallingford, the title of **HCS SS SB 44** was agreed to.

Representative Wallingford offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 44, Page 9, Section 386.370, Line 20, by deleting the phrase "**thirty-eight hundredths**" on said line and inserting in lieu thereof the phrase "**three hundred fifteen thousandths**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wallingford, **House Amendment No. 1** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

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PRESENT: 000

ABSENT WITH LEAVE: 028

Aldridge	Bailey	Brown 16	Clemens	Dogan
Falkner	Fishel	Henderson	Hill	Houx
Hovis	McDaniel	Morse	Patterson	Person
Phifer	Pietzman	Pollock 123	Rone	Ruth
Schnelting	Schroer	Smith 163	Smith 67	Stephens 128
Tate	Taylor 139	Mr. Speaker		

VACANCIES: 001

On motion of Representative Wallingford, **HCS SS SB 44, as amended**, was adopted.

On motion of Representative Wallingford, **HCS SS SB 44, as amended**, was read the third time and passed by the following vote:

AYES: 103

Aldridge	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 70	Buchheit-Courtway
Burger	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mackey
Mayhew	McGaugh	McGill	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright		

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Brown 27	Burnett	Burton	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes	Brown 16	Clemens	Falkner	Houx
Hovis	McDaniel	Morse	Murphy	Patterson
Pietzman	Ruth	Schnelting	Schroer	Smith 163
Stephens 128	Tate	Mr. Speaker		

VACANCIES: 001

Representative Hudson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SBs 153 & 97, as amended**.

Senators: Koenig, Eigel, Crawford, Rizzo, Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 64, as amended**.

Senators: Rehder, Wieland, Rowden, Rizzo, Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 734, as amended**, and has taken up and passed **CCS SS SCS HCS HB 734**.

On motion of Representative Plocher, the House recessed until 6:15 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Hudson.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 021

Atchison	Basye	Billington	Busick	Cook
Cupps	Davis	Dogan	Griesheimer	Haden
Hardwick	Kelley 127	Kelly 141	Lovasco	McGill
Riggs	Shields	Van Schoiack	Veit	Walsh 50
Wright				

NOES: 002

Barnes	Rowland
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PRESENT: 075

Andrews	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Butz	Christofanelli
Coleman 97	Collins	Copeland	Davidson	Deaton
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griffith	Haley	Hannegan
Henderson	Hill	Houx	Hudson	Hurlbert
Kalberloh	Knight	Lewis 6	McGaugh	Mosley
Murphy	Owen	Perkins	Pike	Plocher
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riley	Roberts	Roden	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Smith 155	Smith 163	Tate
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Wallingford	West	Wiemann	Young

ABSENT WITH LEAVE: 064

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burton
Chipman	Clemens	Coleman 32	DeGroot	Doll
Fogle	Gray	Gunby	Haffner	Hicks
Hovis	Ingle	Johnson	Kidd	Lewis 25
Mackey	Mayhew	McCreery	McDaniel	Merideth
Morse	Nurrenbern	O'Donnell	Patterson	Person
Phifer	Pietzman	Pollitt 52	Pollock 123	Price IV
Quade	Rogers	Rone	Sauls	Schnelting
Sharp 36	Simmons	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Terry	Unsicker
Walsh Moore 93	Weber	Windham	Mr. Speaker	

VACANCIES: 001

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 66, as amended, relating to taxation, was taken up by Representative Pike.

Representative Pike moved that the House refuse to adopt **SS HCS HB 66, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

HCS SCR 4, relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS SCR 4** was agreed to.

Representative Trent moved that **HCS SCR 4** be adopted.

Which motion was defeated.

On motion of Representative Trent, the title of **SCR 4**, relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government, was agreed to.

On motion of Representative Trent, **SCR 4** was truly agreed to and finally passed by the following vote:

AYES: 089

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Black 7	Bromley	Brown 16	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davis	DeGroot
Derges	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mayhew	McGaugh
Murphy	O'Donnell	Owen	Patterson	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roden	Rone	Rowland	Sander	Sassmann
Schroer	Schwadron	Sharpe 4	Shields	Simmons
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	West	Wiemann	

NOES: 064

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Billington	Bland Manlove
Boggs	Bosley	Brown 27	Brown 70	Buchheit-Courtway
Burnett	Burton	Butz	Clemens	Collins
Deaton	Dinkins	Dogan	Ellebracht	Fogle
Gray	Gunby	Henderson	Ingle	Johnson
Lewis 25	Lovasco	Mackey	McCreery	McGill
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Roberts	Rogers
Ruth	Sauls	Seitz	Sharp 36	Shaul
Smith 155	Smith 45	Smith 67	Stevens 46	Terry
Toalson Reisch	Turnbaugh	Unsicker	Walsh 50	Walsh Moore 93
Weber	Windham	Wright	Young	

PRESENT: 000

ABSENT WITH LEAVE: 009

Davidson	Doll	Hovis	McDaniel	Morse
Perkins	Pietzman	Schnelting	Mr. Speaker	

VACANCIES: 001

Representative Hudson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 46, as amended, relating to transportation, was again taken up by Representative Riley.

Representative Gregory (51) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 11, Section 115.960, Line 86, by inserting after all of said section and line the following:

"136.055. 1. Any person who is selected or appointed by the state director of revenue as provided in subsection 2 of this section to act as an agent of the department of revenue, whose duties shall be the processing of motor vehicle title and registration transactions and the collection of sales and use taxes when required under sections 144.070 and 144.440, and who receives no salary from the department of revenue, shall be authorized to collect from the party requiring such services additional fees as compensation in full and for all services rendered on the following basis:

- (1) For each motor vehicle or trailer registration issued, renewed or transferred, six dollars and twelve dollars for those licenses sold or biennially renewed pursuant to section 301.147;
- (2) For each application or transfer of title, six dollars;
- (3) For each instruction permit, nondriver license, chauffeur's, operator's or driver's license issued for a period of three years or less, six dollars and twelve dollars for licenses or instruction permits issued or renewed for a period exceeding three years;
- (4) For each notice of lien processed, six dollars;
- (5) Notary fee or electronic transmission per processing, two dollars.

2. **(1)** The director of revenue shall award fee office contracts under this section through a competitive bidding process. The competitive bidding process shall give priority to organizations and entities that are exempt from taxation under Section 501(c)(3), 501(c)(6), or 501(c)(4), except those civic organizations that would be considered action organizations under 26 C.F.R. Section 1.501 (c)(3)-1(c)(3), of the Internal Revenue Code of 1986, as amended, with special consideration given to those organizations and entities that reinvest a minimum of seventy-five percent of the net proceeds to charitable organizations in Missouri, and political subdivisions, including but not limited to, municipalities, counties, and fire protection districts. The director of the department of revenue may promulgate rules and regulations necessary to carry out the provisions of this subsection.

(2) In the event the department of revenue fails to execute a subsequent fee office contract due to the impact of COVID-19 on the operations of fee offices, at the option of the organization or entity awarded a fee office contract in effect on August 28, 2021, the fee office contract shall be extended by a period of two years from its date of execution, provided that no fee office contract shall be extended under this section when a subsequent fee office contract has already been awarded prior to August 28, 2021.

(3) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

3. All fees collected by a tax-exempt organization may be retained and used by the organization.
4. All fees charged shall not exceed those in this section. The fees imposed by this section shall be collected by all permanent offices and all full-time or temporary offices maintained by the department of revenue.
5. Any person acting as agent of the department of revenue for the sale and issuance of registrations, licenses, and other documents related to motor vehicles shall have an insurable interest in all license plates, licenses, tabs, forms and other documents held on behalf of the department.

6. The fees authorized by this section shall not be collected by motor vehicle dealers acting as agents of the department of revenue under section 32.095 or those motor vehicle dealers authorized to collect and remit sales tax under subsection 10 of section 144.070.

7. Notwithstanding any other provision of law to the contrary, the state auditor may audit all records maintained and established by the fee office in the same manner as the auditor may audit any agency of the state, and the department shall ensure that this audit requirement is a necessary condition for the award of all fee office contracts. No confidential records shall be divulged in such a way to reveal personally identifiable information."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Black (137) offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 2, Line 20, by inserting after all of said section and line the following:

"Further amend said bill, Page 82, Section 2, Lines 1-6, by deleting all of said lines and inserting in lieu thereof the following:

"Section 2. No county, city, town or village in this state receiving public funds shall require documentation of an individual having received a vaccination against COVID-19 in order for the individual to access transportation systems or services or any other public accommodations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (137), **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Schwadron offered **House Amendment No. 2 to House Amendment No. 5.**

*House Amendment No. 2
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 2, Line 20, by inserting after the word "information." the following:

"142.869. 1. **(1)** The tax imposed by this chapter shall not apply to passenger motor vehicles, buses as defined in section 301.010, or commercial motor vehicles registered in this state which are powered by alternative fuel, and for which a valid decal has been acquired as provided in this section, provided that sales made to alternative fueled vehicles powered by propane, compressed natural gas, or liquefied natural gas that do not meet the requirements of subsection 3 of this section shall be taxed exclusively pursuant to subdivisions (4) to (7) of subsection 1 of section 142.803, respectively. The owners or operators of such motor vehicles, except plug-in electric hybrids, shall, in lieu of the tax imposed by section 142.803, pay an annual alternative fuel decal fee as follows: seventy-five dollars on each passenger motor vehicle, school bus as defined in section 301.010, and commercial motor vehicle with a licensed gross vehicle weight of eighteen thousand pounds or less; one hundred dollars on each motor vehicle with a licensed gross weight in excess of eighteen thousand pounds but not more than

thirty-six thousand pounds used for farm or farming transportation operations and registered with a license plate designated with the letter "F"; one hundred fifty dollars on each motor vehicle with a licensed gross vehicle weight in excess of eighteen thousand pounds but less than or equal to thirty-six thousand pounds, and each passenger-carrying motor vehicle subject to the registration fee provided in sections 301.059, 301.061 and 301.063; two hundred fifty dollars on each motor vehicle with a licensed gross weight in excess of thirty-six thousand pounds used for farm or farming transportation operations and registered with a license plate designated with the letter "F"; and one thousand dollars on each motor vehicle with a licensed gross vehicle weight in excess of thirty-six thousand pounds. Owners or operators of plug-in electric hybrids shall pay one-half of the stated annual alternative fuel decal fee. Notwithstanding provisions of this section to the contrary, motor vehicles licensed as historic under section 301.131 which are powered by alternative fuel shall be exempt from both the tax imposed by this chapter and the alternative fuel decal requirements of this section. For the purposes of this section, a plug-in electric hybrid shall be any hybrid vehicle made by a manufacturer with a model year of 2018 or newer, that has not been modified from the original manufacturer specifications, with an internal combustion engine and batteries that can be recharged by connecting a plug to an electric power source.

(2) Notwithstanding the provisions of subdivision (1) of this subsection to the contrary, the director shall provide owners of vehicles required to purchase an alternative fuel decal under subdivision (1) of this subsection, the option of purchasing a biennial alternative fuel decal for a fee of twice the annual alternative fuel decal fee stated in subdivision (1) of this subsection.

2. Except interstate fuel users and vehicles licensed under a reciprocity agreement as defined in section 142.617, the tax imposed by section 142.803 shall not apply to motor vehicles registered outside this state which are powered by alternative fuel other than propane, compressed natural gas, and liquefied natural gas, and for which a valid temporary alternative fuel decal has been acquired as provided in this section. The owners or operators of such motor vehicles shall, in lieu of the tax imposed by section 142.803, pay a temporary alternative fuel decal fee of eight dollars on each such vehicle. Such decals shall be valid for a period of fifteen days from the date of issuance and shall be attached to the lower right-hand corner of the front windshield on the motor vehicle for which it was issued. Such decal and fee shall not be transferable. All proceeds from such decal fees shall be deposited as specified in section 142.345. Alternative fuel dealers selling such decals in accordance with rules and regulations prescribed by the director shall be allowed to retain fifty cents for each decal fee timely remitted to the director.

3. Owners or operators of passenger motor vehicles, buses as defined in section 301.010, or commercial motor vehicles registered in this state which are powered by compressed natural gas or liquefied natural gas who have installed a compressed natural gas fueling station or liquefied natural gas fueling station used solely to fuel the motor vehicles they own or operate as of December 31, 2015, may continue to apply for and use the alternative fuel decal in lieu of paying the tax imposed under subdivisions (4) and (5) of subsection 1 of section 142.803. Owners or operators of compressed natural gas fueling stations or liquefied natural gas fueling stations whose vehicles bear an alternative fuel decal shall be prohibited from selling or providing compressed natural gas or liquefied natural gas to any motor vehicle they do not own or operate. Owners or operators of motor vehicles powered by compressed natural gas or liquefied natural gas bearing an alternative fuel decal after January 1, 2016, that decline to renew the alternative fuel decals for such motor vehicles shall no longer be eligible to apply for and use alternative fuel decals under this subsection. Any compressed natural gas or liquefied natural gas obtained at any fueling station not owned by the owner or operator of the motor vehicle bearing an alternative fuel decal shall be subject to the tax under subdivisions (4) and (5) of subsection 1 of section 142.803.

4. An owner or operator of a motor vehicle powered by propane may continue to apply for and use the alternative fuel decal in lieu of paying the tax imposed under subdivision (6) of subsection 1 of section 142.803. If the appropriate motor fuel tax under subdivision (6) of subsection 1 of section 142.803 is collected at the time of fueling, an operator of a propane fueling station that uses quick-connect fueling nozzles may sell propane as a motor fuel without verifying the application of a valid Missouri alternative fuel decal. If an owner or operator of a motor vehicle powered by propane that bears an alternative fuel decal refuels at an unattended propane refueling station, such owner or operator shall not be eligible for a refund of the motor fuel tax paid at such refueling.

5. The director shall annually **or biennially**, on or before January thirty-first of each year, collect or cause to be collected from owners or operators of the motor vehicles specified in subsection 1 of this section the annual **or biennial** decal fee. Applications for such decals shall be supplied by the department of revenue. In the case of a motor vehicle which is not in operation by January thirty-first of any year, a decal may be purchased for a fractional period of such year, **or a fractional period of such year and a whole year**, and the amount of the decal fee shall be reduced by one-twelfth for each complete month which shall have elapsed since the beginning of such year. This subsection shall not apply to an owner or operator of a motor vehicle powered by propane who fuels such vehicle exclusively at unattended fueling stations that collect the motor fuel tax.

6. Upon the payment of the fee required by subsection 1 of this section, the director shall issue a decal, which shall be valid for the current calendar year **or the current calendar year and the subsequent calendar year in the case of a biennial alternative fuel decal**, and shall be attached to the lower right-hand corner of the front windshield on the motor vehicle for which it was issued.

7. The decal fee paid pursuant to subsection 1 of this section for each motor vehicle shall be transferable upon a change of ownership of the motor vehicle and, if the LP gas or natural gas equipment is removed from a motor vehicle upon a change of ownership and is reinstalled in another motor vehicle, upon such reinstallation. Such transfers shall be accomplished in accordance with rules and regulations promulgated by the director.

8. It shall be unlawful for any person to operate a motor vehicle required to have an alternative fuel decal upon the highways of this state without a valid decal unless the motor vehicle is exclusively fueled at propane, compressed natural gas, or liquefied natural gas fueling stations that collect the motor fuel tax.

9. No person shall cause to be put, or put, any alternative fuel into the fuel supply receptacle or battery of a motor vehicle required to have an alternative fuel decal unless the motor vehicle either has a valid decal attached to it or the appropriate motor fuel tax is collected at the time of such fueling.

10. Any person violating any provision of this section is guilty of an infraction and shall, upon conviction thereof, be fined five hundred dollars.

11. Motor vehicles displaying a valid alternative fuel decal are exempt from the licensing and reporting requirements of this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 2 to House Amendment No. 5** was adopted.

Representative Hurlbert offered **House Amendment No. 3 to House Amendment No. 5**.

*House Amendment No. 3
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 1, Line 1, by inserting after the number "46" the following:

", Page 7, Section 68.075, Line 57, by inserting after all of said section and line the following:

"105.1550. 1. For purposes of this section, the following terms mean:

- (1) "Department", the department of labor and industrial relations;**
- (2) "Director", the director of the department of labor and industrial relations or the director's designee;**
- (3) "Nonresident bidder", a person or entity who is not a resident bidder;**
- (4) "Public body", the state and any of its political subdivisions including, but not limited to, a school district or public utility;**
- (5) "Public improvement", a building or other construction work to be paid for in whole or in part by the use of funds of the state, its agencies, or any of its political subdivisions, including road construction, reconstruction, and maintenance projects;**
- (6) "Public utility", includes municipally owned utilities and municipally owned waterworks;**
- (7) "Resident bidder", a person or entity authorized to transact business in this state and having a place of business for transacting business within the state at which it is conducting and has conducted business for at least three years prior to the date of the first advertisement for the public improvement. If another state or foreign country has a more stringent definition of a resident bidder, the more stringent definition is applicable as to bidders from that state or foreign country;**
- (8) "Resident labor force preference", a requirement in which all or a portion of a labor force working on a public improvement is a resident of a particular state or country.**

2. Notwithstanding any provision of this chapter to the contrary, when a contract for a public improvement is to be awarded to the lowest and best bidder, a resident bidder shall be allowed a preference as against a nonresident bidder from a state or foreign country if that state or foreign country gives or requires any preference to bidders from that state or foreign country including, but not limited to, any preference to bidders, the imposition of any type of labor force preference, or any other form of preferential treatment to bidders or laborers from that state or foreign country. The preference allowed a resident bidder shall be equal to the preference given or required by the state or foreign country in which the nonresident bidder is a resident. In the instance of a resident labor force preference, a nonresident bidder shall apply the same resident labor force preference to a public improvement in this state as would be required in the construction of a public improvement by the state or foreign country in which the nonresident bidder is a resident.

3. If it is determined by the director that this section shall cause denial of federal funds which would otherwise be available, or would otherwise be inconsistent with requirements of any federal law or regulation, this section may be waived to the extent necessary to prevent denial of the funds or to eliminate the inconsistency with federal requirements.

4. A public body awarding a contract for public improvement shall require a nonresident bidder to specify on all project bid specifications and contract documents whether any preference as described in subsection 2 of this section is in effect in the nonresident bidder's state or country of domicile at the time of a bid submittal.

5. The director and the department shall administer and enforce this section, and the director shall adopt rules for the administration and enforcement of this section.

6. The director shall have the following powers and duties for the purposes of this section:

- (1) The director shall hold hearings and investigate complaints of violations of this section;
- (2) The director shall, consistent with due process of law, enter any place of employment to inspect records concerning labor force residency and to question an employer or employee and to investigate such facts, conditions, or matters as are deemed appropriate in determining whether any person has violated the provisions of this section. The director shall only make such an entry in response to a written complaint;
- (3) The director shall develop a written complaint form applicable to this section and make it available in department offices and on the department's internet website;
- (4) The director shall sue for injunctive relief against the awarding of a contract, the undertaking of a public improvement, or the continuation of a public improvement in response to a violation of this section;
- (5) The director shall investigate and ascertain the residency of a worker engaged in any public improvement in this state;
- (6) The director shall administer oaths, take or cause to be taken deposition of witnesses, and require by subpoena the attendance and testimony of witnesses and the production of all books, registers, payrolls, and other evidence relevant to a matter under investigation or hearing;
- (7) The director shall employ qualified personnel as are necessary for the enforcement of this section; and
- (8) The director shall require a contractor or subcontractor to file, within ten days of receipt of a request, any records enumerated in subsection 7 of this section. If the contractor or subcontractor fails to provide the requested records within ten days, the director shall direct, within fifteen days after the end of the ten-day period, the fiscal or financial office charged with the custody and disbursement of funds of the public body that contracted for construction of the public improvement or undertook the public improvement, to immediately withhold from payment to the contractor or subcontractor up to twenty-five percent of the amount to be paid to the contractor or subcontractor under the terms of the contract or written instrument under which the public improvement is being performed. The amount withheld shall be immediately released upon receipt by the public body of a notice from the director indicating that the request for records as required by this section has been satisfied.

7. While participating in a public improvement, a nonresident bidder domiciled in a state or country that has established a resident labor force preference shall make and keep, for a period of no less than three years, accurate records of all workers employed by the contractor or subcontractor on the public improvement. The records shall include each worker's name, address, telephone number if available, Social Security number, trade classification, and the starting and ending time of employment.

8. Any person or entity that violates the provisions of this section shall be subject to a civil penalty in an amount not to exceed one thousand dollars for each violation found in a first investigation by the director, not to exceed five thousand dollars for each violation found in a second investigation by the director, and not

to exceed fifteen thousand dollars for a third or subsequent violation found in any subsequent investigation by the director. Each violation of this section for each worker and for each day the violation continues constitutes a separate and distinct violation. In determining the amount of the penalty, the director shall consider the appropriateness of the penalty to the person or entity charged, upon determination of the gravity of the violations. The collection of these penalties shall be enforced in a civil action brought by the attorney general on behalf of the department.

9. A party seeking review of the director's determination pursuant to this section shall file a written request for an informal conference with the department. The request shall be received by the department within fifteen days after the date of issuance of the director's determination that a violation has occurred. During the conference, the party seeking review shall present written or oral information and arguments as to why the director's determination should be amended or vacated. The department shall consider the information and arguments presented and issue a written decision advising all parties of the outcome of the conference.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill"; and

Further amend said amendment, Page 2, Line 20, by inserting after all of said line the following:

"Further amend said bill, Page 28, Section 301.033, Line 50, by inserting after all of said section and line the following:

"301.131. 1. Any motor vehicle over twenty-five years old which is owned solely as a collector's item and which is used and intended to be used for exhibition and educational purposes shall be permanently registered upon payment of a registration fee of twenty-five dollars. Upon the transfer of the title to any such vehicle the registration shall be cancelled and the license plates issued therefor shall be returned to the director of revenue.

2. The owner of any such vehicle shall file an application in a form prescribed by the director, if such vehicle meets the requirements of this section, and a certificate of registration shall be issued therefor. Such certificate need not specify the horsepower of the motor vehicle.

3. The director shall issue to the owner of any motor vehicle registered pursuant to this section the same number of license plates which would be issued with a regular annual registration, containing the number assigned to the registration certificate issued by the director of revenue. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

4. ~~[Historic vehicles may be driven to and from repair facilities one hundred miles from the vehicle's location, and in addition may be driven up to one thousand miles per year for personal use. The owner of the historic vehicle shall be responsible for keeping a log of the miles driven for personal use each calendar year. Such log must be kept in the historic vehicle when the vehicle is driven on any state road. The historic vehicle's mileage driven in an antique auto tour or event and mileage driven to and from such a tour or event shall not be considered mileage driven for the purpose of the mileage limitations in this section. Violation of this section shall be punishable under section 301.440 and in addition to any other penalties prescribed by law, upon plea or finding of guilt thereof, the director of revenue shall revoke the historic motor vehicle license plates of such violator which were issued pursuant to this section.]~~

—5.] Notwithstanding any provisions of this section to the contrary, any person possessing a license plate issued by the state of Missouri that is over twenty-five years old, in which the year of the issuance of such plate is consistent with the year of the manufacture of the vehicle, the owner of the vehicle may register such plate as an historic vehicle plate as set forth in subsections 1 and 2 of this section, provided that the configuration of letters, numbers or combination of letters and numbers of such plate are not identical to the configuration of letters,

numbers or combination of letters and numbers of any plates already issued to an owner by the director. Such license plate shall not be required to possess the characteristic features of reflective material and common color scheme and design as prescribed in section 301.130. The owner of the historic vehicle registered pursuant to this subsection shall keep the certificate of registration in the vehicle at all times. The certificate of registration shall be prima facie evidence that the vehicle has been properly registered with the director and that all fees have been paid."; and

Further amend said bill, Page 52, Section 304.050, Line 76, by inserting after all of said section and line the following:

"304.153. 1. As used in this section, the following terms shall mean:

(1) "Law enforcement officer", any public servant, other than a patrol officer, who is defined as a law enforcement officer under section 556.061;

(2) "Motor club", ~~[an organization which motor vehicle drivers and owners may join that provide certain benefits relating to driving a motor vehicle]~~ **a legal entity that, in consideration of dues, assessments, or periodic payments of money, promises to provide motor club services to its members or subscribers in accordance with section 385.450;**

(3) "Patrol officer", a Missouri state highway patrol officer;

(4) "Tow list", a list of approved towing companies compiled, maintained, and utilized by the Missouri state highway patrol or its designee;

(5) "Tow management company", any sole proprietorship, partnership, corporation, fiduciary, association, or other business entity that manages towing logistics for government agencies or motor clubs;

(6) "Tow truck", a rollback or car carrier, wrecker, or tow truck as defined under section 301.010;

(7) "Towing", moving or removing, or the preparation therefor, of a vehicle by another vehicle for which a service charge is made, either directly or indirectly, including any dues or other charges of clubs or associations which provide towing services;

(8) "Towing company", any person, partnership, corporation, fiduciary, association, or other entity that operates a wrecker or towing service as defined under section 301.010.

2. In authorizing a towing company to perform services, any patrol officer or law enforcement officer within the officer's jurisdiction, or Missouri department of transportation employee, may utilize the services of a tow management company or tow list, provided:

(1) The Missouri state highway patrol is under no obligation to include or retain the services of any towing company in any contract or agreement with a tow management company or any tow list established pursuant to this section. A towing company is subject to removal from a tow list at any time;

(2) Notwithstanding any other provision of law or any regulation established pursuant to this section, an owner or operator's request for a specific towing company shall be honored by the Missouri state highway patrol unless:

(a) The requested towing company cannot or does not respond in a reasonable time, as determined by a law enforcement officer; or

(b) The vehicle to be towed poses an immediate traffic hazard, as determined by a law enforcement officer.

3. A patrol officer shall not use a towing company located outside of Missouri under this section except under the following circumstances:

(1) A state or federal emergency has been declared; or

(2) The driver or owner of the vehicle, or a motor club of which the driver or owner is a member, requests a specific out-of-state towing company.

4. A towing company shall not tow a vehicle to a location outside of Missouri without the consent of the driver or owner of the motor vehicle, or without the consent of a motor club of which the driver or owner of the motor vehicle is a member.

5. Any towing company or tow truck arriving at the scene of an accident that has not been called by a patrol officer, a law enforcement officer, a Missouri department of transportation employee, the driver or owner of the motor vehicle or his or her authorized agent, including a motor club of which the driver or owner is a member, shall be prohibited from towing the vehicle from the scene of the accident, unless the towing company or tow truck operator is rendering emergency aid in the interest of public safety, or is operating during a declared state of emergency under section 44.100.

6. A tow truck operator that stops and tows a vehicle from the scene of an accident in violation of subsection 5 of this section shall be guilty of a class D misdemeanor upon conviction or pleading guilty for the first violation, and such tow truck shall be subject to impounding. The penalty for a second violation shall be a class A

misdeemeanor, and the penalty for any third or subsequent violation shall be a class D felony. A violation of this section shall not preclude the tow truck operator from being charged with tampering under chapter 569.

7. The provisions of this section shall also apply to motor vehicles towed under section 304.155 or 304.157.

8. The provisions of this section shall not apply to counties of the third or fourth classification."; and

Further amend said bill, Page 67, Section 365.020, Line 60, by inserting after all of said section and line the following:

"385.450. 1. As used in this section, the following terms shall mean:

(1) "Motor club", a legal entity that, in consideration of dues, assessments, or periodic payments of money, promises to provide motor club services to its members or subscribers;

(2) "Motor club contract", an agreement whereby a motor club promises to render, furnish, or procure motor club services to or for its members or subscribers;

(3) "Motor club services", services that assist a member or subscriber of a motor club in matters relating to motor travel or the operation, use, or maintenance of a motor vehicle by supplying services that may include, but are not limited to, towing service, emergency road service, bail and guaranteed arrest bond certificate service, discount service, theft service, map service, touring service, legal fee reimbursement service in the defense of traffic offenses, and the participation in an accident and sickness or accidental death insurance benefit program.

2. Fees collected from the sale of motor club contracts shall not be subject to taxation of premiums under chapter 148.

3. Motor clubs complying with the provisions of this section shall not be required to comply with the provisions of chapter 374 or 375, or any other provisions governing insurance companies, except as specifically provided."; and

Further amend said bill, Page 79, Section 578.120, Line 20, by inserting after all of said section and line the following:

"643.310. 1. The commission may, by rule, establish a decentralized motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 for any portion of a nonattainment area located within the area described in subsection 1 of section 643.305, except that no decentralized motor vehicle emissions inspection program shall be established in any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants or any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants. The decentralized motor vehicle emissions inspection program shall be implemented and applied in the same manner throughout every portion of a nonattainment area located within the area described in subsection 1 of section 643.305 except any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants or any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants. The commission shall ensure that, for each nonattainment area, the state implementation plan established pursuant to subsection 1 of section 643.305 incorporates and receives all applicable credits allowed by the United States Environmental Protection Agency for emission reduction programs in other nonattainment areas of like designation in other states. The commission shall ensure that emission reduction amounts established pursuant to subsection 2 of section 643.305 shall be consistent with and not exceed the emissions reduction amounts required by the United States Environmental Protection Agency for other nonattainment areas of like designation in other states. No motor vehicle emissions inspection program shall be required to comply with subsection 1 of section 643.305 unless the plan established thereunder takes full advantage of any changes in requirements or any agreements made or entered into by the United States Environmental Protection Agency and any entity or entities on behalf of a nonattainment area concerning compliance with National Ambient Air Quality Standards of the federal Clean Air Act, as amended, 42 U.S.C. Section 7401, et seq., and the regulations promulgated thereunder. If the exception of certain counties

from provisions of this subsection has the effect of placing the state of Missouri in noncompliance with any federal constitutional, statutory, or regulatory provision that would result in the loss of any federal funds to the state, the exception of certain counties shall expire three years from the date the state is deemed to be in noncompliance.

2. (1) The department, with the cooperation and approval of the commissioner of administration, shall select a person or persons to operate an inspection facility or inspection program pursuant to sections 643.300 to 643.355, under a bid procedure or under a negotiated process or a combination thereof based on criteria and expectations established by the department. This process may use either a licensing arrangement or contractual arrangement with the selected party or parties. The selection of persons to operate inspection facilities or inspection programs shall be exempt from the provisions of all site procurement laws. Each person who is authorized to operate a station pursuant to this section shall be capable of providing adequate and cost-effective service to customers.

(2) Service management, coordination and data processing may be provided by the department or by another person, including a contractor or licensee, based upon the most cost-effective proposal for service.

(3) A license or contract shall be for a period of up to seven years, consistent with the provisions of Article IV, Section 28 of the Missouri Constitution, and licenses or contracts shall be annually reviewed. A license or contract may be suspended or revoked if the licensee or contractor is not meeting the conditions of sections 643.300 to 643.355, all applicable rules, the license agreement or contract as determined by the department. A licensee or contractor found to have violated sections 643.300 to 643.355, applicable rules or the conditions of the license agreement or contract shall be in violation of section 643.151 and subject to the penalties provided thereunder.

3. The commission, the department of economic development and the office of administration shall, in cooperation with the minority business advocacy commission, select the contractor or contractors to provide an inspection program which satisfies the minimum requirements of this section in accordance with the requirements of section 37.014 and chapter 34. The commission, the office of administration and the department of economic development, in cooperation with the minority business advocacy commission, shall ensure adequate minority business participation in the selection of the contractor or contractors to provide an inspection program pursuant to this section. The commission, the office of administration and the department of economic development shall ensure adequate participation of Missouri businesses in the selection of the contractor or contractors to provide an inspection program pursuant to this section.

4. With approval of the commission and pursuant to rules adopted by the commission, an organization whose members are motor vehicle dealers or leasing companies may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned and held for sale or lease by the members of the organization. With approval of the commission and pursuant to rules adopted by the commission, any person operating a fleet of motor vehicles may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned or leased and operated by the person establishing the facility. The inspections performed in facilities established pursuant to this subsection shall be performed by a contractor selected by the commission pursuant to this section and the contractor performing such inspections shall be responsible solely to the department and shall satisfy all applicable requirements of sections 643.300 to 643.355.

5. If the governor applies to the administrator of the Environmental Protection Agency to require federal reformulated gasoline in nonattainment areas, nothing in sections 643.300 to 643.355 shall prevent the storage of conventional gasoline in nonattainment areas which is intended for sale to agricultural, commercial or retail customers outside said nonattainment areas subject to reformulated gasoline."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 3 to House Amendment No. 5** was adopted.

On motion of Representative Gregory (51), **House Amendment No. 5, as amended**, was adopted.

Representative Murphy offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 82, Section 2, Line 6, by inserting after all of said section and line the following:

"Section 3. Notwithstanding any other provision of law to the contrary, no business shall offer overnight parking for commercial vehicles, as such vehicles are defined under section 301.010, if such business is located within five hundred feet of any hospital property located within a city, town, or village; except that, a waiver to this requirement may be granted by order or ordinance of a city counsel or other governing body of a city, town, or village. Such waiver may be granted only after a public hearing held in accordance with chapter 610 open record requirements and after written notice of such hearing is provided to property owners who are within five hundred feet of the business seeking such waiver under this section. Notice shall be provided by a business seeking waiver under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Murphy, **House Amendment No. 6** was adopted.

On motion of Representative Riley, **HCS SS SB 46, as amended**, was adopted.

On motion of Representative Riley, **HCS SS SB 46, as amended**, was read the third time and passed by the following vote:

AYES: 110

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Black 137	Black 7	Bland Manlove
Bromley	Brown 16	Brown 27	Brown 70	Burger
Burnett	Burton	Busick	Butz	Clemens
Coleman 32	Collins	Copeland	Davidson	Derges
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Fishel	Fogle	Francis	Gray	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hardwick	Henderson	Hill
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
McCreery	McGill	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Riley	Roberts	Rone	Rowland
Ruth	Sassmann	Sauls	Schwadron	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 45
Smith 67	Stephens 128	Taylor 48	Terry	Thomas
Thompson	Turnbaugh	Unsicker	Van Schoiack	Wallingford
Walsh Moore 93	Weber	Windham	Wright	Young

NOES: 031

Billington	Buchheit-Courtway	Chipman	Christofanelli	Coleman 97
Cook	Cupps	Davis	Deaton	DeGroot
Grier	Hannegan	Hudson	Kidd	Mayhew
Merideth	Pollock 123	Richey	Riggs	Sander

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Schroer	Seitz	Simmons	Smith 163	Stacy
Taylor 139	Toalson Reisch	Trent	Walsh 50	West
Wiemann				

PRESENT: 000

ABSENT WITH LEAVE: 021

Bailey	Boggs	Bosley	Doll	Falkner
Fitzwater	Hicks	Houx	Hovis	Mackey
McDaniel	McGaugh	Morse	Pietzman	Roden
Rogers	Schnelting	Stevens 46	Tate	Veit
Mr. Speaker				

VACANCIES: 001

Representative Hudson declared the bill passed.

SS SB 45, relating to benefits for certain firefighters as a result of employment as a firefighter, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **SS SB 45** was agreed to.

On motion of Representative Wiemann, **SS SB 45** was truly agreed to and finally passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry

Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Bosley	Doll	Francis	Houx	Hovis
McDaniel	Morse	Pietzman	Schnelting	Windham
Mr. Speaker				

VACANCIES: 001

Representative Hudson declared the bill passed.

HCS SS#2 SCS SB 202, relating to the provision of electrical services, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, the title of **HCS SS#2 SCS SB 202** was agreed to.

Representative O'Donnell moved that **HCS SS#2 SCS SB 202** be adopted.

Which motion was defeated.

On motion of Representative O'Donnell, the title of **SS#2 SCS SB 202**, relating to electrical corporations, was agreed to.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 202, Page 45, Section 393.1705, Line 62, by deleting the words "**renewable energy**" and inserting in lieu thereof the word "**replacement**"; and

Further amend said bill and section, Page 50, Line 216, by deleting the first instance of the word "**the**" and inserting in lieu thereof the word "**to**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative Haffner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 202, Page 6, Section 393.106, Line 86, by inserting after all of said section and line the following:

"393.170. 1. No gas corporation, electrical corporation, water corporation or sewer corporation shall begin construction of a gas plant, electric plant, water system or sewer system, other than an energy generation unit that has a capacity of one megawatt or less, without first having obtained the permission and approval of the commission.

2. No such corporation shall exercise any right or privilege under any franchise hereafter granted, or under any franchise heretofore granted but not heretofore actually exercised, or the exercise of which shall have been suspended for more than one year, without first having obtained the permission and approval of the commission. Before such certificate shall be issued a certified copy of the charter of such corporation shall be filed in the office of the commission, together with a verified statement of the president and secretary of the corporation, showing that it has received the required consent of the proper municipal authorities.

3. **(1) Before the commission shall issue an approval under subsection 1 of this section for a merchant line, an entity shall provide the commission a resolution of support passed by the county commission of each county through which the merchant line will be built. Any entity that begins construction on a merchant line after August 28, 2021, shall provide the required resolutions to the commission prior to construction, regardless of whether the commission has previously issued its approval.**

(2) For the purposes of this subsection, the following terms mean:

(a) "Entity", an electrical corporation that does not provide service to end-use customers or provide retail service in Missouri or does not collect its costs to provide service under a regional transmission organization tariff;

(b) "Merchant line", a high-voltage direct current electric transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such entity.

4. The commission shall have the power to grant the permission and approval herein specified whenever it shall after due hearing determine that such construction or such exercise of the right, privilege or franchise is necessary or convenient for the public service. The commission may by its order impose such condition or conditions as it may deem reasonable and necessary. Unless exercised within a period of two years from the grant thereof, authority conferred by such certificate of convenience and necessity issued by the commission shall be null and void."; and

Further amend said bill, Page 62, Section 409.9-109, Line 102, by inserting after all of said section and line the following:

"523.262. 1. Except as set forth in subsection 2 of this section, the power of eminent domain shall only be vested in governmental bodies or agencies whose governing body is elected or whose governing body is appointed by elected officials or in an urban redevelopment corporation operating pursuant to a redevelopment agreement with the municipality for a particular redevelopment area, which agreement was executed prior to or on December 31, 2006.

2. A private utility company, public utility, rural electric cooperative, municipally owned utility, pipeline, railroad or common carrier shall have the power of eminent domain as may be granted pursuant to the provisions of other sections of the revised statutes of Missouri. For the purposes of this section, the term "common carrier" shall not include motor carriers, contract carriers, or express companies. Where a condemnation by such an entity results in a displaced person, as defined in section 523.200, the provisions of subsections 3 and 6 to 10 of section 523.205 shall apply unless the condemning entity is subject to the relocation assistance provisions of the federal Uniform Relocation Assistance Act.

3. Any entity with the power of eminent domain and pursuing the acquisition of property for the purpose of constructing a power generation facility after December 31, 2006, after providing notice in a newspaper of general circulation in the county where the facility is to be constructed, shall conduct a public meeting disclosing the purpose of the proposed facility prior to making any offer to purchase property in pursuit thereof or, alternatively, shall provide the property owner with notification of the identity of the condemning authority and the proposed purpose for which the condemned property shall be used at the time of making the initial offer.

4. (1) Notwithstanding the provisions of subsection 2 of this section, no entity shall have the power of eminent domain under the provisions of this section for the purpose of constructing above-ground merchant lines.

(2) For the purpose of this subsection, the following terms mean:

(a) "Entity", a utility company that does not provide service to end-use customers or provide retail service in Missouri, or does not collect its costs to provide service under a regional transmission organization tariff, regardless of whether it has received a certificate of convenience and necessity from the public service commission under section 393.170;

(b) "Merchant line", a high-voltage direct current electric transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such entity.

(3) This subsection shall apply to any property or easement acquisition started on or after August 28, 2021.

(4) This subsection shall not apply to any rural electric cooperative organized or operating under the provisions of chapter 394, or to any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or to any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 2** was adopted.

On motion of Representative O'Donnell, **SS#2 SCS SB 202, as amended**, was read the third time and passed by the following vote:

AYES: 103

Aldridge	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright		

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins

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Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 003

Brown 70	Person	Windham
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ABSENT WITH LEAVE: 012

Doll	Fitzwater	Francis	Houx	Hovis
McDaniel	Morse	Pietzman	Richey	Schnelting
Taylor 139	Mr. Speaker			

VACANCIES: 001

Representative Hudson declared the bill passed.

HCS#2 SS SB 327, relating to the protection of children, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS#2 SS SB 327** was agreed to.

Representative Coleman (97) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute No. 2 for Senate Substitute for Senate Bill No. 327, Page 3, Section 37.717, Line 14, by deleting the word "**city**" on said line and inserting in lieu thereof the word "**circuit**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman (97), **House Amendment No. 1** was adopted.

Representative Veit offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute No. 2 for Senate Substitute for Senate Bill No. 327, Page 19, Section 210.143, Line 8, by deleting the words "**suspicion to suspect**" and inserting in lieu thereof the words "**cause to believe**"; and

Further amend said page and section, Lines 14 to 22, by deleting all of said lines and inserting in lieu thereof the following:

"3. The assessment shall be completed and the child shall be returned to the residential care facility or to the child's parents or guardian within seventy-two hours, unless the court, after a hearing with attempted notice to the facility and to the parents or guardian and with due process for all parties, enters further orders to the contrary.

4. If the court enters an order to produce the child under this section, the court may expand the order to produce other children in the care of the residential care facility if the court finds there is reasonable cause to believe that such children may have been abused or neglected."; and

Further amend said bill, Page 32, Section 210.1256, Lines 9 and 10, by deleting all of said lines and inserting in lieu thereof the following:

"medical care, and other care necessary to provide for the physical and mental health of the child";
and

Further amend said bill, Page 34, Section 210.1271, Line 7, by inserting after "**chapter 211**" the words "**, or other orders as the court determines appropriate to ensure the health and safety of the children**"; and

Further amend said page and section, Line 16, by deleting the words "**health, safety, or welfare**" and inserting in lieu thereof the words "**health or safety**"; and

Further amend said page and section, Line 17, by inserting after all of said section and line the following:

"2. In cases of an order granted ex parte under subsection 1 of this section requiring a residential care facility to cease operations, a hearing shall be held within three business days to determine whether the order shall remain in effect, with attempted notice to the facility and the parents or guardians and due process for all parties. In determining whether the order shall remain in effect, the court shall consider whether there exists reasonable cause to believe that the grounds for the original ex parte order continue to persist or if additional grounds exist to support the ex parte order as necessary to protect the health and safety of the children at the facility."; and

Further amend said section by renumbering accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 2** was adopted.

Representative Smith (155) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute No. 2 for Senate Substitute for Senate Bill No. 327, Page 32, Section 210.493, Line 102, by inserting after all of said section and line the following:

"210.542. 1. The children's division shall provide certain standards and training that prospective foster care parents shall meet before becoming licensed.

2. The children's division shall provide performance-based criteria for the evaluation of licensed foster parents and may establish by rule the frequency of such evaluation.

3. Any person who has a current certification in the administration of cardiopulmonary resuscitation as part of his or her professional or occupational training may substitute such certification for any cardiopulmonary resuscitation training required of him or her to obtain a license to become a foster parent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (155), **House Amendment No. 3** was adopted.

Representative Dinkins offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute No. 2 for Senate Substitute for Senate Bill No. 327, Page 54, Section 589.042, Line 8, by inserting after all of said line and section the following:

"589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within three business days, appear in person to the chief law enforcement officer of the county or city not within a county if there is a change to any of the following information:

- (1) Name;
- (2) Residence;
- (3) Employment, including status as a volunteer or intern;
- (4) Student status; or
- (5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

- (1) Vehicle information;
- (2) Temporary lodging information;
- (3) Temporary residence information;
- (4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or
- (5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction, the Missouri state highway patrol shall inform the responsible official in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence within three business days.

5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official annually in the month of their birth to verify the information contained in their statement made pursuant to section 589.407. Tier I sexual offenders include:

- (1) Any offender who has been adjudicated for the offense of:
 - (a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;
 - (b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;
 - (c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;
 - (d) Kidnapping in the second degree under section 565.120 with sexual motivation;
 - (e) Kidnapping in the third degree under section 565.130;
 - (f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;
 - (g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;
 - (h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;

- (i) Sex with an animal under section 566.111;
- (j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;
- (k) Possession of child pornography under section 573.037;
- (l) Sexual misconduct in the first degree under section 566.093;
- (m) Sexual misconduct in the second degree under section 566.095;
- (n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the ~~[punishment is less than one year]~~ **offense is a misdemeanor**; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement official to verify the information contained in their statement made pursuant to section 589.407. Tier II sexual offenders include:

- (1) Any offender who has been adjudicated for the offense of:
 - (a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;
 - (b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;
 - (c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;
 - (d) Enticement of a child under section 566.151;
 - (e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;
 - (f) Sexual exploitation of a minor under section 573.023;
 - (g) Promoting child pornography in the first degree under section 573.025;
 - (h) Promoting child pornography in the second degree under section 573.035;
 - (i) Patronizing prostitution under section 567.030;
 - (j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;
 - (k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;
 - (l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or
 - (m) Age misrepresentation with intent to solicit a minor under section 566.153;
- (2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

- (1) Any offender registered as a predatory sexual offender ~~[as defined in section 566.123]~~ or a persistent sexual offender as defined in section ~~566.124~~ **566.125**;
- (2) Any offender who has been adjudicated for the crime of:
 - (a) Rape in the first degree under section 566.030;

- (b) Statutory rape in the first degree under section 566.032;
- (c) Rape in the second degree under section 566.031;
- (d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;
- (e) Sodomy in the first degree under section 566.060;
- (f) Statutory sodomy under section 566.062;
- (g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;
- (h) Sodomy in the second degree under section 566.061;
- (i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;
- (j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;
- (k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;
- (l) Child kidnapping under section 565.115;
- (m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;
- (n) Incest under section 568.020;
- (o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;
- (p) Child molestation in the first degree under section 566.067;
- (q) Child molestation in the second degree under section 566.068;
- (r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;
- (s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;
- (t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;
- (u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;
- (v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;
- (w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;
- (x) Sexual trafficking of a child in the first degree under section 566.210;
- (y) Sexual trafficking of a child in the second degree under section 566.211;
- (z) Genital mutilation of a female child under section 568.065;
- (aa) Statutory rape in the second degree under section 566.034;
- (bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;
- (cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;
- (dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;
- (ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;
- (ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;
- (gg) Sexual intercourse with a prisoner or offender under section 566.145;
- (hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;
- (ii) Use of a child in a sexual performance under section 573.200; or
- (jj) Promoting a sexual performance by a child under section 573.205;
- (3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;
- (4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri registrants who work, including as a volunteer or unpaid intern, or attend any school whether public or private, including any secondary school, trade school, professional school, or institution of higher education, on a full-time or part-time basis or have a temporary residence in this state shall be required to report in person to the chief law enforcement officer in the area of the state where they work, including as a volunteer or unpaid intern, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

9. If a person who is required to register as a sexual offender under sections 589.400 to 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 4** was adopted.

On motion of Representative Kelly (141), **HCS#2 SS SB 327, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS#2 SS SB 327, as amended**, was read the third time and passed by the following vote:

AYES: 125

Adams	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burton	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McCreery	McGaugh	McGill	Mosley
O'Donnell	Owen	Patterson	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Van Schoiack	Veit	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright

NOES: 013

Aldridge	Bosley	Burnett	Clemens	Collins
Johnson	Lewis 25	Merideth	Nurrenbern	Smith 45
Unsicker	Windham	Young		

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PRESENT: 002

Anderson	Bland Manlove
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ABSENT WITH LEAVE: 022

Copeland	Cupps	Dogan	Doll	Francis
Haffner	Houx	Hovis	Kidd	Mackey
McDaniel	Morse	Murphy	Perkins	Pietzman
Price IV	Quade	Rone	Schnelting	Stevens 46
Wallingford	Mr. Speaker			

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 121

Adams	Aldridge	Andrews	Atchison	Aune
Bailey	Baker	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Hardwick	Henderson	Hill
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Knight	Lewis 6	Lovasco	Mayhew	McCreery
McGaugh	McGill	Mosley	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reich
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright				

NOES: 008

Burnett	Davis	Hicks	Lewis 25	Nurrenbern
Schroer	Smith 45	Young		

PRESENT: 011

Anderson	Appelbaum	Bland Manlove	Bosley	Collins
Johnson	Merideth	Proudie	Terry	Unsicker
Windham				

ABSENT WITH LEAVE: 022

Bangert	Dogan	Doll	Francis	Gray
Haffner	Houx	Hovis	Kelly 141	Kidd
Mackey	McDaniel	Morse	Murphy	O'Donnell
Perkins	Pietzman	Price IV	Quade	Schnelting
Stevens 46	Mr. Speaker			

VACANCIES: 001

HCS SB 323, relating to elementary and secondary education, was taken up by Representative Wallingford.

On motion of Representative Wallingford, the title of **HCS SB 323** was agreed to.

Representative Basye offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 323, Pages 10 to 11, Section 161.097, Lines 1 to 38, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 12 to 13, Section 167.263, Lines 1 to 28, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 13 to 14, Section 167.268, Lines 1 to 39, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 14 to 19, Section 167.645, Lines 1 to 177, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 25 to 26, Section 186.080, Lines 1 to 44, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 1** was adopted.

Representative Richey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 323, Page 5, Section 160.263, Line 148, by inserting after all of the said section and line the following:

"160.560. 1. The department of elementary and secondary education shall establish the "Show Me Success Diploma Program".

2. Under the show me success diploma program, the department of elementary and secondary education shall develop the "Show Me Success Diploma" as an alternative pathway to graduation for high school students that may be earned at any point between the end of a student's tenth grade year and the conclusion of the student's twelfth grade year.

3. By July 1, 2022, the department of elementary and secondary education shall develop detailed requirements for students to become eligible for the show me success diploma that include at least the following:

(1) Demonstrated skills and knowledge in English, science, and mathematical literacy to be successful in college level courses offered by the community colleges in this state that count toward a degree or certificate without taking remedial or developmental course work; and

(2) Satisfactory grades on approved examinations in subjects determined to be necessary to prepare a student to enter postsecondary education without remedial or developmental course work.

4. School districts and charter schools may offer a course of study designed to meet the requirements to obtain a show me success diploma to students entering the ninth grade. Students who elect to pursue a show me success diploma shall participate in a course of study designed by the school district to meet the requirements established under subsection 3 of this section. The show me success diploma shall be available to any such student until the end of that student's twelfth grade year.

5. Students who earn a show me success diploma may remain in high school and participate in programs of study available through the school district or charter school until that student would otherwise have graduated at the end of grade twelve. For purposes of calculation and distribution of state aid, the school district or charter school of a pupil having earned a show me success diploma who remains enrolled in the school district or charter school shall continue to include the pupil in the pupil enrollment of each such school district or charter school and shall continue to receive funding for a pupil who earns a show me success diploma until that pupil would otherwise have graduated at the end of grade twelve. Students who elect to remain in high school under this subsection shall be eligible to participate in extracurricular activities, including interscholastic sports, through the end of grade twelve.

6. Students who pursue but do not meet the eligibility requirements for a show me success diploma at the end of grade ten or eleven shall receive a customized program of assistance during the next school year that addresses areas in which the student demonstrated deficiencies in the course requirements. Students may choose to return to a traditional academic program without completing the show me success diploma.

7. The department of elementary and secondary education shall provide training, guidance, and assistance to teachers and administrators of the schools offering the show me success diploma and shall closely monitor the progress of the schools in the development of the program.

8. Pupils who earn a show me success diploma and do not remain enrolled in the district or charter school and instead enroll, or show proof that they will enroll, in a postsecondary educational institution eligible to participate in a student aid program administered by the U.S. Department of Education shall be included in the district's or charter school's state aid calculation under section 163.031, until such time that the pupil would have completed the pupil's twelfth grade year had the pupil not earned a show me success diploma. The funding assigned to a pupil under this subsection shall be calculated as if the pupil's attendance percentage equaled the district's or charter school's prior year average attendance percentage. For a pupil who, as provided in this subsection, is included in the district's or charter school's state aid calculation but who is not enrolled in the district or charter school, an amount equal to ninety percent of the pupil's proportionate share of the state, local, and federal aid that the district or charter school receives for the pupil under this subsection shall be deposited by the school district or charter school into an account established under sections 166.400 to 166.455 that lists the pupil as the beneficiary. The state treasurer shall provide guidance and assist school districts, charter schools, pupils, and parents or guardians of pupils with the creation, maintenance, and use of an account that has been established under sections 166.400 to 166.455.

9. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill, Page 11, Section 161.097, Line 38, by inserting after all of the said section and line the following:

"161.380. 1. Subject to appropriations, the department of elementary and secondary education shall establish the "Competency-Based Education Grant Program".

2. (1) There is hereby created in the state treasury the "Competency-Based Education Grant Program Fund". The fund shall consist of any appropriations to such fund and any gifts, contributions, grants, or bequests received from private or other sources for the purpose of providing competency-based education programs. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements of public moneys in accordance with distribution requirements and procedures developed by the department of elementary and secondary education. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

3. The department of elementary and secondary education shall award grants from the competency-based education grant program fund to eligible school districts for the purpose of providing competency-based education programs. A school district wishing to receive such a grant shall submit an application to the department of elementary and secondary education addressing:

- (1) A core mission that competency-based education courses shall help achieve;**
- (2) A plan that outlines competency-based education courses and key metrics that will show success;**
- (3) Resources available to the school and in the community that will assist in creating successful competency-based outcomes; and**
- (4) Resources and support needed to help the school succeed in implementing competency-based education courses.**

4. The department of elementary and secondary education shall facilitate the creation, sharing, and development of course assessments, curriculum, training and guidance for teachers, and best practices for the school districts that offer competency-based education courses.

5. For purposes of this section, the term "competency-based education program" means an educational program that:

- (1) Affords students flexibility to progress and earn course credit upon demonstration of mastery, including through early high school graduation;**
- (2) Provides individual learning and assessment options, including through experiential and project-based learning, online or blended learning, additional remedial education time, technical skills assessment, and accelerated-pace curricula;**
- (3) Assesses student proficiency based on graduate profiles describing meaningful and critical knowledge and skills that students should have upon graduation; or**
- (4) Assesses student proficiency through tasks developed both locally and at the state level, performance of which demonstrate mastery.**

6. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

161.385. 1. There is hereby established the "Competency-Based Education Task Force" to study and develop competency-based education programs in public schools. Task force members shall be chosen to represent the geographic diversity of the state. Task force members shall be appointed for term of two years and may be reappointed. All task force members shall be appointed before October 31, 2021, and every other year thereafter by December thirty-first of that year. The task force members shall be appointed as follows:

- (1) Two members of the house of representatives appointed by the speaker of the house of representatives, with one such member from the majority party and one such member from the minority party;**

(2) Two members of the senate appointed by the president pro tempore of the senate, with one such member from the majority party and one such member from the minority party;

(3) The commissioner of the department of elementary and secondary education or his or her designee; and

(4) Four members appointed by the governor. Two members shall each represent a separate school district that offers competency-based education courses.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of its objectives as established in subsections 4 and 5 of this section. Any vacancy on the task force shall be filled in the same manner as the original appointment. Members of the task force shall serve without compensation, but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of official duties.

3. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of official duties.

4. The task force shall:

(1) Work toward implementing competency-based education courses statewide and devising a plan for Missouri to lead the way in competency-based education courses;

(2) Solicit input from individuals and organizations with information or expertise relevant to the task force's objective, including experts and educators with experience related to competency-based education programs;

(3) Hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public;

(4) Identify promising competency-based education programs, including programs that:

(a) Afford students flexibility to progress and earn course credit upon demonstration of mastery, including through early high school graduation;

(b) Provide individual learning and assessment options, including through experiential and project-based learning, online or blended learning, additional remedial education time, technical skills assessments, and accelerated-pace curricula;

(c) Assess student proficiency through tasks developed both locally and at the state level, performance of which demonstrate mastery;

(5) Identify obstacles to implementing competency-based education programs in Missouri public schools;

(6) Develop comprehensive graduate profiles that describe meaningful and critical knowledge skills that students should have upon graduation that can be implemented into a diploma designation;

(7) Develop findings and recommendations for implementing competency-based education models and practices in Missouri public schools, including recommending changes to existing legislation, rules, and regulations; and

(8) Develop findings and recommendations for implementing a competency-based performance assessment that:

(a) Is consistent with the most effective competency-based education programs identified by the task force under subdivision (3) of this subsection;

(b) Assesses students based on both locally developed and common statewide performance tasks tied to grade and course competencies aligned with state content standards; and

(c) Complies with all applicable federal law, including 20 U.S.C. Section 6311(b)(1)(B), as amended. To the extent that implementing a competency-based performance assessment would require the department of elementary and secondary education to obtain innovative assessment and accountability demonstration authority under 20 U.S.C. Section 6364, as amended, the task force shall develop findings and recommendations for obtaining such authority.

5. The task force shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education by December first annually.

161.890. 1. There is hereby established the "School Accountability Board". Board members shall be appointed as follows:

(1) The commissioner of education shall choose two members from among no more than three individuals from each of the following organizations:

- (a) The Missouri association of school administrators;
- (b) The Missouri chapter of the national education association;
- (c) The Missouri chapter of the Missouri state teachers association;
- (d) The Missouri School Board Association; and
- (e) The Missouri Charter Public School Association;

(2) The commissioner shall choose one member from among no more than four individuals nominated by the Missouri charter public school commission;

(3) The president pro tempore of the senate shall choose four members at large with demonstrated expertise in education policy and school improvement, none of whom shall be employees of a public school district or the immediate family members of such employees within the first degree of consanguinity or affinity, and two of whom shall be researchers with expertise on the impact of education and economic development;

(4) The speaker of the house of representatives shall choose:

- (a) Two members from business and industry with demonstrated commitment to education; and
- (b) Two members at large with demonstrated expertise in education policy and school improvement, none of whom shall be employees of a public school district or the immediate family members of such employees within the first degree of consanguinity or affinity.

(5) Members appointed under subdivisions (1) and (2) of this subsection shall serve at the pleasure of the commissioner of education. Members appointed under subdivision (3) of this subsection shall serve at the pleasure of the president pro tempore of the senate. Members appointed under subdivision (4) of this subsection shall serve at the pleasure of the speaker of the house of representatives.

2. The president pro tempore of the senate shall designate the first chair of the school accountability board, and the speaker of the house of representatives shall designate the first vice chair of the school accountability board. The president pro tempore of the senate and the speaker of the house of representatives will alternate the duty for the designation of the chair and vice chair every two years after the first designation.

3. Staff members of the department of elementary and secondary education shall provide such legal, research, clerical, technical, and bill drafting services as the school accountability board may require in the performance of its duties.

4. The school accountability board shall advise the state board of education and department of elementary and secondary education on matters pertaining to the development and implementation of the state's school improvement program by:

- (1) Working with department and state board of education staff to develop all rules and regulations related to school and district accountability and improvement prior to adoption;
- (2) Advising the department and state board of education on policies and practices related to school and district accountability and improvement;
- (3) Developing and reviewing the results of an annual, department-administered survey of schools and districts receiving technical assistance related to accountability and improvement; and
- (4) Presenting findings and recommendations pertaining to school and district accountability and improvement to the state board of education.

5. The school accountability board shall hold its first meeting by January 1, 2022. The school accountability board shall meet at least quarterly and report a summary of its activities and any recommendations for legislation to the state board of education quarterly."; and

Further amend said bill, Page 12, Section 162.974, Line 11, by inserting after all of said section and line the following:

"162.1255. 1. For purposes of this section, the following terms shall mean:

- (1) "Competency-based credit", credit awarded by school districts and charter schools to high school students upon demonstration of competency as determined by a school district. Such credit shall be awarded upon receipt of "proficient" or "advanced" on an end-of-course assessment;

(2) "Prior year average attendance percentage", the quotient of the district or charter school's prior year average daily attendance divided by the district or charter school's prior year average yearly enrollment.

2. School districts and charter schools shall receive state school funding under sections 163.031, 163.043, 163.044, and 163.087 for resident pupils enrolled in the school district or charter school and taking competency-based courses offered by the school district.

3. For purposes of calculation and distribution of state aid under section 163.031, attendance of a student enrolled in a district's or charter school's competency-based courses shall equal, upon course completion, the product of the district or charter school's prior year average attendance percentage multiplied by the total number of attendance hours normally allocable to a noncompetency-based course of equal credit value."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 2** was adopted.

Representative Hicks offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 323, Page 19, Section 167.645, Line 177, by inserting after all of said section and line the following:

"170.018. 1. (1) For purposes of this section, "computer science course" means a course in which students study computers and algorithmic processes, including their principles, hardware and software designs, implementation, and impact on society. **The term shall include, but not be limited to, a stand-alone course at any elementary, middle, or high school or a course at any elementary or middle school that embeds computer science content within other subjects.**

(2) The department of elementary and secondary education shall, before July 1, 2019, develop a high school graduation policy that allows a student to fulfill one unit of academic credit with a district-approved computer science course meeting the standards of subsection 2 of this section for any mathematics, science, or practical arts unit required for high school graduation. The policy shall require that all students have either taken all courses that require end-of-course examinations for math and science or are on track to take all courses that require end-of-course examinations for math and science under the Missouri school improvement program in order to receive credit toward high school graduation under this subsection.

(3) A school district shall communicate to students electing to use a computer science course for a mathematics unit that some institutions of higher education may require four units of academic credit in mathematics for college admission. The parent, guardian, or legal custodian of each student who chooses to take a computer science course to fulfill a unit of academic credit in mathematics shall sign and submit to the school district a document containing a statement acknowledging that taking a computer science course to fulfill a unit of academic credit in mathematics may have an adverse effect on college admission decisions.

(4) The department of elementary and secondary education and the department of higher education and workforce development shall cooperate in developing and implementing academic requirements for computer science courses offered in any grade or grades not lower than the ninth nor higher than the twelfth grade.

2. (1) The department of elementary and secondary education shall convene a work group to develop and recommend rigorous academic performance standards relating to computer science for students in kindergarten and in each grade not higher than the twelfth grade. The work group shall include, but not be limited to, educators providing instruction in kindergarten or in any grade not higher than the twelfth grade and representatives from the department of elementary and secondary education, the department of higher education and workforce development, business and industry, and institutions of higher education. The department of elementary and secondary education shall develop written curriculum frameworks relating to computer science that may be used by school districts. The requirements of section 160.514 shall not apply to this section.

(2) The state board of education shall adopt and implement academic performance standards relating to computer science beginning in the 2019-20 school year.

3. Before July 1, 2019, the department of elementary and secondary education shall develop a procedure by which any teacher who holds a certificate of license to teach under section 168.021 and demonstrates sufficient content knowledge of computer science shall receive a special endorsement on ~~his or her~~ **the teacher's** license signifying ~~his or her~~ **the teacher's** specialized knowledge in computer science.

4. (1) For purposes of this subsection, "eligible entity" means:

- (a) A local educational agency, or a consortium of local educational agencies, in the state, including charter schools that have declared themselves local educational agencies;
- (b) An institution of higher education in the state; or
- (c) A nonprofit or private provider of nationally recognized and high-quality computer science professional development, as determined by the department of elementary and secondary education.

(2) There is hereby created in the state treasury the "Computer Science Education Fund". The fund shall consist of all moneys that may be appropriated to it by the general assembly and any gifts, contributions, grants, or bequests received from private or other sources for the purpose of providing teacher professional development programs relating to computer science. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of grants to eligible entities as described in this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

(3) The state board of education shall award grants from the computer science education fund to eligible entities for the purpose of providing teacher professional development programs relating to computer science. An eligible entity wishing to receive such a grant shall submit an application to the department of elementary and secondary education addressing how the entity plans to:

- (a) Reach new and existing teachers with little computer science background;
- (b) Use effective practices for professional development;
- (c) Focus the training on the conceptual foundations of computer science;
- (d) Reach and support historically underrepresented students in computer science;
- (e) Provide teachers with concrete experience with hands-on, inquiry-based practices; and
- (f) Accommodate the particular needs of students and teachers in each district and school.

5. (1) **For all school years beginning on or after July 1, 2022, each public high school and charter high school shall offer at least one computer science course in an in-person setting or as a virtual or distance course option;**

(2) Any computer science course or instruction offered under this subsection shall:

- (a) Be of high quality as defined by the state board of education;**
- (b) Meet or exceed the computer science performance standards developed and adopted by the department of elementary and secondary education under this section; and**
- (c) For any computer science course offered by a public high school or charter high school, the course catalog must be listed as an option in the school's course catalog.**

(3) On or before June thirtieth of each school year, each school district shall submit to the department of elementary and secondary education a report for the current school year which shall include, but not be limited to:

(a) The names and course codes of computer science courses offered in each school in the district with a course description and which computer science performance standards are covered, to the extent such information is available;

(b) The number and percentage of students who enrolled in each computer science course, listed by the categories in subparagraphs a. to f. of this paragraph. If a category contains one to five students or contains a quantity of students that would allow the quantity of another category that contains five or fewer to be deduced, the number shall be replaced with a symbol:

a. Sex;

b. Race and ethnicity;

c. Special education status including, but not limited to, students receiving services under the federal Individuals with Disabilities Education Act (IDEA) (20 U.S.C. Section 1400 et seq., as amended) or Section 504 of the federal Rehabilitation Act of 1973 (29 U.S.C. Section 794), as amended;

- d. English language learner status;
- e. Eligibility for free or reduced price meals; and
- f. Grade level; and
- (c) The number of computer science instructors at each school, listed by the following categories:
 - a. Applicable certifications;
 - b. Sex;
 - c. Race and ethnicity; and
 - d. Highest academic degree.
- (4) On or before June thirtieth of each school year, the department of elementary and secondary education shall post the following on the department's website:
 - (a) Data received under paragraphs (a) and (b) of subdivision (3) of this subsection, disaggregated by school and aggregated statewide; and
 - (b) Data received under paragraph (c) of subdivision (3) of this subsection, aggregated statewide.
- (5) On or before June thirtieth of each school year, the department of elementary and secondary education shall publish a list of computer science course codes and names with a course description and an indication of which courses meet or exceed the department of elementary and secondary education's computer science performance standards.
- 6. The department of elementary and secondary education shall appoint a computer science supervisor. The computer science supervisor shall be responsible for implementing the provisions of this section.
- 7. For all school years beginning on or after July 1, 2022, a computer science course successfully completed and counted toward state graduation requirements shall be equivalent to one science course or one practical arts credit for the purpose of satisfying any admission requirements of any public institution of higher education in this state.
- 8. The department of elementary and secondary education shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after December 18, 2018, shall be invalid and void."; and

Further amend said bill, Page 20, Section 170.029, Line 48, by inserting after all of said section and line the following:

- "170.036. 1. There is hereby established the "Computer Science Education Task Force".
- 2. The task force shall consist of the following members:
 - (1) Two members of the house of representatives, with one member to be appointed by the speaker of the house of representatives and one member to be appointed by the minority leader of the house of representatives;
 - (2) Two members of the senate, with one member to be appointed by the president pro tempore of the senate and one member to be appointed by the minority leader of the senate;
 - (3) The governor or the governor's designee;
 - (4) The commissioner of education or the commissioner's designee;
 - (5) The commissioner of higher education or the commissioner's designee; and
 - (6) Eleven members who represent the interests of each of the following groups, to be appointed by the commissioner of education:
 - (a) The state board of education;
 - (b) Private industry in this state with interest in computer science;
 - (c) Nonprofit organizations;
 - (d) An association of school superintendents;
 - (e) An association of school board members
 - (f) An association of elementary school principals
 - (g) An association of secondary school principals
 - (h) A representative from a Missouri public higher education institution
 - (i) A representative from a Missouri private, non-profit higher education institution

- (j) A statewide association representing computer science teachers; and
- (k) A secondary teacher leader from career and technical education representing computer science teachers.

3. The mission of the computer science education task force shall be to develop a state strategic plan for expanding a statewide computer science education program, including the following:

(1) A statement of purpose that describes the objectives or goals the state board of education will accomplish by implementing a computer science education program, the strategies by which those goals will be achieved, and a timeline for achieving those goals;

(2) A summary of the current state landscape for K-12 computer science education, including demographic reporting of students taking these courses;

(3) A plan for expanding computer science education opportunities to every school in the state within five years and increasing the representation of students from traditionally underserved groups, in computer science including female students, students from historically underrepresented racial and ethnic groups, students with disabilities, English-language learner students, students who qualify for free and reduced-price meals, and rural students;

(4) A plan provided within one year of the task force forming, for each school serving any of the grades kindergarten through eighth grade to provide instruction in the basics of computer science and computational thinking in an integrated or standalone format by the 2024-25 school year without creating a learning loss in the existing curriculum;

(5) A plan for ensuring teachers are well-prepared to begin teaching computer science, including defining high-quality professional learning for in-service teachers and strategies for pre-service teacher preparation;

(6) An ongoing evaluation process that is overseen by the state board of education;

(7) Proposed rules that incorporate the principles of the master plan into the state's public education system as a whole; and

(8) A plan to ensure long-term sustainability for computer science education.

4. The speaker of the house of representatives shall designate the chair of the task force, and the president pro tempore of the senate shall designate the vice chair of the task force.

5. Members of the task force shall serve without compensation, but the members and any staff assigned to the task force shall receive reimbursement for actual and necessary expenses incurred in attending meetings of the task force or any subcommittee thereof. All task force members shall be subject to the same conflict of interest provisions in chapter 105 that are enforced by the Missouri ethics commission in the same manner that elected or appointed officials and employees are subject to such provisions.

6. The task force shall hold its first meeting within three months from the effective date of this section.

7. Before June 30, 2022, the task force shall present a summary of its activities and any recommendations for legislation to the general assembly.

8. The computer science education task force shall dissolve on June 30, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 3** was adopted.

Representative Patterson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 323, Page 25, Section 171.033, Line 89, by inserting after all of said section and line the following:

"173.831. 1. As used in this section, the following terms mean:

(1) "Academic skill intake assessment", a criterion-referenced assessment of numeracy and literacy skills with high reliability and validity as determined by third-party research;

(2) "Accredited", holding an active accreditation from one of the seven United States regional accreditors including, but not limited to, the Middle States Commission on Higher Education, the New England Association of Schools and Colleges, the Higher Learning Commission, the Northwest Commission on Colleges and Universities, the Southern Association of Colleges and Schools, the Western Association of Schools and Colleges, and the Accrediting Commission for Community and Junior Colleges, as well as any successor entities or consolidations of the above including, but not limited to, AdvancEd or Cognia;

(3) "Adult dropout recovery services", includes, but is not limited to, sourcing, recruitment, and engagement of eligible students, learning plan development, active teaching, and proactive coaching and mentoring, resulting in an accredited high school diploma;

(4) "Approved program provider", a public, not-for-profit, or other entity that meets the requirements of subdivision (2) of subsection 3 of this section or any consortium of such entities;

(5) "Average cost per graduate", the amount of the total program funding reimbursed to a provider divided by the total graduates for a cohort year;

(6) "Career pathways coursework", one or more courses that align with the skill needs of industries in the economy of the state or region that help an individual enter or advance within a specific occupation or occupational cluster;

(7) "Career placement services", services designed to assist students in obtaining employment such as career interest self-assessments and job search skills such as resume development and mock interviews;

(8) "Coaching", proactive communication between the approved program provider and the student related to the student's pace and progress through the student's learning plan;

(9) "Department", the department of elementary and secondary education;

(10) "Employability skills certification", a certificate earned by demonstrating professional nontechnical skills through assessment, portfolio, or observation;

(11) "Graduate", a student who has successfully completed all of the state and approved program provider requirements in order to obtain a high school diploma;

(12) "Graduation rate", the total number of graduates for the fiscal year divided by all students for the fiscal year for whom the approved program provider has received funding, calculated one fiscal year in arrears;

(13) "Graduation requirements", course and credit requirements for the approved program provider's accredited high school diploma;

(14) "High school diploma", a diploma issued by an accredited institution;

(15) "Industry-recognized credential", an education-related credential or work-related credential that verifies an individual's qualification or competence issued by a third party with the relevant authority to issue such credentials;

(16) "Learning plan", a documented plan for courses or credits needed for each individual in order to complete program and approved program provider graduation requirements;

(17) "Mentoring", a direct relationship between a coach and a student to facilitate the completion of the student's learning plan designed to prepare the student to succeed in the program and the student's future endeavors;

(18) "Milestones", objective measures of progress for which payment is made to an approved program provider under this section such as earned units of high school credit, attainment of an employability skills certificate, attainment of an industry-recognized credential, attainment of a technical skills assessment, and attainment of an accredited high school diploma;

(19) "Program", the workforce diploma program established in this section;

(20) "Request for qualifications", a request for interested potential program providers to submit evidence that they meet the qualifications established in subsection 3 of this section;

(21) "Student", a participant in the program established in this section who is twenty-one years of age or older, who is a resident of Missouri, and who has not yet earned a high school diploma;

(22) "Technical Skills Assessment", a criterion-referenced assessment of an individual's skills required for an entry-level career or additional training in a technical field.

(23) "Transcript evaluation", a documented summary of credits earned in previous public or private accredited high schools compared with the program and approved program provider graduation requirements;

(24) "Unit of high school credit", credit awarded based on a student's demonstration that the student has successfully met the content expectations for the credit area as defined by subject area standards, expectations, or guidelines.

2. There is hereby established the "Workforce Diploma Program" within the department of elementary and secondary education to assist students with obtaining a high school diploma and developing employability and career technical skills. The program may be delivered in campus-based, blended, or online modalities.

3. (1) Before September 1, 2022, and annually thereafter, the department shall issue a request for qualifications for interested program providers to become approved program providers and participate in the program.

(2) Each approved program provider shall meet all of the following qualifications:

- (a) Be an accredited high school diploma-granting entity;
- (b) Have a minimum of two years of experience providing adult dropout recovery services;
- (c) Provide academic skill intake assessments and transcript evaluations to each student. Such academic skill intake assessments may be administered in person or online;
- (d) Develop a learning plan for each student that integrates graduation requirements and career goals;
- (e) Provide a course catalog that includes all courses necessary to meet graduation requirements;
- (f) Offer remediation opportunities in literacy and numeracy, as applicable;
- (g) Offer employability skills certification or technical skills assessments, as applicable;
- (h) Offer career pathways course work, as applicable;
- (i) Offer preparation for industry-recognized credentials as applicable; and
- (j) Offer career placement services, as applicable.

(3) Upon confirmation by the department that an interested program provider meets all of the qualifications listed in subdivision (2) of this subsection, an interested program provider shall become an approved program provider.

4. (1) The department shall announce the approved program providers before October sixteenth annually, with authorization for the approved program providers to begin enrolling students before November fifteenth annually.

(2) Approved program providers shall maintain approval without reapplying annually if the approved program provider has not been removed from the approved program provider list under this section.

5. All approved providers shall comply with requirements as provided by the department to ensure:

- (1) An accurate accounting of a student's accumulated credits toward a high school diploma;
- (2) An accurate accounting of credits necessary to complete a high school diploma; and
- (3) The provision of course work aligned to the academic performance standards of the state.

6. (1) Except as provided in subdivision (2) of this subsection, the department shall pay approved program providers for the following milestones provided by the approved program provider:

- (a) Two hundred fifty dollars for the completion of each half unit of high school credit;
- (b) Two hundred fifty dollars for attaining an employability skills certification;
- (c) Two hundred fifty dollars for attaining an industry-recognized credential or technical skills assessment requiring no more than fifty hours of training;
- (d) Five hundred dollars for attaining an industry-recognized credential requiring at least fifty-one but no more than one hundred hours of training;
- (e) Seven hundred fifty dollars for attaining an industry-recognized credential requiring more than one hundred hours of training; and
- (f) One thousand dollars for attaining an accredited high school diploma.

(2) No approved program provider shall receive funding for a student under this section if the approved program provider receives federal or state funding or private tuition for that student. No approved program provider shall charge student fees of any kind including, but not limited to, textbook fees, tuition fees, lab fees, or participation fees unless the student chooses to obtain additional education offered by the program provider that is not included in the state-funded program.

(3) Payments made under this subsection shall be subject to an appropriation made to the department for such purposes.

7. (1) Approved program providers shall submit monthly invoices to the department before the eleventh calendar day of each month for milestones met in the previous calendar month.

(2) The department shall pay approved program providers in the order in which invoices are submitted until all available funds are exhausted.

(3) The department shall provide a written update to approved program providers by the last calendar day of each month. The update shall include the aggregate total dollars that have been paid to approved program providers to date and the estimated number of enrollments still available for the program year.

8. Before July sixteenth of each year, each provider shall report the following metrics to the department:

- (1) The total number of students who have been funded through the program;
- (2) The total number of credits earned;
- (3) The total number of employability skills certifications issued;
- (4) The total number of industry-recognized credentials or technical skills assessments earned for each tier of funding; and
- (5) The total number of graduates.

9. (1) Before September sixteenth of each year, an approved eligible program provider shall conduct and submit to the department the aggregate results of a survey of individuals who graduated from the program of the approved eligible program provider under this section. The survey shall be conducted in the year after the year in which the individuals graduate and the next four consecutive years.

(2) The survey shall include at least the following data collection elements for each year the survey is conducted:

- (a) The individual's employment status, including whether the individual is employed full-time or part-time;
- (b) The individual's hourly wages;
- (c) The individual's access to employer-sponsored healthcare; and
- (d) The individual's postsecondary enrollment status, including whether the individual has completed a postsecondary certificate or degree program.

10. (1) Upon the end of the second fiscal year of the program, the department shall review data from each approved program provider to ensure that each is achieving minimum program performance standards including, but not limited to:

- (a) A minimum of a fifty percent graduation rate;
 - (b) An average cost per graduate of seven thousand dollars or less.
- (2) Any approved program provider that fails to meet the minimum program performance standards described in subdivision (1) of this subsection shall be placed on probationary status for the remainder of the fiscal year by the department.
- (3) Any approved program provider that fails to meet the minimum program performance standards described in subdivision (1) of this subsection for two consecutive years shall be removed from the approved provider list by the department.

11. (1) No approved program provider shall discriminate against a student on the basis of race, color, religion, national origin, ancestry, sex, sexuality, gender, or age.

(2) If an approved program provider determines that a student would be better served by participating in a different program, the approved provider may refer the student to the state's adult basic education services.

12. (1) There is hereby created in the state treasury the "Workforce Diploma Program Fund", which shall consist of any grants, gifts, donations, bequests, or moneys appropriated under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

13. The director of the department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Patterson, **House Amendment No. 4** was adopted.

Representative Griesheimer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 323, Page 12, Section 162.686, Line 14, by inserting after all of said section and line the following:

"162.720. 1. **(1) This subdivision shall apply to all school years ending on or before June 30, 2023.** Where a sufficient number of children are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, districts may establish special programs for such gifted children.

(2) For all school years beginning on or after July 1, 2023, if three percent or more of students enrolled in a school district are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, the district shall establish a state-approved gifted program for gifted children.

2. For all school years beginning on or after July 1, 2023, any teacher providing gifted services to students in districts with an average daily attendance of more than three hundred fifty students shall be certificated in gifted education. In districts with an average daily attendance of three hundred fifty students or fewer, any teacher providing gifted services shall not be required to be certificated to teach gifted education but such teacher shall annually participate in at least six clock hours of professional development paid for by the school district focused on gifted services.

3. The state board of education shall determine standards for such gifted programs and gifted services. Approval of ~~such~~ gifted programs shall be made by the state department of elementary and secondary education based upon project applications submitted ~~[by July fifteenth of each year]~~ at a time and in a form determined by the department of elementary and secondary education.

~~[3-]~~ **4. No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.**

~~[4-]~~ **5. Any district with a gifted education program approved under subsection ~~[2]~~ 3 of this section shall have a policy, approved by the board of education of the district, that establishes a process that outlines the procedures and conditions under which parents or guardians may request a review of the decision that determined that their child did not qualify to receive services through the district's gifted education program.**

~~[5-]~~ **6. School districts and school district employees shall be immune from liability for any and all acts or omissions relating to the decision that a child did not qualify to receive services through the district's gifted education program.**

7. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 087

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Burger	Busick	Christofanelli	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Fishel	Fitzwater	Gregory 51	Griesheimer
Griffith	Haden	Haley	Hannegan	Hardwick
Henderson	Hicks	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lewis 6	McGaugh	McGill
Owen	Patterson	Perkins	Pike	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright			

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Buchheit-Courtway	Burnett	Burton	Butz
Clemens	Collins	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	McCreery
McDaniel	Merideth	Nurrenbern	Phifer	Price IV
Proudie	Quade	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 031

Aldridge	Chipman	Coleman 97	Dogan	Doll
Falkner	Francis	Gregory 96	Grier	Haffner
Hill	Houx	Hovis	Kidd	Knight
Lovasco	Mackey	Mayhew	Morse	Mosley
Murphy	O'Donnell	Person	Pietzman	Plocher
Rogers	Schnelting	Schroer	Simmons	Stevens 46
Mr. Speaker				

VACANCIES: 001

On motion of Representative Griesheimer, **House Amendment No. 5** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Burger	Busick	Chipman	Christofanelli

Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Buchheit-Courtway	Burnett	Burton	Butz
Clemens	Collins	Ellebracht	Fogle	Gray
Gunby	Johnson	Lewis 25	McCreery	McDaniel
Merideth	Nurrenbern	Phifer	Proudie	Quade
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Deaton	Dogan	Doll	Houx
Hovis	Ingle	Kidd	Knight	Mackey
Morse	Mosley	O'Donnell	Person	Pietzman
Price IV	Rogers	Schnelting	Stevens 46	Mr. Speaker

VACANCIES: 001

On motion of Representative Wallingford, **HCS SB 323, as amended**, was adopted.

On motion of Representative Wallingford, **HCS SB 323, as amended**, was read the third time and passed by the following vote:

AYES: 105

Aldridge	Atchison	Bailey	Baker	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans

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Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Lewis 6	Lovasco	Mayhew	McGill	Murphy
Owen	Patterson	Perkins	Person	Pike
Porter	Pouche	Price IV	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 026

Adams	Anderson	Aune	Burton	Collins
Ellebracht	Gray	Griffith	Gunby	Johnson
Lewis 25	McCreery	McDaniel	Merideth	Nurrenbern
Phifer	Pollitt 52	Proudie	Quade	Rowland
Sassmann	Terry	Turnbaugh	Weber	Windham
Young				

PRESENT: 012

Appelbaum	Bangert	Bland Manlove	Burnett	Clemens
Fogle	McGaugh	Mosley	Sauls	Smith 67
Unsicker	Walsh Moore 93			

ABSENT WITH LEAVE: 019

Andrews	Dogan	Doll	Haden	Houx
Hovis	Ingle	Kidd	Knight	Mackey
Morse	O'Donnell	Pietzman	Plocher	Pollock 123
Rogers	Schnelting	Stevens 46	Mr. Speaker	

VACANCIES: 001

Representative Hudson declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 6, relating to the U.S. Supreme Court, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), **SCR 6** was truly agreed to and finally passed by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Ellebracht

Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 030

Adams	Appelbaum	Aune	Baringer	Barnes
Burnett	Burton	Clemens	Collins	Fogle
Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	McDaniel	Merideth	Nurrenbern	Phifer
Quade	Rogers	Rowland	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 012

Aldridge	Anderson	Bland Manlove	Bosley	Brown 70
Butz	Johnson	Mosley	Person	Proudie
Sharp 36	Smith 45			

ABSENT WITH LEAVE: 017

Bangert	Dogan	Doll	Houx	Hovis
Kidd	Knight	Morse	O'Donnell	Patterson
Pietzman	Price IV	Sauls	Schnelting	Smith 67
Stephens 128	Windham			

VACANCIES: 001

Representative Hudson declared the bill passed.

Speaker Vescovo resumed the Chair.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 64**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 64, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 64, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 64;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 64 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Holly Rehder
/s/ Paul Wieland
/s/ Caleb Rowden
/s/ John Rizzo
/s/ Lauren Arthur

FOR THE HOUSE:

/s/ Phil Christofanelli
/s/ Cody Smith (163)
/s/ Mike Stephens (128)
/s/ LaDonna Appelbaum
/s/ Patty Lewis (25)

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR HCS SS SB 64, as amended - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 85 & 310** entitled:

An act to repeal section 1.320, RSMo, and to enact in lieu thereof nine new sections relating to the sole purpose of adding additional protections to the right to bear arms, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to adopt the Conference Committee Report on **HCS SS#2 SB 26, as amended**, and requests the House grant further conference, and that the Senate conferees are allowed to exceed the differences on Section 574.045.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **HCS SB 365, as amended**, on Section 208.152.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 4, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SS SB 44** and has taken up and passed **HCS SS SB 44**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to adopt the Conference Committee Report on **HCS SS SB 64, as amended**, and requests the House grant further conference.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **SS HCS HB 66, as amended**, and grants the House a conference thereon, and that the conferees be allowed to exceed the differences on Section 135.115.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS HCS HB 66, as amended**.

Senators: Koenig, Eigel, Brattin, Beck, Roberts

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HBs 85 & 310 - Fiscal Review

BILLS CARRYING REQUEST MESSAGES

CCR HCS SS SB 64, as amended, relating to health care, was taken up by Representative Christofanelli.

Representative Christofanelli moved that the House grant further conference on **CCR HCS SS SB 64, as amended**.

Which motion was adopted.

CCR HCS SS#2 SB 26, as amended, relating to public safety, was taken up by Representative Schroer.

Representative Schroer moved that the House grant further conference on **CCR HCS SS#2 SB 26, as amended**.

Which motion was adopted.

HCS SS SCS SB 4, as amended, relating to transportation, was taken up by Representative Francis.

Representative Francis moved that the House refuse to recede from its position on **HCS SS SCS SB 4, as amended**, and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

SS HCS HB 66, as amended, relating to taxation, was taken up by Representative Pike.

Representative Pike moved that the House conferees be allowed to exceed the differences on **SS HCS HB 66, as amended**, on Sections 137.115 and 94.842.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS HCS HB 66, as amended: Representatives Pike, Eggleston, Christofanelli, Butz, and Bland Manlove

HCS SS SCS SB 4, as amended: Representatives Francis, Henderson, Knight, Rogers, and Butz

RE-APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker re-appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SB 64, as amended: Representatives Christofanelli, Smith (163), Stephens (128), Appelbaum, and Lewis (25)

HCS SS#2 SB 26, as amended: Representatives Schroer, Hill, Taylor (139), Aldridge, and Windham

CONFERENCE COMMITTEE CHANGES

The Speaker removed Representative Taylor (139) from the Conference Committee on **HCS SS SB 333, as amended**, and appointed Representative Shaul.

COMMITTEE REPORTS

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SB 317**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anderson, Coleman (97), Davis, Reedy, Veit and Wiemann

Noes (1): Walsh (50)

Absent (5): Ellebracht, Evans, Mackey, Sauls and Schroer

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HS HB 297, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (2): Eggleston, Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 40**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Eggleston, Fitzwater, Griesheimer, Richey and Walsh (50)

Noes (2): Baringer and Terry

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 303, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#2 SCS SBs 51 & 42**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (5): Aune, Bailey, Hill, Proudie and Rogers

Absent (0)

MESSAGES FROM THE GOVERNOR

May 13, 2021

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021.

On May 13, 2021, I approved **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

Having been returned from the Governor with his approval, **CCS SCS HCS HB 15** was delivered to the Secretary of State by the Chief Clerk of the House.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 9

The Conference Committee appointed on Senate Bill No. 9 with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment Nos. 3 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 9, as amended;
2. That the Senate recede from its position on Senate Bill No. 9;
3. That the attached Conference Committee Substitute for Senate Bill No. 9 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jeanie Riddle
/s/ Bill White
/s/ Bob Onder
/s/ Doug Beck
Barbara Washington

FOR THE HOUSE:

/s/ Travis Fitzwater
/s/ Kurtis Gregory (51)
/s/ Bishop Davidson
/s/ Wes Rogers
Jo Doll

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 22**

The Conference Committee appointed on Senate Substitute for Senate Bill No. 22, with House Amendment Nos. 1, 2, 3, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute for Senate Bill No. 22, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 22;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Bill No. 22 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Andrew Koenig
/s/ Mike Bernskoetter
/s/ Bill Eigel
/s/ Barbara Washington
/s/ Karla May

FOR THE HOUSE:

/s/ Derek Grier
/s/ Justin Hill
/s/ Ben Baker
/s/ Jerome Barnes
/s/ Kimberly Ann Collins

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 64**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 64, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 64, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 64;
3. That the attached Conference Committee Substitute No. 2 for House Committee Substitute for Senate Substitute for Senate Bill No. 64 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Holly Rehder
/s/ Paul Wieland
/s/ Caleb Rowden
/s/ John Rizzo
/s/ Lauren Arthur

FOR THE HOUSE:

/s/ Phil Christofanelli
/s/ Cody Smith (163)
/s/ Mike Stephens (128)
/s/ LaDonna Appelbaum
/s/ Patty Lewis (25)

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 86**

The Conference Committee appointed on Senate Bill No. 86, with House Amendment Nos. 1, 2, and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 86, as amended;
2. That the Senate recede from its position on Senate Bill No. 86;
3. That the attached Conference Committee Substitute for Senate Bill No. 86 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Hegeman
/s/ Andrew Koenig
/s/ Caleb Rowden
Lauren Arthur
John Rizzo

FOR THE HOUSE:

/s/ Ben Baker
/s/ Philip Christofanelli
/s/ Ed Lewis, 6
/s/ Raychel Proudie
/s/ Paula Brown, 70

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 153 & 97**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 153 & 97, with House Amendment No. 1 to House Amendment No. 1, and House Amendment No. 1, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 153 & 97, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 153 & 97;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 153 & 97 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Andrew Koenig
/s/ Bill Eigel
/s/ Sandy Crawford
/s/ John Rizzo
/s/ Lauren Arthur

FOR THE HOUSE:

/s/ J Eggleston
/s/ Jered Taylor, 139
/s/ Bill Falkner, III
/s/ Steve Butz
/s/ Ashley Bland Manlove

**CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 520**

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 2 to House Amendment No. 3, and House Amendment No. 3, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 520;
3. That the attached Conference Committee Substitute for House Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 520 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Steve Roberts
/s/ Jason Bean
/s/ Elaine Gannon
/s/ Holly Rehder
/s/ Greg Razer

FOR THE HOUSE:

/s/ Becky Ruth
/s/ Bill Hardwick
/s/ Josh Hurlbert
/s/ Kimberly-Ann Collins
/s/ LaKeySha Bosley

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SB 9, as amended - Fiscal Review
CCR SS SB 22, as amended - Fiscal Review
CCR HCS SS SB 64, as amended - Fiscal Review
CCR SB 86, as amended - Fiscal Review
CCR HCS SS SCS SBs 153 & 97, as amended - Fiscal Review
CCR HS HCS SCS SB 520, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 9, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

RECESS

On motion of Representative Plocher, the House recessed until such time as Conference Committee Reports for **CCR HCS SS SB 333, as amended, CCR HCS SB 365, as amended, CCR #2 HCS SS#2 SB 26, as amended, CCR#2 HCS SB 64, as amended, CCR SS HCS HB 66, as amended,** and **CCR SS SCS SB 4** are distributed or 3:00 a.m., whichever is earlier, and then stand adjourned until 10:00 a.m., Friday, May 14, 2021.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **CCS HCS SS#2 SB 26, as amended.**

Senators: Eigel, Brattin, Hoskins, Washington, Roberts

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **CCS#2 HCS SS SB 64, as amended.**

Senators: Rehder, Wieland, Rowden, Rizzo, Arthur

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 66**

The Conference Committee appointed on Senate Substitute for House Committee Substitute for House Bill No. 66, with Senate Amendment No. 2 to Senate Amendment No. 1, and Senate Amendment No. 1, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Committee Substitute for House Bill No. 66, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 66;
3. That the attached Conference Committee Substitute for Senate Substitute for House Committee Substitute for House Bill No. 66, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Patricia Pike
/s/ Representative Phil Christofanelli
/s/ Representative J. Eggleston
/s/ Representative Steve Butz
/s/ Representative Ashley Bland Manlove

FOR THE SENATE:

/s/ Senator Andrew Koenig
/s/ Senator Rick Brattin
/s/ Senator Bill Eigel
/s/ Senator Doug Beck
Senator Steven Roberts

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE BILL NO. 26**

The Conference Committee appointed on House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, with House Amendment Nos. 1, 2, and 3 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2, House Amendment Nos. 1 and 2 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment Nos. 4 and 5, House Amendment Nos. 1 and 2 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 1 and 2 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment Nos. 1 and 2 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment No. 10, House Amendment Nos. 1 and 3 to House Amendment No. 11, House Amendment No. 11, as amended, House Amendment Nos. 12 and 13, House Amendment Nos. 2, 3, 4 and 5 to House Amendment No. 14, House Amendment No. 14, as amended, House Amendment No. 15, House Amendment No. 1 to House Amendment No. 16, House Amendment No. 16, as amended, House Amendment No. 17, House Amendment No. 1 to House Amendment No. 18, House Amendment No. 18, as amended, House Amendment No. 1 to House Amendment No. 19, House Amendment No. 19, as amended, and House Amendment Nos. 20 and 21, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Bill No. 26;
3. That the attached Conference Committee Substitute No. 2 for House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Eigel
/s/ Rick Brattin
/s/ Denny Hoskins
Barbara Washington
Steve Roberts

FOR THE HOUSE:

/s/ Nick Schroer
/s/ Justin Hill
/s/ Jered Taylor, 139
Rasheen Aldridge
Kevin Windham Jr.

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 37**

The Conference Committee appointed on Senate Bill No. 37, with House Amendment Nos. 1, 2, 3, 4, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 37, as amended;
2. That the Senate recede from its position on Senate Bill No. 37;
3. That the attached Conference Committee Substitute for Senate Bill No. 37 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Mike Bernskoetter
/s/ Jason Bean
Denny Hoskins
Doug Beck
Greg Razer

FOR THE HOUSE:

/s/ Jeff Knight
/s/ Don Rone
/s/ Rick Francis
/s/ Tracy McCreery
/s/ Ian Mackey

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 333**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 333, with House Amendment Nos. 1 and 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6 and 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 333, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 333;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 333 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Eric Burlison
/s/ Rick Brattin
/s/ Andrew Koenig
Jill Schupp
Brian Williams

FOR THE HOUSE:

/s/ Ben Baker
/s/ Dan Shaul
/s/ Jason Chipman
Peter Merideth
Martha Stevens (46)

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 365**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 365, with House Amendment Nos. 1, 2, 3, 4, 5, and 7, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment Nos. 9, 10, 11 and 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 365, as amended;
2. That the Senate recede from its position on Senate Bill No. 365;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 365 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Paul Wieland
/s/ Denny Hoskins
/s/ Andrew Koenig
Lauren Arthur
Steve Roberts

FOR THE HOUSE:

/s/ Jim Murphy
/s/ Justin Hill
/s/ Ben Baker
Steve Butz
Jerome Barnes

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS HCS HB 66, as amended - Fiscal Review
CCR# 2 HCS SS#2 SB 26, as amended - Fiscal Review
CCR SB 37, as amended - Fiscal Review
CCR HCS SS SB 333, as amended - Fiscal Review
CCR HCS SB 365, as amended - Fiscal Review

The following member's presence was noted: Morse.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Friday, May 14, 2021.

COMMITTEE HEARINGS

FISCAL REVIEW

Friday, May 14, 2021, 8:45 AM, House Lounge.

Executive session may be held on any matter referred to the committee.

Room change.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 14, 2021, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - LEGISLATIVE OVERSIGHT

Friday, May 14, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

CANCELLED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SEVENTY-SECOND DAY, FRIDAY, MAY 14, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker

HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann

HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652 - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

SS#2 SCS SBs 51 & 42 - Wiemann

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS SCS SB 152, E.C. - Christofanelli
HS HCS SS SCS SB 289 - Copeland
HCS SS SCS SB 27, E.C. - Baker
SCS SB 272 - Mosley
HCS SB 5, E.C. - Ruth
HCS SB 38 - Griesheimer
HCS#2 SCS SB 91, E.C. - Fitzwater
HCS SB 377 - Haden
SB 36 - Griffith
HCS SCS SB 40 - Houx
HCS SS SB 89, (Fiscal Review 5/11/21) - Coleman (32)
SB 231 - Trent
HCS SB 29, E.C. - Gregory (51)
SB 78 - Trent
SS SCS SB 126 - Knight
HCS SB 128, E.C. - Henderson
HCS SS SB 212, E.C. - Christofanelli
HCS SS SB 283, E.C. - Schroer
HCS SCS SB 457, (Fiscal Review 5/12/21), E.C. - Kelly (141)

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 2, with HA 1, pending - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345 - DeGroot
SCS HB 604, as amended - Gregory (51)
SCS HCS#2 HB 69 - Billington
SS HCS HB 369, as amended (Fiscal Review 5/11/21) - Taylor (48)
SS#2 HS HB 297, as amended - Wallingford
SS SCS HCS HBs 85 & 310, (Fiscal Review 5/13/21), E.C. - Taylor (139)

BILLS CARRYING REQUEST MESSAGES

SS SCS SB 57, with HA 1 (request House recede/grant conference) - Hicks

BILLS IN CONFERENCE

CCR SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, & HA 6 (exceeded differences) (Fiscal Review 5/13/21) - Knight
CCR HCS SB 226, as amended, E.C. - Christofanelli
CCR HCS SS SB 141, as amended - Black (137)
HCS SB 330, as amended, E.C. - Shields
CCR HCS SB 72, as amended - Smith (155)
CCR HCS SB 303, as amended - Henderson
HCS SCS SB 403, as amended - Patterson
CCR SB 86, with HA 1, HA 2 & HA 3 (Fiscal Review 5/13/21) - Baker
CCR HCS SS SB 333, as amended (Fiscal Review 5/13/21) - Baker
CCR HS HCS SCS SB 520, as amended (Fiscal Review 5/13/21) - Ruth
CCR SB 9, with HA 1, HA 1 HA 2, HA 2, a.a., HA 3 & HA 4 (exceeded differences) - Fitzwater
CCR HCS SB 365, as amended (Senate exceeded differences), (Fiscal Review 5/13/21), E.C. - Murphy
CCR SS SB 22, with HA 1, HA 2, HA 3, HA 5 & HA 6 (exceeded differences), (Fiscal Review 5/13/21) - Grier
CCR HCS SS SCS SBs 153 & 97, as amended (exceeded differences), (Fiscal Review 5/13/21), E.C. - Eggleston
CCR SS HCS HB 66, as amended (exceeded differences), (Fiscal Review 5/13/21) - Pike
CCR#2 HCS SS SB 64, as amended (Senate exceeded differences), (Fiscal Review 5/13/21), E.C. - Christofanelli
CCR#2 HCS SS#2 SB 26, as amended (Senate exceeded differences), (Fiscal Review 5/13/21) - Schroer
HCS SS SCS SB 4, E.C. - Francis

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SEVENTY-SECOND DAY, FRIDAY, MAY 14, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The Lord is good unto them that wait for Him, to the soul that seeketh Him. (Lamentations 3:25)

Almighty and All Powerful God, whose love is eternal and whose patience never ends, in all quietness of mind, sincerity of heart and tired bodies, we wait upon You. Fill us with Your Holy Spirit that these final hours may be productive hours and this day a great day. Purify our hearts from every vain and sinful thought and prepare our spirits to live with You and to work for the welfare our beloved state.

Strong in You, may we receive power to have positive thoughts, strength to triumph over evil temptations, a heart to love our fellow citizens, and a mind to do our duty to ourselves, to others, and to You in the People's House.

Grant unto us the confidence to vote "yes" to what is good, the courage to say "no" to what is destructive, and the insight to know the difference. So may Your will be done in us and in all Representatives of this House on this last day.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-first day was approved as printed by the following vote:

AYES: 137

Anderson	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Hicks	Hill
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Mosley	Murphy

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Nurrenbern	Owen	Perkins	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Riggs
Riley	Roberts	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Thompson	Toalson Reisch	Trent
Unsicker	Van Schoiack	Veit	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 005

Adams	Bland Manlove	Bosley	Merideth	Rowland
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PRESENT: 003

Aldridge	Quade	Terry
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ABSENT WITH LEAVE: 017

Burton	Deaton	Doll	Fogle	Henderson
Houx	Knight	Morse	O'Donnell	Patterson
Person	Pietzman	Richey	Schnelting	Thomas
Turnbaugh	Wallingford			

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HBs 85 & 310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Eggleston, Fitzwater, Griesheimer, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SB 22, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 5, and House Amendment No. 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR#2 HCS SS SB 64, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fitzwater, Griesheimer, Richey and Terry

Noes (2): Eggleston and Walsh (50)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 86, with House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (0)

Absent (1): Terry

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SBs 153 & 97, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 457**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (2): Eggleston and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HS HCS SCS SB 520, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 86, as amended**, and has taken up and passed **CCS SB 86**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HB 661** entitled:

An act to repeal sections 21.795, 142.869, 300.010, 301.010, 301.062, 301.131, 301.147, 301.192, 301.280, 301.558, 302.010, 302.755, 303.020, 303.025, 303.041, 304.001, 304.050, 304.153, 304.180, 304.240, 307.025, 307.128, 307.180, 307.188, 307.193, 307.350, 307.380, 365.020, 385.220, 385.320, 407.300, 407.526, 407.536, 407.556, 407.560, 407.815, 407.1025, 570.030, 578.120, 643.310, and 643.315, RSMo, and to enact in lieu thereof fifty-six new sections relating to transportation, with penalty provisions, an emergency clause for certain sections, and a delayed effective date for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report No. 2 on **HCS SS#2 SB 26, as amended**, and has taken up and passed **CCS#2 HCS SS#2 SB 26**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SBs 153 & 97, as amended**, and has taken up and passed **CCS HCS SS SCS SBs 153 & 97**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HS HCS SCS SB 520, as amended**, and has taken up and passed **CCS HS HCS SCS SB 520**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 850** entitled:

An act to repeal sections 115.075, 115.121, 115.225, 115.311, 115.339, 115.341, 115.343, 115.345, 115.349, 115.355, 115.359, 115.361, 115.363, 115.364, 115.373, 115.377, 115.379, 115.387, 115.389, 115.391, 115.393, 115.395, 115.397, 115.403, 115.409, 115.427, 115.430, 115.511, 115.519, 115.521, 115.523, 115.526, 115.527, 115.529, 115.531, 115.539, 115.547, 115.549, 115.593, 116.155, 116.190, and 116.220, RSMo, and to enact in lieu thereof forty-four new sections relating to elections.

With Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4.

Senate Amendment No. 2

AMEND Senate Substitute for House Bill No. 850, Page 5, Section 115.225, Line 61, by inserting after all of said line the following:

"115.306. 1. No person shall qualify as a candidate for elective public office in the state of Missouri who has been found guilty of or pled guilty to a felony under the federal laws of the United States of America or to a felony under the laws of this state or an offense committed in another state that would be considered a felony in this state.

2. (1) Any person who files as a candidate for election to a public office shall be disqualified from participation in the election for which the candidate has filed if such person is delinquent in the payment of any state income taxes, personal property taxes, municipal taxes, real property taxes on the place of residence, as stated on the declaration of candidacy, or if the person is a past or present corporate officer of any fee office that owes any taxes to the state.

(2) Each potential candidate for election to a public office, except candidates for a county or city committee of a political party, shall file an affidavit with the department of revenue and include a copy of the affidavit with the declaration of candidacy required under section 115.349. Such affidavit shall be in substantially the following form:

AFFIRMATION OF TAX PAYMENTS AND BONDING REQUIREMENTS:

I hereby declare under penalties of perjury that I am not currently aware of any delinquency in the filing or payment of any state income taxes, personal property taxes, municipal taxes, real property taxes on the place of residence, as stated on the declaration of candidacy, or that I am a past or present corporate officer of any fee office that owes any taxes to the state, other than those taxes which may be in dispute. I declare under penalties of perjury that I am not aware of any information that would prohibit me from fulfilling any bonding requirements for the office for which I am filing.

Candidate's Signature

Printed Name of Candidate

(3) Upon receipt of a complaint alleging a delinquency of the candidate in the filing or payment of any state income taxes, personal property taxes, municipal taxes, real property taxes on the place of residence, as stated on the declaration of candidacy, or if the person is a past or present corporate officer of any fee office that owes any taxes to the state, the department of revenue shall investigate such potential candidate to verify the claim contained in the complaint. If the department of revenue finds a positive affirmation to be false, the department shall contact the secretary of state, or the election official who accepted such candidate's declaration of candidacy, and the potential candidate. The department shall notify the candidate of the outstanding tax owed and give the candidate thirty days to remit any such outstanding taxes owed which are not the subject of dispute between the department and the candidate. If the candidate fails to remit such amounts in full within thirty days, the candidate shall be disqualified from participating in the current election and barred from refiling for an entire election cycle even if the individual pays all of the outstanding taxes that were the subject of the complaint.

(4) Any person who files as a candidate for election to a public office that performs county functions in a city not within a county shall provide appropriate copies of paid tax receipts or no tax due statements for each tax listed in subdivision (1) of this subsection that indicate the person has paid all taxes due and is not delinquent in any tax. If available, the election authority shall utilize online databases to verify the candidate's taxes instead of the paper copies provided by the candidate. The election authority shall review such documentation and the affirmation of tax payments required under subdivision (2) of this subsection. The election authority may file a complaint with the department of revenue if there appears to be any delinquency."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for House Bill No. 850, Page 3, Section 115.121, Line 26, by inserting after all of said line the following:

"115.151. 1. Each qualified applicant who appears before the election authority shall be deemed registered as of the time the applicant's completed, signed and sworn registration application is witnessed by the election authority or deputy registration official.

2. Each applicant who registers by mail shall be deemed to be registered as of the date the application is postmarked, if such application is accepted and not rejected by the election authority and the verification notice required pursuant to section 115.155 is not returned as undeliverable by the postal service.

3. Each applicant who registers at a voter registration agency or the division of motor vehicle and drivers licensing of the department of revenue shall be deemed to be registered as of the date the application is signed by the applicant, if such application is accepted and not rejected by the election authority and the verification notice required pursuant to section 115.155 is not returned as undeliverable by the postal service. Voter registration agencies ~~and the division of motor vehicle and drivers licensing of the department of revenue~~ shall transmit voter registration application forms to the appropriate election authority not later than five business days after the form is completed by the applicant. **The division of motor vehicle and drivers licensing of the department of revenue shall transmit voter registration application forms to the appropriate election authority not later than three business days after the form is completed by the applicant.**

115.160. 1. All Missouri driver's license applicants shall receive a voter registration application form as a simultaneous part of the application for a driver's license, renewal of driver's license, change of address, duplicate request and a nondriver's license. **The director of revenue shall utilize electronic voter registration application forms and provide for secure electronic transfer of voter registration information to election authorities. The secretary of state and the director of revenue shall ensure the confidentiality and integrity of the voter registration data collected, maintained, received, or transmitted under this section.**

2. If a single application form is used, the voter registration application portion of any application described in subsection 1 of this section may not require any information that duplicates information required in the driver's license portion of the form, except a second signature or other information required by law.

3. After conferring with the secretary of state as the chief state election official responsible for overseeing of the voter registration process, the director of revenue shall adopt rules and regulations pertaining to the format of the voter registration application used by the department.

4. No information relating to the failure of an applicant for a driver's license or nondriver's license to sign a voter registration application may be used for any purpose other than voter registration.

5. Any voter registration application received pursuant to the provisions of this section shall be forwarded, **in a secure and electronic manner**, to the election authority located within that county or any city not within a county, or if there is more than one election authority within the county, then to the election authority located nearest to the location where the driver's license application was received. **Voter registration information, including an electronic image of the signature of the applicant, shall be transmitted in a format compatible with the Missouri voter registration system established in section 115.158 which allows for review by the election authority and does not require the election authority to manually reenter the information, provided that the election authority shall print out a paper copy of the information and retain such information in the manner required by section 115.145.** The election authority receiving the application forms shall review the applications and forward, **in a secure and electronic manner**, any applications pertaining to a different election authority to that election authority.

6. A completed voter registration application accepted in the driver's licensing process shall be transmitted to the election authority described in subsection 5 of this section not later than five business days after the form is completed by the applicant.

7. Any person registering to vote when applying for or renewing a Missouri driver's license shall submit with the application form a copy of a birth certificate, a Native American tribal document, or other proof of United States citizenship, a valid Missouri driver's license, or other form of personal identification."; and

Further amend said bill, Page 49, Section 115.593, Line 24, by inserting after all of said line the following:

"115.960. 1. An election authority is authorized to accept voter registration applications with a signature submitted to the election authority under the provisions of sections 432.200 to 432.295 as provided in this section:

(1) Sections 432.200 to 432.295 shall only apply to transactions between parties that have agreed to conduct transactions by electronic means;

(2) Except as provided in subsection 2 of this section, as used in this section and sections 432.200 to 432.295, the parties who agree to conduct voter registration transactions by electronic means shall be the local election authority who is required to accept or reject a voter registration application and the prospective voter submitting the application;

(3) A local election authority is authorized to develop, maintain, and approve systems that transmit voter registration applications electronically under sections 432.200 to 432.295;

(4) Except as provided in subsection 2 of this section **and section 115.160**, no officer, agency, or organization shall collect or submit a voter registration application with an electronic signature to an election authority without first obtaining approval of the data and signature format from the local election authority and the approval of the voter to collect and store the signature and data; and

(5) Local election authorities who maintain a voter registration application system shall direct voter registration applicants from other jurisdictions to the system used by the local election authority for that jurisdiction to accept voter registration applications electronically.

2. A system maintained by the secretary of state's office shall be used to accept voter registration applications electronically subsequent to approval from the committee formed as set forth in this subsection:

(1) Within thirty days of, but in no event prior to January 1, 2017, the president of the Missouri Association of County Clerks and Election Authorities shall appoint fourteen of its members to serve on a committee to approve and develop uniform standards, systems, and modifications that shall be used by the secretary of state in any electronic voter registration application system offered by that office. The committee may also make recommendations regarding the purchase, maintenance, integration, and operation of electronic databases, software, and hardware used by local election authorities and the secretary of state's office including, but not limited to, systems used for military and overseas voting and for building and conducting election operations. The committee shall have fourteen local election authorities, including representatives of each classification of counties, a representative from an election board, and at least one member who has experience processing online voter registration transactions. In addition, one representative appointed by the secretary of state's office shall serve on the committee;

(2) The committee shall immediately meet to approve electronic signature formats and a minimum set of data collection standards for use in a voter registration application system maintained by the secretary of state;

(3) Once the format and data collection standards are approved by the committee and implemented for the system maintained by the secretary of state, local election authorities shall accept the transmission of voter registration applications submitted to the approved system under the provisions of sections 432.200 to 432.295;

(4) The secretary of state's office shall direct eligible voters to a local election authority's system to accept voter registration applications electronically if the local election authority has a system in place as of August 28, 2016, or implements a system that meets the same standards and format that has been approved by the committee for the secretary of state's system;

(5) The committee shall meet not less than semiannually through June 30, 2019, to recommend and approve changes and enhancements proposed by the secretary of state or election authorities to the electronic voter registration application system. Vacancies that occur on the committee shall be filled by the president of the Missouri Association of County Clerks and Election Authorities at the time of the vacancy;

(6) To improve the accuracy of voter registration application data and reduce costs for local election authorities, the system maintained by the secretary of state shall, as soon as is practical, provide a method where the data entered by the voter registration applicant does not have to be re-entered by the election authority to the state voter registration database.

3. Each applicant who registers using an approved electronic voter registration application system shall be deemed to be registered as of the date the signed application is submitted to the system, if such application is accepted and not rejected by the election authority and the verification notice required under section 115.155 is not returned as undeliverable by the postal service.

4. This section shall not apply to voter registration and absentee records submitted by voters authorized under federal law, section 115.291, or sections 115.900 to 115.936 to submit electronic records and signatures.

5. High quality copies, including electronic copies, of signatures made on paper documents may be used for petition signature verification purposes and retained as records.

6. Any signature required for petition submission under chapter 116 shall be handwritten on a paper document.

7. ~~[Notwithstanding the provisions of section 432.230]~~ **Except as provided under sections 115.160 and 432.230**, nothing in this section shall require the election authority to accept voter registration records or signatures created, generated, sent, communicated, received, stored, or otherwise processed, or used by electronic means or in electronic form from any officer, agency, or organization not authorized under subsection 2 of this section without prior approval from the election authority. **Election authorities shall accept and process voter registration records, including electronic images of applicant signatures, transmitted electronically by the division of motor vehicle and drivers licensing of the department of revenue under section 115.160.** Except as provided in

subsection 2 of this section **and section 115.160**, no officer, agency, or organization shall give the voter the opportunity to submit a voter registration application with an electronic signature without first obtaining the approval of the local election authority.

8. An election authority that agrees to conduct a transaction by electronic means may refuse to conduct other transactions by electronic means.

9. No election authority or the secretary of state shall furnish to any member of the public any data collected under a voter registration application system except as authorized in subsections 1 to 5 of section 115.157.

10. Nothing in this section shall be construed to require the secretary of state to cease operating a voter registration application in place as of the effective date of this act."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for House Bill No. 850, Page 5, Section 115.225, Line 61, by inserting after all of said line the following:

"5. If any election authority uses any touchscreen, direct-recording, electronic vote-counting machine, the election authority may continue to use such machine. Upon the removal of such voting machine from the election authority's inventory because of mechanical malfunction, wear and tear, or any other reason, the machine shall not be replaced and no additional direct-recording electronic voting machine shall be added to the election authority's inventory. Such machines shall not be used beginning January 1, 2022, except that election authorities may allow the machines to be used by voters who are disabled as long as the machines are functional. Replacement of equipment for use by voters who are disabled shall be with paper ballot marking devices designed to assist voters."

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS#2 HB 661 - Fiscal Review

SS HB 850, as amended - Fiscal Review

BILLS CARRYING REQUEST MESSAGES

SS SCS SB 57, with House Amendment No. 1, relating to funding to certain organizations to deter criminal behavior, was taken up by Representative Hicks.

Representative Hicks moved that the House recede from its position on **House Amendment No. 1** to **SS SCS SB 57**.

Which motion was adopted by the following vote:

AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger

Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Collins	Cook
Cupps	Davidson	Davis	DeGroot	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Falkner
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kidd
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	Owen	Patterson
Perkins	Phifer	Pietzman	Pike	Plocher
Polliitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Coleman 97	Copeland	Deaton	Derges	Doll
Fishel	Griffith	Johnson	Kelly 141	Knight
Morse	O'Donnell	Person	Schnelting	Simmons
Stevens 46	Veit	Wiemann		

VACANCIES: 001

On motion of Representative Hicks, **SS SCS SB 57** was truly agreed to and finally passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx

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Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	Owen	Patterson	Perkins	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Copeland	Derges	Doll	Fishel	Griffith
Johnson	Knight	Morse	O'Donnell	Person
Roden	Rogers	Schnelting	Simmons	Stevens 46
Veit				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS#2 HB 69, relating to certain metals, was taken up by Representative Billington.

On motion of Representative Billington, **SCS HCS#2 HB 69** was adopted by the following vote:

AYES: 139

Adams	Aldridge	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill

Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	Owen	Patterson	Perkins
Phifer	Pietzman	Pike	Plocher	Pollock 123
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 006

Anderson	Clemens	Davis	Lovasco	Terry
Windham				

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 016

Bailey	Black 137	Derges	Doll	Griffith
Knight	Morse	O'Donnell	Person	Pollitt 52
Price IV	Quade	Rogers	Schnelting	Simmons
Veit				

VACANCIES: 001

On motion of Representative Billington, **SCS HCS#2 HB 69** was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Aldridge	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Gunby	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 25	Mackey	Mayhew	McCreery	McGaugh
McGill	Mosley	Murphy	Nurrenbern	Owen

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Patterson	Perkins	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 005

Anderson	Davis	Lovasco	Terry	Windham
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PRESENT: 002

Bland Manlove	Merideth
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ABSENT WITH LEAVE: 017

Bailey	Derges	Doll	Griffith	Haden
Hurlbert	Knight	Lewis 6	McDaniel	Morse
O'Donnell	Person	Price IV	Rogers	Schnelting
Simmons	Veit			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SCS HB 604, as amended, relating to insurance, was taken up by Representative Gregory (51).

On motion of Representative Gregory (51), **SCS HB 604, as amended**, was adopted by the following vote:

AYES: 148

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew

McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	Owen	Patterson	Perkins
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Derges	Doll	Fishel	Griffith	Knight
McDaniel	Morse	O'Donnell	Person	Price IV
Schnelting	Simmons	Smith 163	Veit	

VACANCIES: 001

On motion of Representative Gregory (51), **SCS HB 604, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
Owen	Patterson	Perkins	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155

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Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Wallingford	Walsh 50	Walsh Moore 93	Weber
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Baker	Clemens	Derges	Doll	Fishel
Griffith	Knight	McDaniel	Morse	O'Donnell
Person	Price IV	Schnelting	Simmons	Smith 163
Veit	West			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SS HB 345, relating to civil actions, was taken up by Representative DeGroot.

On motion of Representative DeGroot, **SS HB 345** was adopted by the following vote:

AYES: 101

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Falkner	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Murphy	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25

Mackey	McCreery	Merideth	Mosley	Nurrenbern
Phifer	Proudie	Quade	Roden	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Billington	Doll	Evans	Fishel	Griffith
Morse	O'Donnell	Person	Pollock 123	Price IV
Schnelting	Simmons	Veit		

VACANCIES: 001

On motion of Representative DeGroot, **SS HB 345** was truly agreed to and finally passed by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Falkner	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	McDaniel	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

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ABSENT WITH LEAVE: 011

Billington	Doll	Evans	Fishel	Griffith
Morse	O'Donnell	Person	Price IV	Schnelting
Veit				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SS#2 HS HB 297, as amended, relating to institutions of higher education, was taken up by Representative Wallingford.

On motion of Representative Wallingford, **SS#2 HS HB 297, as amended**, was adopted by the following vote:

AYES: 141

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Merideth	Mosley	Nurrenbern	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stephens 128	Stevens 46	Tate	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wright	Young
Mr. Speaker				

NOES: 011

Bland Manlove	Chipman	Davis	Eggleston	Hill
Roden	Schroer	Stacy	Taylor 139	Wiemann
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	Baker	Doll	Kelly 141	Morse
Murphy	O'Donnell	Pollock 123	Price IV	Schnelting

VACANCIES: 001

On motion of Representative Wallingford, **SS#2 HS HB 297, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schojack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Young	Mr. Speaker

NOES: 008

Bland Manlove	Chipman	Davis	Eggleston	Hill
Taylor 139	Wiemann	Windham		

PRESENT: 000

ABSENT WITH LEAVE: 009

Bailey	Baker	Doll	Morse	O'Donnell
Pollock 123	Price IV	Schnelting	Wright	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

MOTION

Representative Wallingford, having voted on the prevailing side, moved that the vote by which **HCS SB 323, as amended**, was third read and passed be reconsidered.

Which motion was adopted by the following vote:

AYES: 124

Aldridge	Anderson	Andrews	Atchison	Bailey
Bangert	Baringer	Barnes	Basye	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davis
Deaton	DeGroot	Derges	Dinkins	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Mosley	Murphy	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 67	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	Weber
West	Wiemann	Wright	Mr. Speaker	

NOES: 020

Adams	Brown 27	Burton	Clemens	Fogle
Ingle	Lewis 25	McCreery	Merideth	Nurrenbern
Quade	Rowland	Smith 45	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Windham	Young

PRESENT: 004

Appelbaum	Bland Manlove	Johnson	Proudie
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ABSENT WITH LEAVE: 014

Aune	Baker	Billington	Davidson	Dogan
Doll	Eggleston	Mackey	Morse	O'Donnell
Pouche	Price IV	Schnelting	Smith 163	

VACANCIES: 001

Representative Wallingford, having voted on the prevailing side, moved that the vote by which **HCS SB 323, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 127

Aldridge	Anderson	Andrews	Atchison	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Mosley
Murphy	Owen	Patterson	Perkins	Person
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 45	Smith 67
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 022

Adams	Bland Manlove	Brown 27	Burton	Clemens
Fogle	Johnson	McCreery	Merideth	Nurrenbern
Phifer	Proudie	Rogers	Rowland	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 001

Appelbaum

ABSENT WITH LEAVE: 012

Baker	Christofanelli	Dogan	Doll	Ingle
Mackey	Morse	O'Donnell	Pietzman	Price IV
Schnelting	Smith 163			

VACANCIES: 001

Representative Richey, having voted on the prevailing side, moved that the vote by which **House Amendment No. 2 to HCS SB 323, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

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AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Mosley	Murphy
Nurrenbern	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sassmann	Sauls	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 002

Bland Manlove Sander

ABSENT WITH LEAVE: 015

Dogan	Doll	Houx	Ingle	Mackey
Merideth	Morse	O'Donnell	Pietzman	Price IV
Schnelting	Schroer	Smith 155	Stevens 46	Toalson Reisch

VACANCIES: 001

Representative Henderson offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 323, Page 2, Line 30, by inserting after all of the said line the following:

"Further amend said bill, Pages 5-7, Section 160.565, Lines 1-68, by deleting all of said section and lines; and"; and

Further amend said amendment, Page 4, Lines 47-49, and Page 5, Lines 1-46, Section 161.890, by deleting all of said section and lines and inserting in lieu thereof the following:

""; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Basye offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 323, Page 5, Line 46, by inserting after all of the said line the following:

"Further amend said bill, Page 11, Section 161.097, Line 38, by inserting after all of the said section and line the following:

"162.052. 1. The registered voters of a school district may file a petition with the district's school board asking that an item be placed on a board meeting agenda. If the school board of a school district receives a petition, signed by at least five percent of the registered voters of the school district who voted in the last school board election, calling for an item to be placed on the agenda for the school board, then the school board shall place the requested item on the next meeting's agenda and shall take a vote on the petitioned item within the next three board meetings. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed. The school district shall verify the petition requirements with the local election authority of the district.

2. The school board shall follow all relevant board policies in regards to the placement of the item on the agenda, time allowed for discussion, testimony allowed, quorum requirements, the process by which a vote is taken, and the required number of votes for approval.

3. The petition shall contain a concise statement of what the school board is being requested to discuss and vote upon. Such statement shall consist of no more than one hundred words. The item requested by the petition shall be presented to the board in its exact form and shall not be modified by the board.

4. A petition to request an item to be placed on the school board's agenda shall not be submitted for the same item more than once every six months.

5. Items that may be presented to the board by petition shall include, but shall not be limited to:

- (1) Implementing, changing, or repealing a board policy;**
- (2) Modifying or reversing an action by school administration or requesting that certain action be taken by school administration;**
- (3) Implementing, changing, or discontinuing the use of any curriculum or course of instruction; or**
- (4) Modifying the school calendar.**

6. The petition process under this section shall not be used to recall board members, change district boundaries, authorize any bonding, impose any additional tax, or for any other purpose that would require an issue be placed on the ballot to be voted upon by residents at an election. However, a petition may be used under this section to request that any of the issues described under this subsection be discussed at an upcoming school board meeting and voted upon by the school board for further consideration by the district's voters."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Richey, **House Amendment No. 2, as amended**, was adopted.

Representative Buchheit-Courtway offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 323, Page 5, Section 160.263, Line 148, by inserting after all of said section the following:

"160.545. 1. There is hereby established within the department of elementary and secondary education the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

- (1) All students be graduated from school;
- (2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and
- (3) All students:
 - (a) Earn credits toward any type of college degree while in high school; or
 - (b) Proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

- (1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and
- (2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies ~~[which]~~ **that** will qualify a student for graduation from the school; and
- (3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and
- (4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and
- (5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision (5) of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 or 9 of this section.

8. The department of higher education and workforce development shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection 11 of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least two years that meets the requirements of subsection 2 of this section and who has graduated from such a school; except that, students who are active duty military dependents, and students who are dependents of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty who meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the two-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school or through the semester immediately before taking the course for which reimbursement is sought as determined by rule of the department of higher education and workforce development, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department. **When determining whether a student has earned a minimal grade average in the 2019-20 or 2020-21 school years for purposes of this subdivision, the department shall apply the student's highest available high school grade average so that the student is not adversely affected by any negative change in the student's academic performance directly caused by the coronavirus named SARS-CoV-2, the international outbreak of respiratory disease named "coronavirus disease 2019" and abbreviated as "COVID-19", or any changes in methods of instruction implemented by the student's school district because of COVID-19. Any rule establishing a requirement that a student obtain a certain algebra end-of-course examination score or other applicable standardized test score, as determined by the department, shall not apply to a high school senior graduating in the 2020-21 school year; and**

(4) Who is a citizen or permanent resident of the United States.

9. The department of higher education and workforce development shall, by rule, establish a procedure for the reimbursement of the cost of tuition, and fees for any dual-credit or dual-enrollment course offered to a student

in high school in association with an institution of higher education or vocational or technical school, subject to the requirements of subsection 11 of this section, for any student who meets the requirements established in subsection 8 of this section immediately before taking the course for which reimbursement is sought.

10. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

11. For a two-year private vocational or technical school to obtain reimbursements under subsection 8 or 9 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution.

12. The department of higher education and workforce development shall distribute reimbursements in the following manner:

(1) To community college or vocational or technical school students;

(2) After all students from subdivision (1) of this subsection have been reimbursed, to any dual-credit or dual-enrollment student on the basis of financial need."; and

Further amend said bill, Page 26, Section 186.080, Line 44, by inserting after all of said section and line the following;

"Section B. Because immediate action is necessary to protect students from adverse impacts to student success in educational and career endeavors caused by COVID-19 and related disruptions in school routines, the repeal and reenactment of section 160.545 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 160.545 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 6** was adopted.

Representative Shields offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 323, Page 11, Section 161.097, Line 38, by inserting after all of the said section and line the following:

"161.217. 1. The department of elementary and secondary education, in collaboration with the Missouri Head Start State Collaboration Office and the departments of health and senior services, mental health, and social services, shall develop~~[-as a three-year pilot program,]~~ a voluntary early learning quality assurance report. The early learning quality assurance report shall be developed based on evidence-based practices.

2. Participation in the early learning quality assurance report ~~[pilot]~~ program shall be voluntary for any licensed or license-exempt early learning providers that are center-based or home-based and are providing services for children from any ages from birth up to kindergarten.

3. The early learning quality assurance report may include, but is not limited to, information regarding staff qualifications, instructional quality, professional development, health and safety standards, parent engagement, and community engagement.

4. The early learning quality assurance report shall not be used for enforcement of compliance with any law or for any punitive purposes.

5. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset ~~[three years after August 28, 2019]~~ **four years after August 28, 2021**, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset ~~[three years]~~ **four years** after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Brown (70) offered **House Amendment No. 1 to House Amendment No. 7**.

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Bill No. 323, Page 1, Line 1, by inserting after the phrase "No. 323," the following:

"Page 9, Section 160.3005, Line 6, by deleting the phrase "**at two hour intervals**" and inserting in lieu thereof the phrase "**at intervals agreed upon by the district and the individual**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (70), **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Pollitt (52) offered **House Amendment No. 2 to House Amendment No. 7**.

*House Amendment No. 2
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Bill No. 323, Page 1, Line 4, by deleting all of the said line and inserting in lieu thereof the following:

"161.214. 1. As used in this section, the following terms mean:

- (1) "Board", the state board of education;**
- (2) "Department", the department of elementary and secondary education;**
- (3) "School innovation team", a group of natural persons representing:**
 - (a) A single elementary or secondary school;**
 - (b) A group of two or more elementary or secondary schools within the same school district that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;**
 - (c) A group of two or more elementary or secondary schools not within the same school district that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;**
 - (d) A single school district; or**
 - (e) A group of two or more school districts that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;**
- (4) "School innovation waiver", a waiver granted by the board to a single school, group of schools, single school district, or group of school districts under this section, in which the school, group of schools, school district, or group of school districts is exempt from a specific requirement imposed by chapter 160, 161, 162, 167, 170, or 171, or any regulations promulgated under such chapters by the board or the department. Any school innovation waiver granted to a school district or group of school districts shall apply to every elementary and secondary school within the school district or group of school districts unless the plan specifically provides otherwise.**

2. Any school innovation team seeking a school innovation waiver may submit a plan to the board for one or more of the following purposes:

- (1) Improving student readiness for employment, higher education, vocational training, technical training, or any other form of career and job training;**
- (2) Increasing the compensation of teachers; or**
- (3) Improving the recruitment, retention, training, preparation, or professional development of teachers.**

3. Any plan for a school innovation waiver shall:

- (1) Identify the specific provision of law for which a waiver is being requested and provide an explanation for why the specific provision of law inhibits the ability of the school or school district to accomplish the goal stated in the plan;**
- (2) Demonstrate that the intent of the specific provision of law can be addressed in a more effective, efficient, or economical manner and that the waiver or modification is necessary to implement the plan;**
- (3) Include measurable annual performance targets and goals for the implementation of the plan;**
- (4) Specify the innovations to be pursued in meeting one or more of the goals listed in subsection 2 of this section;**
- (5) Demonstrate parental, school employee, and community and business support for, and engagement with, the plan; and**
- (6) Be approved by at least the minimum number of people required to be on the school innovation team prior to submitting the plan for approval.**

4. (1) In evaluating a plan submitted by a school innovation team under subsection 2 of this section, the board shall consider whether the plan will:

- (a) Improve the preparation, counseling, and overall readiness of students for postsecondary life;**
- (b) Increase teacher salaries in a financially sustainable and prudent manner; or**
- (c) Increase the attractiveness of the teaching profession for prospective teachers and active teachers alike.**

(2) The board may approve any plan submitted under subsection 2 of this section if the board determines that:

- (a) The plan successfully demonstrates the ability to address the intent of the provision of law to be waived in a more effective, efficient, or economical manner;**
- (b) The waivers or modifications are demonstrated to be necessary to stimulate or improve student readiness for postsecondary life, increase teacher salaries, or increase the attractiveness of the teaching profession for prospective teachers and active teachers;**

(c) The plan has demonstrated sufficient participation from among the teachers, principal, superintendent, faculty, school board, parents, and the community at large; and

(d) The plan is based upon sound educational practices, does not endanger the health and safety of students or staff, and does not compromise equal opportunity for learning.

(3) The board may propose modifications to the plan in cooperation with the school innovation team.

5. Any waiver granted under this section shall be effective for a period of no longer than three school years beginning the school year following the school year in which the waiver is approved. Any waiver may be renewed. No more than one school innovation waiver shall be in effect with respect to any one elementary or secondary school at one time.

6. This section shall not be construed to allow the board to authorize the waiver of any statutory requirements relating to school start date, teacher certification, teacher tenure, or any requirement imposed by federal law.

7. The board may promulgate rules implementing the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

161.217. 1. The department of elementary and secondary education , in collaboration with"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pollitt (52), **House Amendment No. 2 to House Amendment No. 7** was adopted.

Representative Lewis (6) offered **House Amendment No. 3 to House Amendment No. 7**.

*House Amendment No. 3
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Bill No. 323, Page 1, Line 32, by inserting after all the said line the following:

"Further amend said bill, Page 19, Section 167.645, Line 177, by inserting after all of said section and line the following:

"168.036. 1. In addition to granting certificates of license to teach in public schools of the state as provided in section 168.021, the state board of education shall grant substitute teacher certificates as provided in this section to any individual seeking to substitute teach in any public school in this state.

2. (1) The state board shall not grant a certificate of license to teach under this section to any individual who has not completed a background check as described in section 168.133.

(2) A background check conducted under this subsection shall be valid for four years for purposes of the certificate granted under this section and shall be transferrable from one school district to another district except as provided in subdivision (3) of this subsection.

(3) A school district employing a substitute teacher who has a certificate granted under this section may require the teacher to complete the background check annually. A school district may require the background check required in this section for a newly hired substitute teacher to be conducted at the teacher's expense.

(4) The state board may refuse to issue or renew, suspend, or revoke any certificate sought or issued under this section in the same manner and for the same reasons as provided in section 168.071.

3. The state board may grant a certificate under this section to any individual who has completed the background check required in this section and who has completed:

(1) At least thirty-six semester hours at an accredited institution of higher education and the orientation required in subsection 6 of this section; or

(2) The twenty-hour online training program required in this section and who possesses a high school diploma or the equivalent thereof.

4. The state board may grant a certificate under this section to any highly qualified individual with expertise in a technical or business field or with experience in the Armed Forces of the United States who has completed the background check required in this section but does not meet any of the qualifications in subdivision (1) or (2) of subsection 3 of this section if the superintendent of the school district sponsors such individual and the school board of the school district in which the individual seeks to substitute teach votes to approve such individual to substitute teach.

5. (1) An individual to whom the state board grants a certificate under this section may be a substitute teacher in any public school in the state if a school district superintendent, school district assistant superintendent, or public school principal in this state agrees to employ the individual as a substitute teacher.

(2) No individual to whom the state board grants a certificate under this section and who is under twenty years of age shall be a substitute teacher in grades nine to twelve.

6. An individual to whom the state board grants a certificate under this section shall complete an orientation developed and offered by the school district for which the individual originally teaches. The orientation for such individual shall contain at least two hours of subjects appropriate for substitute teachers and shall contain instruction on the school district's best practices for classroom management. Such orientation completed in any school district may be accepted by any subsequent district in which the individual substitute teaches. A subsequent school district may require the individual to complete a separate and distinct local orientation for the particular school district before the individual may substitute teach in the subsequent school district.

7. A certificate granted under this section shall be valid for four years. A certificate granted under this section shall expire at the end of any calendar year in which the individual fails to substitute teach for at least five days or forty hours of in-seat instruction.

8. The department of elementary and secondary education shall develop an online training program for individuals granted a certificate under subdivision (2) of subsection 3 of this section. The training program shall consist of twenty hours of training related to subjects appropriate for substitute teachers as determined by the department. A substitute teacher shall complete an orientation for substitute teachers provided by the school district in which the substitute teacher teaches.

9. Any individual possessing a valid certificate of license to teach granted by the state board shall be deemed to be a substitute teacher under this section if the individual has completed a background check as required in this section.

10. The state board may exercise the board's authority as provided in chapter 161 to promulgate all necessary rules and regulations necessary for the administration of this section."; and "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (6), **House Amendment No. 3 to House Amendment No. 7** was adopted.

On motion of Representative Shields, **House Amendment No. 7, as amended**, was adopted.

Representative Burnett offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 323, Page 1, Section A, Line 5, by inserting after all of said line the following:

"9.308. The first full week in February is hereby designated as "School Counseling Week" in the state of Missouri. Citizens of this state are encouraged to participate in appropriate events and activities that recognize the important work of school counselors in helping Missouri's students succeed in school and beyond."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Burnett, **House Amendment No. 8** was adopted.

Representative Taylor (139) assumed the Chair.

Representative Merideth offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 323, Page 1, Section A, Line 5, by inserting after all of said section and line the following:

"135.717. 1. Notwithstanding the provisions of subdivision 5 of section 135.713 to the contrary provisions of sections 135.712 to 135.719 and sections 166.700 to 166.720 shall be effective in any fiscal year immediately subsequent to any fiscal year in which the amount appropriated and expended for pupil transportation under section 163.161 exceeds forty percent of the allowable costs of transportation aid funding. If the amount appropriated and expended for allowable transportation costs under section 163.161 in any fiscal year falls below such amount, no additional scholarships for newly qualified students shall be awarded in the subsequent fiscal year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Eggleston	Evans	Falkner	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	McDaniel	McGaugh	McGirl
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann

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NOES: 033

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Fogle	Gunby
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Quade	Rogers
Sauls	Sharp 36	Smith 45	Smith 67	Unsicker
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 034

Aldridge	Appelbaum	Bland Manlove	Brown 27	Chipman
Derges	Dogan	Doll	Ellebracht	Fishel
Gray	Hovis	Ingle	Lovasco	Mackey
Mayhew	Morse	Murphy	O'Donnell	Patterson
Pietzman	Price IV	Proudie	Riggs	Roden
Rowland	Schnelting	Stevens 46	Terry	Thomas
Turnbaugh	Walsh Moore 93	Wright	Mr. Speaker	

VACANCIES: 001

Representative Merideth moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Merideth raised a point of order that a request had been made pursuant to Article III, Section 26 of the Constitution.

Representative Merideth appealed the ruling of the Chair pursuant to Rule 10.

The ruling of the Chair was sustained by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Eggleston	Evans	Falkner	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	McDaniel
McGaugh	McGirl	Murphy	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons

Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Mr. Speaker			

NOES: 039

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Ellebracht
Fogle	Gunby	Johnson	Lewis 25	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Barnes	Bland Manlove	Derges	Dogan
Doll	Fishel	Gray	Haffner	Ingle
Mackey	Mayhew	Morse	O'Donnell	Pietzman
Price IV	Proudie	Schnelting	Stevens 46	Thomas
Wright				

VACANCIES: 001

Representative Merideth raised a point of order that there had been a violation of Rule 8.

Speaker Vescovo resumed the Chair.

The Chair ruled the point of order not well taken.

On motion of Representative Wallingford, **HCS SB 323, as amended**, was adopted.

On motion of Representative Wallingford, **HCS SB 323, as amended**, was third read and passed by the following vote:

AYES: 120

Adams	Aldridge	Andrews	Atchison	Baker
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Dinkins	Eggleston
Ellebracht	Evans	Falkner	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	McCreery	McDaniel

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McGaugh	McGill	Mosley	Murphy	Nurrenbern
Owen	Patterson	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Young	Mr. Speaker

NOES: 011

Anderson	Bland Manlove	Burton	Lewis 25	Merideth
Person	Smith 67	Terry	Turnbaugh	Unsicker
Windham				

PRESENT: 007

Appelbaum	Bangert	Clemens	Ingle	Johnson
Walsh Moore 93	Weber			

ABSENT WITH LEAVE: 024

Aune	Bailey	DeGroot	Derges	Dogan
Doll	Fishel	Gray	Haffner	Hardwick
Hicks	Mackey	Mayhew	Morse	O'Donnell
Perkins	Pietzman	Price IV	Proudie	Roden
Schnelting	Stevens 46	Thomas	Wright	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 134

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Cupps	Davidson	Davis	Deaton
Dinkins	Eggleston	Ellebracht	Evans	Falkner
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
Owen	Patterson	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Quade	Railsback	Reedy	Richey	Riggs

Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Young	Mr. Speaker	

NOES: 002

Lovasco McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 026

Aune	Bailey	Bland Manlove	Boggs	Bosley
Copeland	DeGroot	Derges	Dogan	Doll
Fishel	Gray	Haffner	Hardwick	Mackey
Mayhew	Morse	O'Donnell	Perkins	Pietzman
Price IV	Proudie	Schnelting	Stevens 46	Thomas
Wright				

VACANCIES: 001

Speaker Pro Tem Wiemann assumed the Chair.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 333, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

BILLS IN CONFERENCE

CCR HCS SS SCS SBs 153 & 97, as amended, relating to taxation, was taken up by Representative Eggleston.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lovasco	McDaniel
McGaugh	McGirl	Murphy	Owen	Patterson
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 019

Chipman	DeGroot	Doll	Gray	Hicks
Lewis 6	Mayhew	Morse	O'Donnell	Perkins
Pietzman	Price IV	Proudie	Roden	Schnelting
Stevens 46	Toalson Reich	Veit	Windham	

VACANCIES: 001

On motion of Representative Eggleston, **CCR HCS SS SCS SBs 153 & 97, as amended**, was adopted by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman

Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	Owen	Patterson	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Schroer	Schwadron	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 004

Evans	McDaniel	Roden	Seitz
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PRESENT: 002

Merideth	Sauls
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ABSENT WITH LEAVE: 011

Doll	Gray	Mayhew	Morse	O'Donnell
Perkins	Pietzman	Price IV	Proudie	Schnelting
Stevens 46				

VACANCIES: 001

On motion of Representative Eggleston, **CCS HCS SS SCS SBs 153 & 97** was truly agreed to and finally passed by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith

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Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	McCreery
McDaniel	McGaugh	McGill	Mosley	Murphy
Nurrenbern	Owen	Patterson	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Schroer	Schwadron	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 006

Boggs	Burton	Evans	Merideth	Seitz
Unsicker				

PRESENT: 001

Sauls

ABSENT WITH LEAVE: 010

Doll	Gray	Mayhew	Morse	O'Donnell
Perkins	Pietzman	Price IV	Schnelting	Stevens 46

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey

McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	Owen	Patterson	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sassmann	Sauls	Schroer	Schwadron	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 003

McDaniel	Sander	Seitz
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PRESENT: 000

ABSENT WITH LEAVE: 013

Boggs	Doll	Gray	Grier	Mayhew
Morse	O'Donnell	Perkins	Pietzman	Price IV
Schnelting	Stacy	Stevens 46		

VACANCIES: 001

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 126, relating to the sale of intoxicating liquor, was taken up by Representative Knight.

On motion of Representative Knight, the title of **SS SCS SB 126** was agreed to.

On motion of Representative Knight, **SS SCS SB 126** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Black 7	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Ellebracht	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141

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Knight	Lewis 25	Lovasco	Mackey	McCreery
McDaniel	McGaugh	McGill	Merideth	Mosley
Nurrenbern	Owen	Patterson	Phifer	Pike
Plocher	Pollitt 52	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 163	Smith 45	Stacy	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh Moore 93	Weber	West	Wiemann
Windham	Young	Mr. Speaker		

NOES: 016

Black 137	Boggs	Busick	Copeland	Cupps
Eggleston	Evans	Hovis	Hudson	Kidd
Pollock 123	Seitz	Smith 155	Wallingford	Walsh 50
Wright				

PRESENT: 001

Lewis 6

ABSENT WITH LEAVE: 017

Billington	Clemens	Doll	Gray	Mayhew
Morse	Murphy	O'Donnell	Perkins	Person
Pietzman	Price IV	Riggs	Schnelting	Smith 67
Stephens 128	Toalson Reisch			

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

On motion of Representative Plocher, the House recessed until 1:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Atchison	Basye	Billington	Brown 27	Busick
Cook	Cupps	Davis	DeGroot	Derges
Haffner	Kelley 127	Kelly 141	Lewis 6	Lovasco
McGill	Murphy	Owen	Pollock 123	Richey
Riggs	Roberts	Roden	Sassmann	Schroer
Seitz	Shields	Taylor 139	Thompson	Toalson Reisch
Van Schoiack	Veit	Walsh 50	Wright	

NOES: 004

Fitzwater	Mackey	McDaniel	Rowland
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PRESENT: 079

Aldridge	Anderson	Andrews	Baker	Baringer
Barnes	Black 7	Boggs	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Butz
Chipman	Coleman 32	Collins	Copeland	Davidson
Deaton	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Gregory 51	Gregory 96
Griesheimer	Griffith	Haley	Hannegan	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Knight	Lewis 25	McCreery
McGaugh	Merideth	Mosley	Nurrenbern	Pike
Plocher	Pollitt 52	Porter	Pouche	Railsback
Reedy	Riley	Rone	Ruth	Sander
Schwadron	Sharpe 4	Shaul	Simmons	Smith 155
Smith 163	Smith 45	Stacy	Tate	Taylor 48
Terry	Trent	Turnbaugh	Unsicker	Wallingford
West	Wiemann	Young	Mr. Speaker	

ABSENT WITH LEAVE: 045

Adams	Appelbaum	Aune	Bailey	Bangert
Black 137	Bland Manlove	Bosley	Burton	Christofanelli
Clemens	Coleman 97	Doll	Fogle	Francis
Gray	Grier	Gunby	Haden	Hardwick
Ingle	Johnson	Kidd	Mayhew	Morse
O'Donnell	Patterson	Perkins	Person	Phifer
Pietzman	Price IV	Proudie	Quade	Rogers
Sauls	Schnelting	Sharp 36	Smith 67	Stephens 128
Stevens 46	Thomas	Walsh Moore 93	Weber	Windham

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 369, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HB 661**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR#2 HCS SS#2 SB 26, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Eggleston, Fitzwater, Griesheimer, Richey and Walsh (50)

Noes (2): Baringer and Terry

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 37, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 89**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 365, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (1): Eggleston

Absent (1): Richey

BILLS IN CONFERENCE

CCR HS HCS SCS SB 520, as amended, relating to the designation of memorial infrastructure, was taken up by Representative Ruth.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Aldridge	Anderson	Andrews	Atchison	Bailey
Baker	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	McGaugh	McGill	Owen	Pike
Plocher	Pollitt 52	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 035

Adams	Aune	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Ellebracht	Fogle
Gunby	Lewis 25	McCreery	McDaniel	Merideth
Mosley	Nurrenbern	Quade	Roden	Rogers
Rowland	Sharp 36	Smith 45	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 002

Simmons	Smith 67
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ABSENT WITH LEAVE: 029

Appelbaum	Brown 27	DeGroot	Doll	Gray
Grier	Hardwick	Ingle	Johnson	Kidd
Mackey	Mayhew	Morse	Murphy	O'Donnell
Patterson	Perkins	Person	Phifer	Pietzman
Pollock 123	Price IV	Proudie	Sauls	Schnelting
Smith 163	Stacy	Stephens 128	Windham	

VACANCIES: 001

On motion of Representative Ruth, **CCR HS HCS SCS SB 520, as amended**, was adopted by the following vote:

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AYES: 135

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Bailey	Baker	Bangert	Baringer
Barnes	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
Owen	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Young	Mr. Speaker

NOES: 001

McDaniel

PRESENT: 001

Simmons

ABSENT WITH LEAVE: 025

Aune	Basye	Bland Manlove	Brown 27	Burton
Doll	Gray	Grier	Hardwick	Johnson
Kidd	Mayhew	Morse	O'Donnell	Patterson
Perkins	Pietzman	Price IV	Proudie	Quade
Richey	Sauls	Schnelting	Windham	Wright

VACANCIES: 001

On motion of Representative Ruth, **CCS HS HCS SCS SB 520** was truly agreed to and finally passed by the following vote:

AYES: 142

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli

Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	Owen
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 001

McDaniel

PRESENT: 001

Simmons

ABSENT WITH LEAVE: 018

Basye	Doll	Gray	Grier	Hardwick
Johnson	Kidd	Mayhew	Morse	O'Donnell
Patterson	Perkins	Pietzman	Price IV	Proudie
Schnelting	Walsh Moore 93	Windham		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SB 86, with House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3, relating to school districts, was taken up by Representative Baker.

On motion of Representative Baker, **CCR SB 86, with House Amendment No. 1, House Amendment No. 2, and House Amendment No. 3**, was adopted by the following vote:

AYES: 100

Andrews	Bailey	Baker	Bangert	Baringer
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Cupps	Davidson	Davis	Deaton

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DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lovasco
Mackey	McDaniel	McGaugh	McGill	Murphy
Owen	Plocher	Pollitt 52	Pollock 123	Pouche
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Mr. Speaker

NOES: 035

Adams	Anderson	Appelbaum	Aune	Barnes
Brown 27	Burnett	Burton	Clemens	Collins
Ellebracht	Gunby	Ingle	Johnson	Lewis 25
McCreery	Mosley	Nurrenbern	Person	Phifer
Proudie	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Wright	Young

PRESENT: 014

Aldridge	Atchison	Bland Manlove	Bosley	Burger
Copeland	Fogle	Haley	Lewis 6	Merideth
Pike	Porter	Roden	Simmons	

ABSENT WITH LEAVE: 013

Doll	Gray	Grier	Hardwick	Mayhew
Morse	O'Donnell	Patterson	Perkins	Pietzman
Price IV	Schnelting	Windham		

VACANCIES: 001

On motion of Representative Baker, **CCS SB 86** was truly agreed to and finally passed by the following vote:

AYES: 101

Aldridge	Andrews	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lovasco	Mayhew	McGaugh	McGill
Murphy	Owen	Patterson	Pietzman	Plocher

Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 035

Adams	Anderson	Appelbaum	Aune	Barnes
Brown 27	Burnett	Burton	Clemens	Collins
Ellebracht	Fogle	Gunby	Ingle	Johnson
Lewis 25	McCreery	McDaniel	Mosley	Nurrenbern
Person	Phifer	Quade	Rogers	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 014

Atchison	Bangert	Baringer	Bland Manlove	Bosley
Brown 70	Burger	Butz	Copeland	Haley
Lewis 6	Mackey	Merideth	Pike	

ABSENT WITH LEAVE: 012

Bailey	Doll	Gray	Grier	Morse
O'Donnell	Perkins	Price IV	Rowland	Schnelting
Simmons	Windham			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR HCS SB 303, as amended, relating to workers' compensation, was taken up by Representative Henderson.

Representative Rone moved that **CCR HCS SB 303, as amended**, be committed to the Committee on Fiscal Review.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fitzwater	Francis	Gregory 51

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Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Porter	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Stephens 128	Tate	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	Wiemann	Wright	Mr. Speaker

NOES: 063

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Bland Manlove	Boggs	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Davis	Ellebracht	Fogle	Gunby	Hill
Ingle	Johnson	Kidd	Lewis 25	Lovasco
Mackey	McCreery	McDaniel	Merideth	Mosley
Nurrenbern	Person	Phifer	Pietzman	Pouche
Proudie	Quade	Roden	Rogers	Rone
Rowland	Sander	Sauls	Sharp 36	Shaul
Simmons	Smith 45	Smith 67	Stevens 46	Taylor 139
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
West	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 009

Doll	Fishel	Gray	Haley	Morse
Pollock 123	Price IV	Schnelting	Stacy	

VACANCIES: 001

Representative Rone again moved that **CCR HCS SB 303, as amended**, be committed to the Committee on Fiscal Review.

Which motion was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 091

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Boggs	Bromley
Brown 27	Brown 70	Burger	Burnett	Burton
Busick	Butz	Chipman	Clemens	Collins
Cook	Cupps	Dogan	Eggleston	Ellebracht
Evans	Fishel	Grier	Gunby	Haffner
Hannegan	Hicks	Hill	Houx	Hovis
Ingle	Johnson	Kalberloh	Kelly 141	Lovasco
Mackey	McCreery	McDaniel	McGaugh	Merideth

Mosley	Murphy	Nurrenbern	Person	Phifer
Pietzman	Pollitt 52	Pollock 123	Pouche	Proudie
Quade	Roberts	Roden	Rogers	Rone
Rowland	Sander	Schwadron	Seitz	Sharp 36
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stephens 128	Stevens 46	Taylor 139	Terry	Thompson
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Windham	Young
Mr. Speaker				

NOES: 049

Andrews	Black 7	Brown 16	Christofanelli	Coleman 32
Coleman 97	Davidson	Davis	Deaton	DeGroot
Falkner	Francis	Gregory 51	Gregory 96	Griesheimer
Haden	Hardwick	Henderson	Hudson	Hurlbert
Kelley 127	Knight	Lewis 6	Mayhew	McGill
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Porter	Railsback	Richey	Riggs
Riley	Ruth	Sassmann	Schroer	Sharpe 4
Shaul	Shields	Stacy	Tate	Thomas
Trent	Veit	Wiemann	Wright	

PRESENT: 017

Atchison	Bland Manlove	Bosley	Buchheit-Courtway	Copeland
Derges	Dinkins	Fitzwater	Fogle	Griffith
Haley	Kidd	Lewis 25	Reedy	Sauls
Taylor 48	Toalson Reisch			

ABSENT WITH LEAVE: 005

Doll	Gray	Morse	Price IV	Schnelting
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VACANCIES: 001

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 369, as amended, relating to land management, was taken up by Representative Taylor (48).

On motion of Representative Taylor (48), **SS HCS HB 369, as amended**, was adopted by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston

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Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

Pietzman

PRESENT: 000

ABSENT WITH LEAVE: 008

Bailey	Doll	Francis	Gray	Henderson
Morse	Price IV	Schnelting		

VACANCIES: 001

On motion of Representative Taylor (48), **SS HCS HB 369, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery

McDaniel	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Pietzman

PRESENT: 000

ABSENT WITH LEAVE: 011

Appelbaum	Clemens	Doll	Francis	Gray
Henderson	McGaugh	Morse	Price IV	Schnelting
Veit				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

RECESS

On motion of Representative Plocher, the House recessed until 3:15 p.m.

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 025

Anderson	Atchison	Barnes	Billington	Burton
Busick	Cook	Derges	Kelley 127	Kelly 141
Lewis 6	Lovasco	Mayhew	McGill	Owen
Patterson	Pollock 123	Richey	Riggs	Sharp 36
Taylor 139	Van Schoiack	Veit	Walsh 50	Wright

NOES: 002

McDaniel	Simmons
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PRESENT: 083

Aldridge	Appelbaum	Aune	Baringer	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Burnett	Butz	Chipman	Christofanelli
Coleman 97	Copeland	Deaton	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fogle
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haffner	Hannegan	Henderson	Hill
Houx	Hudson	Hurlbert	Ingle	Kalberloh
Knight	Lewis 25	McGaugh	Merideth	Murphy
Nurrenbern	Perkins	Pike	Plocher	Pollitt 52
Porter	Pouche	Railsback	Reedy	Riley
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sauls	Schwadron	Seitz	Sharpe 4
Shaul	Smith 155	Smith 163	Stacy	Tate
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Unsicker	Wallingford	Weber	West
Wiemann	Young	Mr. Speaker		

ABSENT WITH LEAVE: 052

Adams	Andrews	Bailey	Baker	Bangert
Basye	Bland Manlove	Bosley	Brown 27	Brown 70
Clemens	Coleman 32	Collins	Cupps	Davidson
Davis	DeGroot	Doll	Fishel	Fitzwater
Francis	Gray	Haden	Haley	Hardwick
Hicks	Hovis	Johnson	Kidd	Mackey
McCreery	Morse	Mosley	O'Donnell	Person
Phifer	Pietzman	Price IV	Proudie	Quade
Roberts	Sassmann	Schnelting	Schroer	Shields
Smith 45	Smith 67	Stephens 128	Stevens 46	Turnbaugh
Walsh Moore 93	Windham			

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was committed **CCR HCS SB 303, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

BILLS IN CONFERENCE

CCR HCS SB 303, as amended, relating to workers' compensation, was again taken up by Representative Henderson.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Aldridge	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mayhew	McDaniel
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Davis	Ellebracht	Evans	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Phifer
Pollock 123	Quade	Roden	Rogers	Rowland
Sauls	Sharp 36	Simmons	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 001

Windham

ABSENT WITH LEAVE: 011

Black 137	Doll	Fishel	Fitzwater	Gray
Lovasco	Morse	Person	Pietzman	Price IV
Schnelting				

VACANCIES: 001

On motion of Representative Henderson, **CCR HCS SB 303, as amended**, was adopted by the following vote:

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AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 002

Roden	Simmons
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PRESENT: 001

Windham

ABSENT WITH LEAVE: 015

Bosley	Brown 70	Doll	Fishel	Fitzwater
Gray	Morse	Person	Phifer	Pietzman
Pollock 123	Schnelting	Sharp 36	Shields	Walsh Moore 93

VACANCIES: 001

On motion of Representative Henderson, **CCS HCS SB 303** was truly agreed to and finally passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett

Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 002

McDaniel Simmons

PRESENT: 001

Windham

ABSENT WITH LEAVE: 009

Barnes	Doll	Fishel	Fitzwater	Gray
Morse	Person	Pietzman	Schnelting	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR#2 HCS SS#2 SB 26, as amended, relating to public safety, was taken up by Representative Schroer.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps

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Davidson	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGauth	McGill	O'Donnell	Owen	Perkins
Pietzman	Plocher	Pollitt 52	Pollock 123	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Davis	Dogan	Ellebracht	Fogle
Gunby	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Roden	Rogers	Rowland
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 017

Bailey	Bland Manlove	Doll	Fitzwater	Gray
Hill	Ingle	Morse	Murphy	Patterson
Pike	Porter	Proudie	Sauls	Schnelting
Simmons	Stephens 128			

VACANCIES: 001

On motion of Representative Schroer, **CCR#2 HCS SS#2 SB 26, as amended**, was adopted by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight

Lewis 6	Mayhew	McGaugh	McGill	Mosley
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Rowland
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davis	Dogan	Fogle
Gunby	Ingle	Johnson	Lewis 25	Lovasco
Mackey	McCreery	McDaniel	Merideth	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Roden	Rogers	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 006

Doll	Gray	Morse	Sauls	Schnelting
Stephens 128				

VACANCIES: 001

On motion of Representative Schroer, **CCS#2 HCS SS#2 SB 26** was truly agreed to and finally passed by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mayhew	McDaniel	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rowland
Ruth	Sander	Sassmann	Schroer	Schwadron

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Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davis	Dogan	Fogle
Gunby	Ingle	Johnson	Lewis 25	Lovasco
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 007

Doll	Gray	Morse	Rone	Sauls
Schnelting	Stephens 128			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR HCS SB 72, as amended, relating to state designations, was taken up by Representative Smith (155).

Representative Chipman assumed the Chair.

On motion of Representative Smith (155), **CCR HCS SB 72, as amended**, was adopted by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141

Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 003

Basye	Roden	Walsh 50
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PRESENT: 000

ABSENT WITH LEAVE: 007

Doll	Gray	McDaniel	Morse	Plocher
Schnelting	Stephens 128			

VACANCIES: 001

On motion of Representative Smith (155), **CCS HCS SB 72** was truly agreed to and finally passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback

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Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 002

Basye Walsh 50

PRESENT: 000

ABSENT WITH LEAVE: 007

Doll	Evans	Gray	McDaniel	Morse
Schnelting	Stephens 128			

VACANCIES: 001

Representative Chipman declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HB 661, relating to transportation, was taken up by Representative Ruth.

On motion of Representative Ruth, **SS#2 HB 661** was adopted by the following vote:

AYES: 142

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls

Schwadron	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 009

Bailey	Coleman 97	Davis	Hill	Lovasco
Schroer	Seitz	Simmons	Walsh 50	

PRESENT: 000

ABSENT WITH LEAVE: 011

Doll	Gray	McDaniel	Morse	Person
Pietzman	Pollock 123	Quade	Rone	Schnelting
Stephens 128				

VACANCIES: 001

On motion of Representative Ruth, **SS#2 HB 661** was truly agreed to and finally passed by the following vote:

AYES: 130

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Clemens	Coleman 32	Collins	Cook
Copeland	Cupps	Davidson	Derges	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sassmann
Sauls	Schwadron	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 45	Smith 67	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

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NOES: 022

Bailey	Baker	Billington	Boggs	Christofanelli
Coleman 97	Davis	Deaton	DeGroot	Grier
Hill	Hudson	Lovasco	Perkins	Sander
Schroer	Seitz	Simmons	Smith 163	Stacy
Trent	Walsh 50			

PRESENT: 000

ABSENT WITH LEAVE: 010

Doll	Gray	McDaniel	Morse	Person
Pietzman	Pollock 123	Rone	Schnelting	Stephens 128

VACANCIES: 001

Representative Chipman declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 005

Bailey	Davis	Fitzwater	McCreery	Simmons
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NOES: 143

Adams	Aldridge	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

PRESENT: 001

Anderson

ABSENT WITH LEAVE: 013

Barnes	Clemens	Doll	Gray	McDaniel
Morse	Person	Pietzman	Pollock 123	Roden
Rone	Schnelting	Stephens 128		

VACANCIES: 001

THIRD READING OF SENATE BILLS - INFORMAL

SB 36, relating to historic buildings, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **SB 36** was agreed to.

On motion of Representative Griffith, **SB 36** was truly agreed to and finally passed by the following vote:

AYES: 106

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Coleman 32
Collins	Cook	Derges	Dinkins	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Gunby	Haden	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hurlbert
Ingle	Johnson	Kalberloh	Kelly 141	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Person	Phifer	Pike
Plocher	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Riggs	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sassmann	Sauls	Sharp 36	Sharpe 4	Shaul
Shields	Smith 45	Smith 67	Tate	Terry
Thompson	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh Moore 93	Weber	Windham	Wright
Young				

NOES: 048

Bailey	Baker	Billington	Boggs	Busick
Chipman	Christofanelli	Coleman 97	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dogan
Eggleston	Grier	Haffner	Hill	Hudson
Kelley 127	Kidd	Lovasco	Owen	Patterson
Perkins	Pietzman	Pollitt 52	Pollock 123	Richey

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Riley	Sander	Schroer	Schwadron	Seitz
Simmons	Smith 155	Smith 163	Stacy	Taylor 139
Taylor 48	Thomas	Toalson Reisch	Trent	Walsh 50
West	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 008

Clemens	Doll	Gray	McDaniel	Morse
Schnelting	Stephens 128	Stevens 46		

VACANCIES: 001

Representative Chipman declared the bill passed.

HCS SB 5, relating to taxation, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HCS SB 5** was agreed to.

Representative Ruth moved that **HCS SB 5** be adopted.

Which motion was defeated.

On motion of Representative Ruth, the title of **SB 5**, relating to advanced industrial manufacturing zones, was agreed to.

On motion of Representative Ruth, **SB 5** was truly agreed to and finally passed by the following vote:

AYES: 104

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black 7
Bland Manlove	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Clemens	Coleman 32	Collins
Copeland	Derges	Dinkins	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haley	Hannegan	Hardwick
Henderson	Houx	Hovis	Hurlbert	Ingle
Johnson	Kalberloh	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Person
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Riggs
Roberts	Rogers	Rone	Rowland	Ruth
Sassmann	Sauls	Sharp 36	Sharpe 4	Shaul
Shields	Smith 45	Tate	Taylor 48	Terry
Thompson	Turnbaugh	Unsicker	Van Schoiack	Veit
Walsh Moore 93	Weber	Young	Mr. Speaker	

NOES: 044

Aldridge	Bailey	Baker	Basye	Billington
Black 137	Boggs	Chipman	Christofanelli	Coleman 97
Cook	Cupps	Davidson	Davis	Deaton
DeGroot	Dogan	Eggleson	Haffner	Hill
Hudson	Kelley 127	Lovasco	Perkins	Pietzman
Pollock 123	Richey	Riley	Sander	Schroer
Schwadron	Seitz	Simmons	Smith 155	Smith 163
Stacy	Taylor 139	Thomas	Toalson Reisch	Trent
Wallingford	Walsh 50	West	Wiemann	

PRESENT: 002

Proudie Windham

ABSENT WITH LEAVE: 012

Doll	Gray	Hicks	McDaniel	Morse
Phifer	Roden	Schnelting	Smith 67	Stephens 128
Stevens 46	Wright			

VACANCIES: 001

Representative Chipman declared the bill passed.

BILLS IN CONFERENCE

CCR HCS SB 226, as amended, relating to taxation, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **CCR HCS SB 226, as amended**, was adopted by the following vote:

AYES: 141

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleson	Ellebracht	Evans	Falkner
Fishel	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV

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Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Stacy	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Young
Mr. Speaker				

NOES: 001

Fitzwater

PRESENT: 009

Aldridge	Bland Manlove	Bosley	Collins	Johnson
Merideth	Proudie	Unsicker	Windham	

ABSENT WITH LEAVE: 011

Doll	Gray	Hovis	McDaniel	Morse
Phifer	Roden	Schnelting	Smith 67	Stephens 128
Wright				

VACANCIES: 001

On motion of Representative Christofanelli, **CCS HCS SB 226** was truly agreed to and finally passed by the following vote:

AYES: 142

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGirl
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Stacy	Stevens 46	Tate	Taylor 139

Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Young	Mr. Speaker			

NOES: 001

Fitzwater

PRESENT: 008

Aldridge	Bland Manlove	Bosley	Johnson	Merideth
Proudie	Unsicker	Windham		

ABSENT WITH LEAVE: 011

Doll	Gray	Hovis	McDaniel	Morse
Phifer	Roden	Schnelting	Smith 67	Stephens 128
Wright				

VACANCIES: 001

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 140

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Person	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Young	Mr. Speaker

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NOES: 004

Aldridge	Bosley	Lewis 25	Terry
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PRESENT: 007

Appelbaum	Bland Manlove	Burton	Fogle	Proudie
Quade	Windham			

ABSENT WITH LEAVE: 011

Basye	Doll	Gray	McDaniel	Morse
Perkins	Phifer	Roden	Schnelting	Smith 67
Wright				

VACANCIES: 001

Speaker Vescovo resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HBs 85 & 310, relating to the sole purpose of adding additional protections to the right to bear arms, was taken up by Representative Taylor (139).

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Aldridge	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Fitzwater	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Ellebracht	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Sauls	Smith 45	Stevens 46
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 013

Dogan	Doll	Francis	Gray	Kalberloh
Morse	Rowland	Schnelting	Sharp 36	Smith 67
Tate	Terry	Wallingford		

VACANCIES: 001

On motion of Representative Taylor (139), **SS SCS HCS HBs 85 & 310** was adopted by the following vote:

AYES: 111

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz

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Clemens	Collins	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Proudie	Quade	Rogers	Sauls	Smith 45
Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Dogan	Doll	Gray	Morse	Rowland
Schnelting	Sharp 36	Smith 67	Terry	

VACANCIES: 001

On motion of Representative Taylor (139), **SS SCS HCS HBs 85 & 310** was truly agreed to and finally passed by the following vote:

AYES: 111

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Proudie	Quade	Rogers	Sauls	Smith 45
Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Dogan	Doll	Gray	Morse	Rowland
Schnelting	Sharp 36	Smith 67	Terry	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	McDaniel
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Sauls
Smith 45	Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 009

Dogan	Doll	Gray	Morse	Rowland
Schnelting	Sharp 36	Smith 67	Terry	

VACANCIES: 001

MOTION

Representative Plocher moved that Rule 44 be suspended.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Baringer	Barnes	Bland Manlove
Boggs	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Davis
Ellebracht	Fogle	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	McDaniel	Merideth
Mosley	Nurrenbern	Person	Phifer	Pollock 123
Proudie	Quade	Roden	Rogers	Sauls
Sharp 36	Smith 45	Stevens 46	Taylor 139	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Bangert	Dogan	Doll	Gray	Morse
Price IV	Rowland	Schnelting	Schroer	Smith 67
Terry				

VACANCIES: 001

THIRD READING OF SENATE BILLS

SS#2 SCS SBs 51 & 42, relating to civil actions, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **SS#2 SCS SBs 51 & 42** was agreed to.

Representative Rogers offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 51 & 42, Page 1, Section 537.1000, Lines 6-9, by deleting all of said lines; and

Further amend said bill and section, Pages 2-3, Lines 23-62, by deleting all of said lines; and

Further amend said bill and section, Pages 3-4, Lines 73-88, by deleting all of said lines; and

Further amend said bill and section, Pages 4-5, Lines 108-111, by deleting all of said lines; and

Further amend said bill and section, Page 5, Lines 116-121, by deleting all of said lines; and

Further amend said bill and section by reordering subsequent subsections and subdivisions accordingly; and

Further amend said bill, Page 5, Section 537.1005, Lines 5-11, by deleting all of said lines and inserting in lieu thereof the following:

"any COVID-19 exposure action."; and

Further amend said bill and section, Pages 5-6, Lines 15-35, by deleting all of said lines; and

Further amend said bill and section, Pages 6-7, Lines 47-54, by deleting all of said lines; and

Further amend said bill and section by reordering subsequent subsections accordingly; and

Further amend said bill, Page 7, Section 537.1010, Lines 6-7, by deleting all of said lines and inserting in lieu thereof the following:

"(1) The health care provider failed to use that degree of care a similarly qualified health care provider would use in the same or similar circumstances; and"; and

Further amend said bill, page, and section, Line 10, by deleting all of said line and inserting in lieu thereof the word **"failure.";** and

Further amend said bill, Pages 7-8, Section 537.1015, Lines 1-19, by deleting all of said lines and inserting in lieu thereof the following:

"537.1015. 1. For a plaintiff to prevail in a COVID-19 products"; and

Further amend said bill and section, Page 8, Lines 21-24, by deleting all of said lines and inserting in lieu thereof the following:

"product, the plaintiff shall prove:

(1) The manufacturer failed to take reasonable steps to ensure the product was free from defect; and"; and

Further amend said bill, page, section, Line 27, by deleting all of said line and inserting in lieu thereof the word **"defect.";** and

Further amend said bill and section by reordering subsequent subsections accordingly; and

Further amend said bill, Page 9, Section 537.1020, Lines 2-6, by deleting all of said lines and inserting in lieu thereof the following:

"damages may be awarded in accordance with sections 510.261 to 510.265 and subsection 8 of section 538.210."; and

Further amend said bill, Page 12, Section 537.1035, Line 90, by deleting the words **"one year"** and inserting in lieu thereof the words **"two years"**; and

Further amend said bill, page, and section, Line 97, by deleting the word **"two"** and inserting in lieu thereof the word **"five"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lovasco
Mayhew	McDaniel	McGaugh	McGill	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Shaul	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Bosley
Brown 27	Brown 70	Buchheit-Courtway	Burnett	Butz
Clemens	Collins	Davis	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Mosley	Nurrenbern	Person	Phifer
Pollock 123	Proudie	Quade	Roden	Rogers
Sauls	Sharp 36	Smith 45	Stevens 46	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 021

Bland Manlove	Burton	Copeland	Doll	Falkner
Fishel	Gray	Hill	Lewis 6	Merideth
Morse	Murphy	Pietzman	Price IV	Rowland
Schnelting	Sharpe 4	Shields	Smith 67	Terry
Thompson				

VACANCIES: 001

Representative Rogers moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Rogers:

AYES: 055

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burnett	Burton	Butz	Clemens
Collins	Davis	Dogan	Ellebracht	Fishel
Fitzwater	Fogle	Gunby	Hudson	Ingle
Johnson	Lewis 25	Lovasco	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Pollock 123	Price IV	Proudie	Quade	Rogers
Sauls	Sharp 36	Smith 45	Stevens 46	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

NOES: 094

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Mayhew	McDaniel	McGaugh	McGill
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Shaul	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 000

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ABSENT WITH LEAVE: 013

Copeland	Doll	Gray	Lewis 6	Morse
Murphy	Rone	Rowland	Schnelting	Sharpe 4
Shields	Smith 67	Terry		

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Bromley	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McDaniel	McGaugh	McGill	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sassmann	Schroer	Schwadron
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 054

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Bland Manlove	Boggs	Bosley	Brown 27	Brown 70
Buchheit-Courtway	Burnett	Burton	Butz	Clemens
Collins	Davis	Ellebracht	Fogle	Hill
Ingle	Johnson	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Pollock 123	Price IV	Proudie	Quade
Rogers	Sander	Sauls	Seitz	Sharp 36
Simmons	Smith 45	Stevens 46	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 002

Brown 16	Dogan
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ABSENT WITH LEAVE: 009

Doll	Gray	Gunby	Morse	Murphy
Rowland	Schnelting	Smith 67	Terry	

VACANCIES: 001

On motion of Representative Wiemann, **SS#2 SCS SBs 51 & 42** was truly agreed to and finally passed by the following vote:

AYES: 097

Andrews	Atchison	Billington	Black 137	Black 7
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 057

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Bland Manlove	Boggs	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Davis	Dogan	Ellebracht	Fogle
Francis	Gunby	Hovis	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Pietzman	Pollock 123
Price IV	Proudie	Quade	Rogers	Sauls
Seitz	Sharp 36	Smith 45	Stevens 46	Taylor 139
Taylor 48	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 008

Doll	Gray	Morse	Murphy	Rowland
Schnelting	Smith 67	Terry		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HOUSE RESOLUTIONS

Representative Deaton offered House Resolution No. 2163, which was read.

House Resolution No. 2163

WHEREAS, It is May so that can only mean one thing
The end of Session at the conclusion of Spring
The time is nigh for us to say our goodbyes
To take a long breath and release a deep sigh; and

WHEREAS, Our work is done; another session complete
The Gentleman from Carthage constructed a budgetary feat
We passed that budget - \$35 billion strong
Medicaid expansion just didn't belong; and

WHEREAS, Resolutions were drafted; bills heard and debated
Some we liked; while others we hated.
Yes, house bill after house bill passed this great chamber
Just to go to the Senate to falter and languor; and

WHEREAS, Our work continued as we heard Senate bills
That mostly left me with a severe case of chills!
Some were a gas; others a tax
in the case of one; we found both - a gas tax; and

WHEREAS, The challenges have been many for us this year
Let's try to reflect without crying in fear
As we close this year, it's time now for Sine Die
We look forward to casting our one final "aye"; and

WHEREAS, As I conclude let me wish you only the best
Travel safely home, enjoy your family and rest;
Speaker Pro Tem Wiemann says it so well,
"Mr. Clerk please ring the board and open the bell.";

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred First General Assembly, First Regular Session, hereby expressing our sincerest thanks and deepest appreciation to our Legislative Assistants and the staff of the Missouri House of Representatives for their devoted and faithful service to this body and further extend our very best wishes for health and happiness throughout the rest of the year; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Speaker Rob Vescovo.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

- HR 8** - Consent and House Procedure
- HR 55** - Consent and House Procedure
- HR 105** - Consent and House Procedure
- HR 106** - Ways and Means
- HR 115** - Consent and House Procedure
- HR 117** - Consent and House Procedure
- HR 126** - Special Committee on Criminal Justice
- HR 324** - Consent and House Procedure

- HR 2100** - Emerging Issues
- HR 2163** - Consent and House Procedure

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 2** - Special Committee on Tourism
- HCR 8** - Elections and Elected Officials
- HCR 10** - General Laws
- HCR 11** - General Laws
- HCR 12** - Children and Families
- HCR 13** - Special Committee on Urban Issues
- HCR 14** - Health and Mental Health Policy
- HCR 15** - Judiciary
- HCR 18** - Special Committee on Tourism
- HCR 21** - Health and Mental Health Policy
- HCR 22** - Emerging Issues
- HCR 23** - Elections and Elected Officials
- HCR 24** - Emerging Issues
- HCR 25** - Workforce Development
- HCR 27** - General Laws
- HCR 32** - Elections and Elected Officials
- HCR 33** - Agriculture Policy
- HCR 34** - General Laws
- HCR 35** - Health and Mental Health Policy
- HCR 37** - Conservation and Natural Resources
- HCR 38** - General Laws
- HCR 40** - General Laws
- HCR 41** - Health and Mental Health Policy
- HCR 42** - Health and Mental Health Policy
- HCR 43** - Health and Mental Health Policy
- HCR 44** - Health and Mental Health Policy
- HCR 45** - Health and Mental Health Policy
- HCR 46** - General Laws
- HCR 49** - Emerging Issues
- HCR 50** - General Laws

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 1** - Children and Families
- HJR 8** - Ways and Means
- HJR 12** - Judiciary

- HJR 18** - Transportation
- HJR 19** - Elections and Elected Officials
- HJR 29** - Elementary and Secondary Education
- HJR 30** - General Laws
- HJR 37** - Ways and Means
- HJR 40** - Elections and Elected Officials
- HJR 41** - Elections and Elected Officials
- HJR 44** - Elections and Elected Officials
- HJR 45** - Transportation
- HJR 52** - Elections and Elected Officials
- HJR 54** - Elections and Elected Officials
- HJR 58** - Elections and Elected Officials
- HJR 59** - Ways and Means
- HJR 61** - Elections and Elected Officials
- HJR 62** - Elections and Elected Officials
- HJR 63** - Veterans
- HJR 64** - Health and Mental Health Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 30** - Judiciary
- HB 34** - Health and Mental Health Policy
- HB 35** - Health and Mental Health Policy
- HB 39** - Crime Prevention
- HB 40** - General Laws
- HB 41** - General Laws
- HB 42** - Health and Mental Health Policy
- HB 43** - Children and Families
- HB 44** - Judiciary
- HB 45** - Health and Mental Health Policy
- HB 46** - Health and Mental Health Policy
- HB 47** - Health and Mental Health Policy
- HB 48** - Ways and Means
- HB 49** - Ways and Means
- HB 50** - Judiciary
- HB 51** - Higher Education
- HB 53** - General Laws
- HB 54** - Judiciary
- HB 55** - General Laws
- HB 56** - Judiciary
- HB 57** - Emerging Issues
- HB 58** - Children and Families
- HB 62** - Elementary and Secondary Education
- HB 67** - Children and Families

HB 70 - Judiciary
HB 71 - Special Committee on Small Business
HB 72 - Special Committee on Tourism
HB 74 - General Laws
HB 77 - Judiciary
HB 80 - Health and Mental Health Policy
HB 81 - Children and Families
HB 82 - Judiciary
HB 83 - Judiciary
HB 87 - Workforce Development
HB 89 - Workforce Development
HB 90 - Elections and Elected Officials
HB 93 - Elementary and Secondary Education
HB 94 - Elementary and Secondary Education
HB 96 - Crime Prevention
HB 97 - Judiciary
HB 98 - Elementary and Secondary Education
HB 105 - General Laws
HB 106 - Elementary and Secondary Education
HB 107 - Elementary and Secondary Education
HB 109 - General Laws
HB 111 - Judiciary
HB 112 - Elementary and Secondary Education
HB 113 - Elections and Elected Officials
HB 114 - Transportation
HB 116 - Workforce Development
HB 117 - Health and Mental Health Policy
HB 118 - Health and Mental Health Policy
HB 121 - Elementary and Secondary Education
HB 122 - Elementary and Secondary Education
HB 123 - Elementary and Secondary Education
HB 124 - Elementary and Secondary Education
HB 125 - Workforce Development
HB 126 - General Laws
HB 127 - Judiciary
HB 128 - General Laws
HB 129 - Crime Prevention
HB 130 - General Laws
HB 131 - Public Safety
HB 132 - Judiciary
HB 133 - General Laws
HB 134 - General Laws
HB 135 - Special Committee on Tourism
HB 136 - Special Committee on Small Business
HB 141 - Judiciary

- HB 145** - Financial Institutions
- HB 146** - Judiciary
- HB 149** - Ways and Means
- HB 150** - Elementary and Secondary Education
- HB 155** - Children and Families
- HB 159** - Utilities
- HB 163** - Workforce Development
- HB 168** - Judiciary
- HB 169** - Emerging Issues
- HB 170** - Crime Prevention
- HB 171** - Judiciary
- HB 172** - Corrections and Public Institutions
- HB 174** - Judiciary
- HB 175** - Judiciary
- HB 176** - Judiciary
- HB 178** - Elections and Elected Officials
- HB 179** - Elections and Elected Officials
- HB 180** - Ways and Means
- HB 181** - Judiciary
- HB 182** - Veterans
- HB 183** - Elections and Elected Officials
- HB 184** - Judiciary
- HB 185** - Elections and Elected Officials
- HB 186** - Elections and Elected Officials
- HB 187** - Crime Prevention
- HB 188** - Public Safety
- HB 189** - Ways and Means
- HB 190** - Transportation
- HB 191** - Transportation
- HB 192** - Higher Education
- HB 193** - Utilities
- HB 194** - General Laws
- HB 197** - Economic Development
- HB 198** - Health and Mental Health Policy
- HB 199** - Judiciary
- HB 203** - Special Committee on Tourism
- HB 204** - Crime Prevention
- HB 206** - Elementary and Secondary Education
- HB 208** - Local Government
- HB 209** - Insurance
- HB 210** - Ways and Means
- HB 211** - Pensions
- HB 215** - Workforce Development
- HB 216** - Public Safety
- HB 219** - Higher Education
- HB 220** - Higher Education

HB 222 - Crime Prevention
HB 223 - Judiciary
HB 224 - Special Committee on Tourism
HB 225 - Elementary and Secondary Education
HB 226 - Special Committee on Tourism
HB 227 - Local Government
HB 232 - General Laws
HB 234 - General Laws
HB 235 - Transportation
HB 236 - Judiciary
HB 237 - Elementary and Secondary Education
HB 243 - Elementary and Secondary Education
HB 244 - Ways and Means
HB 247 - Elementary and Secondary Education
HB 250 - Health and Mental Health Policy
HB 255 - Elementary and Secondary Education
HB 256 - Elementary and Secondary Education
HB 260 - Agriculture Policy
HB 263 - General Laws
HB 264 - Elementary and Secondary Education
HB 265 - Elections and Elected Officials
HB 266 - Ways and Means
HB 267 - Elections and Elected Officials
HB 268 - Local Government
HB 269 - Emerging Issues
HB 270 - Emerging Issues
HB 272 - Ways and Means
HB 278 - Judiciary
HB 280 - Crime Prevention
HB 281 - Judiciary
HB 283 - Higher Education
HB 284 - Elementary and Secondary Education
HB 285 - Elections and Elected Officials
HB 287 - Special Committee on Criminal Justice
HB 289 - Health and Mental Health Policy
HB 300 - Crime Prevention
HB 302 - Ways and Means
HB 305 - Children and Families
HB 321 - Utilities
HB 322 - Elementary and Secondary Education
HB 325 - General Laws
HB 326 - Children and Families
HB 327 - Children and Families
HB 328 - Higher Education
HB 329 - Health and Mental Health Policy

- HB 331** - Children and Families
- HB 332** - Health and Mental Health Policy
- HB 336** - Health and Mental Health Policy
- HB 337** - Judiciary
- HB 341** - Elections and Elected Officials
- HB 346** - Transportation
- HB 358** - General Laws
- HB 364** - Health and Mental Health Policy
- HB 366** - Special Committee on Government Accountability
- HB 371** - Elections and Elected Officials
- HB 372** - Elections and Elected Officials
- HB 374** - General Laws
- HB 375** - Judiciary
- HB 376** - Insurance
- HB 377** - Elementary and Secondary Education
- HB 399** - Judiciary
- HB 400** - General Laws
- HB 403** - Transportation
- HB 405** - Special Committee on Criminal Justice
- HB 406** - Ways and Means
- HB 408** - General Laws
- HB 409** - Economic Development
- HB 410** - Elections and Elected Officials
- HB 411** - Elections and Elected Officials
- HB 412** - Elections and Elected Officials
- HB 413** - Judiciary
- HB 414** - Elections and Elected Officials
- HB 415** - Elections and Elected Officials
- HB 416** - Elections and Elected Officials
- HB 417** - Elections and Elected Officials
- HB 418** - Elections and Elected Officials
- HB 419** - Children and Families
- HB 422** - Children and Families
- HB 426** - Special Committee on Criminal Justice
- HB 428** - Special Committee on Criminal Justice
- HB 433** - Health and Mental Health Policy
- HB 434** - Ways and Means
- HB 435** - General Laws
- HB 436** - General Laws
- HB 438** - Health and Mental Health Policy
- HB 448** - Transportation
- HB 453** - Utilities
- HB 454** - Elementary and Secondary Education
- HB 455** - Special Committee on Criminal Justice
- HB 456** - Special Committee on Criminal Justice
- HB 458** - Elementary and Secondary Education

- HB 459** - Health and Mental Health Policy
- HB 462** - Special Committee on Criminal Justice
- HB 463** - Special Committee on Criminal Justice
- HB 464** - Judiciary
- HB 466** - Workforce Development
- HB 468** - Children and Families
- HB 470** - Elementary and Secondary Education
- HB 477** - Ways and Means
- HB 479** - Ways and Means
- HB 483** - Transportation
- HB 486** - General Laws
- HB 492** - Elementary and Secondary Education
- HB 493** - Judiciary
- HB 498** - Emerging Issues
- HB 502** - Health and Mental Health Policy
- HB 505** - Emerging Issues
- HB 514** - Elementary and Secondary Education
- HB 520** - Elementary and Secondary Education
- HB 523** - General Laws
- HB 532** - Judiciary
- HB 535** - Judiciary
- HB 536** - Health and Mental Health Policy
- HB 537** - Health and Mental Health Policy
- HB 538** - Crime Prevention
- HB 546** - Judiciary
- HB 550** - Health and Mental Health Policy
- HB 551** - Health and Mental Health Policy
- HB 552** - Elementary and Secondary Education
- HB 561** - General Laws
- HB 565** - Public Safety
- HB 566** - Special Committee on Government Accountability
- HB 567** - Elementary and Secondary Education
- HB 576** - Downsizing State Government
- HB 584** - Professional Registration and Licensing
- HB 586** - Local Government
- HB 588** - Ways and Means
- HB 590** - Elections and Elected Officials
- HB 591** - Ways and Means
- HB 593** - Ways and Means
- HB 595** - Elementary and Secondary Education
- HB 596** - Ways and Means
- HB 597** - Agriculture Policy
- HB 598** - Elections and Elected Officials
- HB 599** - Transportation
- HB 609** - Judiciary

- HB 610** - Transportation
- HB 611** - General Laws
- HB 613** - Workforce Development
- HB 614** - Emerging Issues
- HB 615** - Elections and Elected Officials
- HB 616** - Special Committee on Criminal Justice
- HB 618** - Judiciary
- HB 619** - Emerging Issues
- HB 620** - Utilities
- HB 621** - Local Government
- HB 622** - Judiciary
- HB 623** - Judiciary
- HB 636** - Judiciary
- HB 637** - Elementary and Secondary Education
- HB 641** - Elections and Elected Officials
- HB 642** - Ways and Means
- HB 646** - Ways and Means
- HB 650** - Health and Mental Health Policy
- HB 651** - Financial Institutions
- HB 653** - Elementary and Secondary Education
- HB 654** - Elementary and Secondary Education
- HB 655** - Elementary and Secondary Education
- HB 656** - Elections and Elected Officials
- HB 658** - Special Committee on Government Accountability
- HB 659** - Veterans
- HB 663** - Judiciary
- HB 667** - Transportation
- HB 668** - Transportation
- HB 669** - General Laws
- HB 672** - Children and Families
- HB 675** - Judiciary
- HB 684** - Health and Mental Health Policy
- HB 691** - Transportation
- HB 694** - Transportation
- HB 698** - Judiciary
- HB 699** - Ways and Means
- HB 702** - General Laws
- HB 703** - Transportation
- HB 704** - Judiciary
- HB 706** - Elections and Elected Officials
- HB 707** - Judiciary
- HB 709** - Elections and Elected Officials
- HB 710** - Judiciary
- HB 711** - Judiciary
- HB 713** - Transportation
- HB 714** - Ways and Means

HB 715 - Financial Institutions
HB 716 - Ways and Means
HB 717 - Ways and Means
HB 719 - Ways and Means
HB 720 - Ways and Means
HB 721 - Health and Mental Health Policy
HB 725 - Health and Mental Health Policy
HB 730 - Emerging Issues
HB 732 - Local Government
HB 735 - Utilities
HB 736 - Elections and Elected Officials
HB 739 - Corrections and Public Institutions
HB 740 - Professional Registration and Licensing
HB 741 - Ways and Means
HB 748 - Judiciary
HB 749 - General Laws
HB 753 - Economic Development
HB 756 - Workforce Development
HB 757 - Ways and Means
HB 759 - Special Committee on Litigation Reform
HB 761 - Insurance
HB 768 - Health and Mental Health Policy
HB 772 - Health and Mental Health Policy
HB 773 - Special Committee on Criminal Justice
HB 774 - Economic Development
HB 775 - Local Government
HB 776 - Elementary and Secondary Education
HB 777 - Children and Families
HB 787 - Children and Families
HB 788 - Transportation
HB 789 - Professional Registration and Licensing
HB 791 - Judiciary
HB 792 - Transportation
HB 793 - Ways and Means
HB 794 - Judiciary
HB 796 - Elementary and Secondary Education
HB 797 - General Laws
HB 799 - General Laws
HB 800 - Elections and Elected Officials
HB 801 - Elections and Elected Officials
HB 802 - Financial Institutions
HB 806 - Special Committee on Tourism
HB 808 - Elections and Elected Officials
HB 809 - Transportation
HB 810 - Transportation

HB 813 - Transportation
HB 818 - Transportation
HB 821 - Judiciary
HB 823 - Judiciary
HB 824 - Judiciary
HB 826 - Local Government
HB 830 - Children and Families
HB 831 - Children and Families
HB 832 - Children and Families
HB 833 - Workforce Development
HB 837 - Health and Mental Health Policy
HB 854 - Utilities
HB 855 - Special Committee on Litigation Reform
HB 858 - Transportation
HB 859 - Local Government
HB 860 - Children and Families
HB 861 - Conservation and Natural Resources
HB 862 - Conservation and Natural Resources
HB 864 - Workforce Development
HB 866 - Workforce Development
HB 867 - Elections and Elected Officials
HB 868 - General Laws
HB 871 - Transportation
HB 875 - Health and Mental Health Policy
HB 877 - General Laws
HB 878 - Judiciary
HB 880 - General Laws
HB 881 - General Laws
HB 882 - Ways and Means
HB 884 - Higher Education
HB 885 - Elections and Elected Officials
HB 887 - Crime Prevention
HB 888 - Administration and Accounts
HB 890 - Judiciary
HB 891 - Judiciary
HB 895 - General Laws
HB 899 - Ways and Means
HB 901 - Transportation
HB 903 - Crime Prevention
HB 909 - Transportation
HB 910 - Ways and Means
HB 912 - Public Safety
HB 913 - Ways and Means
HB 915 - General Laws
HB 916 - Health and Mental Health Policy
HB 923 - Workforce Development

HB 924 - Ways and Means
HB 929 - Judiciary
HB 933 - Elections and Elected Officials
HB 934 - Crime Prevention
HB 935 - Judiciary
HB 936 - Higher Education
HB 937 - Professional Registration and Licensing
HB 938 - Utilities
HB 941 - Ways and Means
HB 943 - Financial Institutions
HB 947 - Judiciary
HB 950 - Transportation
HB 951 - Public Safety
HB 953 - Judiciary
HB 954 - Professional Registration and Licensing
HB 956 - Crime Prevention
HB 957 - Special Committee on Criminal Justice
HB 958 - Special Committee on Criminal Justice
HB 959 - Elementary and Secondary Education
HB 960 - Elections and Elected Officials
HB 961 - Elementary and Secondary Education
HB 962 - Judiciary
HB 963 - Elections and Elected Officials
HB 964 - Higher Education
HB 965 - Health and Mental Health Policy
HB 966 - Insurance
HB 967 - Elections and Elected Officials
HB 968 - Ways and Means
HB 969 - Judiciary
HB 970 - Utilities
HB 972 - Judiciary
HB 974 - Conservation and Natural Resources
HB 976 - Health and Mental Health Policy
HB 979 - Workforce Development
HB 981 - Ways and Means
HB 982 - Crime Prevention
HB 983 - Crime Prevention
HB 984 - Children and Families
HB 985 - Transportation
HB 986 - Professional Registration and Licensing
HB 987 - Crime Prevention
HB 988 - Judiciary
HB 990 - Crime Prevention
HB 999 - Judiciary
HB 1000 - Higher Education

- HB 1001** - Pensions
- HB 1005** - Elections and Elected Officials
- HB 1006** - Transportation
- HB 1007** - Public Safety
- HB 1009** - Judiciary
- HB 1011** - Elementary and Secondary Education
- HB 1012** - Health and Mental Health Policy
- HB 1014** - General Laws
- HB 1017** - Financial Institutions
- HB 1018** - Judiciary
- HB 1019** - Emerging Issues
- HB 1020** - Financial Institutions
- HB 1021** - General Laws
- HB 1024** - Emerging Issues
- HB 1025** - Judiciary
- HB 1026** - General Laws
- HB 1028** - Health and Mental Health Policy
- HB 1031** - Transportation
- HB 1033** - Ways and Means
- HB 1037** - Crime Prevention
- HB 1038** - Utilities
- HB 1040** - Insurance
- HB 1041** - Transportation
- HB 1043** - Transportation
- HB 1044** - Transportation
- HB 1049** - General Laws
- HB 1051** - Workforce Development
- HB 1052** - General Laws
- HB 1055** - Children and Families
- HB 1057** - Utilities
- HB 1058** - Judiciary
- HB 1059** - Transportation
- HB 1060** - Crime Prevention
- HB 1062** - Judiciary
- HB 1063** - Health and Mental Health Policy
- HB 1072** - Special Committee on Small Business
- HB 1073** - Professional Registration and Licensing
- HB 1078** - Elementary and Secondary Education
- HB 1079** - Judiciary
- HB 1080** - Health and Mental Health Policy
- HB 1082** - Local Government
- HB 1084** - Crime Prevention
- HB 1089** - Judiciary
- HB 1092** - Transportation
- HB 1093** - General Laws
- HB 1096** - Elections and Elected Officials

- HB 1098** - Elections and Elected Officials
- HB 1099** - Elections and Elected Officials
- HB 1100** - Elections and Elected Officials
- HB 1101** - Elections and Elected Officials
- HB 1102** - Elections and Elected Officials
- HB 1103** - Health and Mental Health Policy
- HB 1104** - Judiciary
- HB 1105** - Judiciary
- HB 1106** - Emerging Issues
- HB 1107** - General Laws
- HB 1108** - Transportation
- HB 1109** - Ways and Means
- HB 1110** - Health and Mental Health Policy
- HB 1112** - Elections and Elected Officials
- HB 1113** - Children and Families
- HB 1114** - Insurance
- HB 1115** - Local Government
- HB 1116** - Judiciary
- HB 1117** - Health and Mental Health Policy
- HB 1118** - Agriculture Policy
- HB 1121** - Workforce Development
- HB 1128** - Health and Mental Health Policy
- HB 1129** - Ways and Means
- HB 1130** - General Laws
- HB 1131** - Judiciary
- HB 1132** - Crime Prevention
- HB 1134** - General Laws
- HB 1136** - Agriculture Policy
- HB 1137** - Elections and Elected Officials
- HB 1143** - Judiciary
- HB 1144** - Health and Mental Health Policy
- HB 1145** - Special Committee on Government Accountability
- HB 1147** - Health and Mental Health Policy
- HB 1148** - Economic Development
- HB 1149** - Health and Mental Health Policy
- HB 1151** - Judiciary
- HB 1152** - Insurance
- HB 1154** - Health and Mental Health Policy
- HB 1155** - Elections and Elected Officials
- HB 1158** - Transportation
- HB 1159** - Health and Mental Health Policy
- HB 1167** - Crime Prevention
- HB 1168** - Special Committee on Criminal Justice
- HB 1169** - Public Safety
- HB 1170** - Special Committee on Criminal Justice

- HB 1171** - Special Committee on Criminal Justice
- HB 1172** - Crime Prevention
- HB 1173** - Special Committee on Criminal Justice
- HB 1175** - Transportation
- HB 1176** - Health and Mental Health Policy
- HB 1181** - General Laws
- HB 1182** - Special Committee on Criminal Justice
- HB 1184** - Elementary and Secondary Education
- HB 1185** - General Laws
- HB 1186** - Ways and Means
- HB 1187** - Judiciary
- HB 1188** - General Laws
- HB 1189** - General Laws
- HB 1190** - General Laws
- HB 1192** - Local Government
- HB 1193** - Children and Families
- HB 1194** - Judiciary
- HB 1195** - Health and Mental Health Policy
- HB 1196** - Elections and Elected Officials
- HB 1197** - Crime Prevention
- HB 1198** - Ways and Means
- HB 1199** - Crime Prevention
- HB 1201** - Judiciary
- HB 1207** - General Laws
- HB 1208** - Higher Education
- HB 1210** - Elections and Elected Officials
- HB 1211** - Professional Registration and Licensing
- HB 1213** - Judiciary
- HB 1214** - Crime Prevention
- HB 1216** - Emerging Issues
- HB 1218** - Judiciary
- HB 1219** - Corrections and Public Institutions
- HB 1220** - Special Committee on Small Business
- HB 1223** - Public Safety
- HB 1224** - Health and Mental Health Policy
- HB 1225** - Elementary and Secondary Education
- HB 1226** - Higher Education
- HB 1227** - Transportation
- HB 1228** - Elections and Elected Officials
- HB 1232** - Health and Mental Health Policy
- HB 1233** - Children and Families
- HB 1234** - Crime Prevention
- HB 1235** - Transportation
- HB 1237** - Health and Mental Health Policy
- HB 1240** - Elementary and Secondary Education
- HB 1241** - Elementary and Secondary Education

HB 1244 - Health and Mental Health Policy
HB 1245 - Crime Prevention
HB 1246 - Workforce Development
HB 1247 - Special Committee on Small Business
HB 1250 - Elementary and Secondary Education
HB 1251 - Economic Development
HB 1252 - Health and Mental Health Policy
HB 1253 - Workforce Development
HB 1256 - Elections and Elected Officials
HB 1257 - Health and Mental Health Policy
HB 1258 - Health and Mental Health Policy
HB 1260 - Professional Registration and Licensing
HB 1261 - Public Safety
HB 1262 - Public Safety
HB 1264 - Judiciary
HB 1267 - Workforce Development
HB 1269 - Children and Families
HB 1271 - Transportation
HB 1272 - Crime Prevention
HB 1273 - Pensions
HB 1275 - Health and Mental Health Policy
HB 1277 - Judiciary
HB 1278 - Transportation
HB 1283 - Health and Mental Health Policy
HB 1284 - Budget
HB 1285 - Judiciary
HB 1286 - Emerging Issues
HB 1287 - Elections and Elected Officials
HB 1292 - Ways and Means
HB 1293 - Judiciary
HB 1297 - Ways and Means
HB 1298 - Pensions
HB 1299 - Crime Prevention
HB 1300 - Health and Mental Health Policy
HB 1301 - Elections and Elected Officials
HB 1302 - Higher Education
HB 1305 - Health and Mental Health Policy
HB 1308 - Children and Families
HB 1309 - Elementary and Secondary Education
HB 1310 - Special Committee on Litigation Reform
HB 1311 - Special Committee on Criminal Justice
HB 1312 - Agriculture Policy
HB 1313 - Elections and Elected Officials
HB 1316 - Crime Prevention
HB 1317 - Health and Mental Health Policy

- HB 1318** - Transportation
- HB 1322** - General Laws
- HB 1323** - Elementary and Secondary Education
- HB 1326** - Conservation and Natural Resources
- HB 1327** - Elections and Elected Officials
- HB 1329** - Judiciary
- HB 1330** - Corrections and Public Institutions
- HB 1331** - Local Government
- HB 1332** - Children and Families
- HB 1338** - Conservation and Natural Resources
- HB 1340** - Judiciary
- HB 1341** - Health and Mental Health Policy
- HB 1343** - Judiciary
- HB 1344** - Elections and Elected Officials
- HB 1348** - General Laws
- HB 1351** - Agriculture Policy
- HB 1352** - Elections and Elected Officials
- HB 1353** - Local Government
- HB 1354** - Elections and Elected Officials
- HB 1361** - Rural Community Development
- HB 1364** - Emerging Issues
- HB 1366** - Local Government
- HB 1368** - Elementary and Secondary Education
- HB 1369** - Agriculture Policy
- HB 1370** - Health and Mental Health Policy
- HB 1371** - Elementary and Secondary Education
- HB 1372** - Economic Development
- HB 1373** - Insurance
- HB 1375** - Corrections and Public Institutions
- HB 1376** - Judiciary
- HB 1377** - Corrections and Public Institutions
- HB 1379** - Ways and Means
- HB 1380** - Health and Mental Health Policy
- HB 1384** - Utilities
- HB 1385** - Local Government
- HB 1386** - Ways and Means
- HB 1387** - Elections and Elected Officials
- HB 1388** - Utilities
- HB 1389** - Elementary and Secondary Education
- HB 1390** - Budget
- HB 1391** - Financial Institutions
- HB 1392** - Higher Education
- HB 1393** - Elections and Elected Officials
- HB 1394** - Higher Education
- HB 1395** - Higher Education
- HB 1396** - Higher Education

HB 1397 - Higher Education
HB 1398 - Health and Mental Health Policy
HB 1401 - Higher Education
HB 1402 - Elementary and Secondary Education
HB 1405 - General Laws
HB 1410 - Health and Mental Health Policy
HB 1412 - Ways and Means
HB 1414 - Ways and Means
HB 1417 - Local Government
HB 1418 - Pensions
HB 1419 - Ways and Means
HB 1421 - Transportation
HB 1422 - Ways and Means
HB 1423 - Transportation
HB 1424 - Judiciary
HB 1429 - Ways and Means
HB 1430 - Ways and Means
HB 1431 - Ways and Means
HB 1432 - Judiciary
HB 1433 - Ways and Means
HB 1434 - Ways and Means
HB 1435 - Elementary and Secondary Education
HB 1438 - Health and Mental Health Policy
HB 1439 - Health and Mental Health Policy
HB 1440 - General Laws
HB 1441 - Judiciary
HB 1442 - General Laws
HB 1445 - Elections and Elected Officials
HB 1446 - General Laws
HB 1447 - Health and Mental Health Policy
HB 1448 - Elementary and Secondary Education
HB 1449 - General Laws

REFERRAL OF GOVERNOR’S REORGANIZATION PLANS

The following Governor’s Reorganization Plan was referred to the Committee indicated:

GRP 1 - Budget

The Benediction was given by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The Lord is just in all His ways, and kind in all His doings. (Psalm 145:17)

O God, our Creator, to whom all hearts are open, all desires known, and from whom no secrets are hidden, cleanse us as we, this moment, wait upon You in humility. And as we prepare ourselves to depart from this House, bless us with graces to recognize Your Spirit within us and to learn from all You have taught us. Let us not yield to the temptations of the world, but with strength in You, may we reflect on our past experiences this year with gratitude.

In all sincerity we pray for each other and for all those we represent. Together may we walk in the way of Your commandments and obey Your will to serve our fellow citizens well and to receive Your blessings until we meet again.

And the House says, "Amen!"

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, May 25, 2021.

CORRECTION TO THE HOUSE JOURNAL

HOUSE JOURNAL CORRECTION AFFIDAVIT

I, State Representative Cody Smith, District 163, hereby state and affirm that on Pages 2489-2490 of the Journal of the House, my vote by which CCS SCS HCS HB 5 was read the third time and passed, was incorrectly recorded as "Absent with Leave". Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "Aye".

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of May, 2021.

/s/ Cody Smith
State Representative

FOR NOTARY USE

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 14th of May in the year 2021.

/s/ Kristal J. Hall
Notary Public

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-THIRD DAY, MONDAY, MAY 3, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Brian Seitz.

Father, we come to You this day in humbleness of heart, seeking Your guidance. We acknowledge You as Creator God, and the only true satisfaction of the soul.

As we come boldly before the throne of grace, by Your Son Jesus, we recognize our need and lack, seeing only You as all sufficient.

I ask that You give us favor as we seek to represent those who've sent us here.

Give us clarity of thought and the wisdom to act in a way that is pleasing to You.

Father, may You guide the lost unto Yourself by the Holy Spirit, seeing Jesus, the very Son of God, as both Savior and Lord.

Watch over the state of Missouri and forgive us as a nation that is ever more quickly leaving You.

We pray these things in the matchless name of Christ Jesus, and the House said, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-second day was approved as printed by the following vote:

AYES: 128

Anderson	Andrews	Appelbaum	Atchison	Aune
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Boggs	Bosley	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	McCreery	McGaugh	McGill
Morse	Mosley	Murphy	Nurrenbern	O'Donnell

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Owen	Patterson	Perkins	Pike	Plocher
Pollett 52	Pollock 123	Porter	Pouche	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stevens 46	Taylor 139	Taylor 48	Terry
Thompson	Toalson Reisch	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 006

Adams	McDaniel	Merideth	Rowland	Unsicker
Walsh Moore 93				

PRESENT: 002

Bland Manlove	Phifer
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ABSENT WITH LEAVE: 026

Aldridge	Bailey	Black 7	Brown 70	Cupps
Derges	Grier	Henderson	Hicks	Johnson
Mayhew	Person	Pietzman	Price IV	Proudie
Rogers	Rone	Sander	Sauls	Schnelting
Sharp 36	Stephens 128	Tate	Thomas	Trent
Windham				

VACANCIES: 001

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 4, relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government.

SCR 11, relating to "Hydrocephalus Awareness Month".

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HCS HB 271, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 682**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 814**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (1): Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HCS HB 271, as amended, relating to local government, was taken up by Representative Wiemann.

Representative Wiemann moved that the House refuse to adopt **SS#2 SCS HCS HB 271, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILLS

HB 445, HCS HB 1202, HB 652, HCS HBs 647 & 841, HB 447, HB 395, HCS HB 32, HB 259, and HCS HB 682 were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS

HCS SS SB 176, HCS SB 226, HCS SB 365, HCS SCS SB 49, HCS SCS SB 520, and HCS SS SCS SB 71 were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 71, relating to civil proceedings, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS SS SCS SB 71** was agreed to.

Representative Coleman (97) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 71, Page 1, Section A, Line 4, by inserting after said section and line the following:

"211.261. 1. An appeal shall be allowed to the child from any final judgment, order or decree made under the provisions of this chapter and may be taken on the part of the child by its parent, guardian, legal custodian, spouse, relative or next friend. An appeal shall be allowed to a parent from any final judgment, order or decree made under the provisions of this chapter which adversely affects him. An appeal shall be allowed to the juvenile officer from any final judgment, order or decree made under this chapter, except that no such appeal shall be allowed concerning a final determination pursuant to subdivision (3) of subsection 1 of section 211.031. Notice of appeal shall be filed within thirty days after the final judgment, order or decree has been entered but neither the notice of appeal nor any motion filed subsequent to the final judgment acts as a supersedeas unless the court so orders.

2. Notwithstanding the provisions of subsection 1 of this section, an appeal shall be allowed to the:

(1) Juvenile officer from any order suppressing evidence, a confession or an admission, in proceedings under subdivision (3) of subsection 1 of section 211.031; or

(2) **Parent, guardian ad litem, or juvenile officer from any order changing or modifying the placement of a child.**

3. The appeal provided for in subsection 2 of this section shall be an interlocutory appeal, filed in the appropriate district of the Missouri court of appeals. Notice of such interlocutory appeal shall be filed within three days of the entry of the order of trial court; the time limits applicable to such appeal shall be the same as in interlocutory appeals allowed to the state in criminal cases."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman (97), **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 140

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Davidson
Davis	Deaton	DeGroot	Dinkins	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25

Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 005

Hill	McDaniel	Roden	Toalson Reisch	Walsh 50
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PRESENT: 000

ABSENT WITH LEAVE: 017

Black 7	Brown 70	Copeland	Cupps	Derges
Dogan	Grier	Hicks	Johnson	Kidd
Pietzman	Price IV	Proudie	Rone	Schnelting
Sharp 36	Thomas			

VACANCIES: 001

On motion of Representative Roberts, **HCS SS SCS SB 71, as amended**, was adopted.

On motion of Representative Roberts, **HCS SS SCS SB 71, as amended**, was read the third time and passed by the following vote:

AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike

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Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 003

Davis	Lovasco	McDaniel
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PRESENT: 000

ABSENT WITH LEAVE: 015

Black 7	Brown 70	Cupps	Derges	Grier
Hicks	Johnson	Kidd	Pietzman	Price IV
Proudie	Rone	Schnelting	Sharp 36	Thomas

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Representative Taylor (139) assumed the Chair.

HCS SCS SB 49, relating to watercraft, was taken up by Representative Hardwick.

Representative Hardwick moved that the title of **HCS SCS SB 49** be agreed to.

Representative Hardwick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 49, Page 1, In the Title, Line 3, by deleting the word "watercraft" and inserting in lieu thereof the words "public safety"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 1** was adopted.

Representative Hardwick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 49, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.550. 1. The definitions contained in section 301.010 shall apply to sections 301.550 to 301.580, and in addition as used in sections 301.550 to 301.580, the following terms mean:

(1) "Boat dealer", any natural person, partnership, or corporation who, for a commission or with an intent to make a profit or gain of money or other thing of value, sells, barter, exchanges, leases or rents with the option to purchase, offers, attempts to sell, or negotiates the sale of any vessel or vessel trailer, whether or not the vessel or vessel trailer is owned by such person. The sale of six or more vessels or vessel trailers or both in any calendar year shall be required as evidence that such person is eligible for licensure as a boat dealer under sections 301.550 to 301.580; **except that, such sales requirements shall be waived for entities also licensed as boat manufacturers under section 301.559 who custom manufacture boats:**

- (a) **For use with biological research and management equipment for fisheries; or**
- (b) **For use with scientific sampling and for geological or chemistry purposes.**

The boat dealer shall demonstrate eligibility for renewal of his license by selling six or more vessels or vessel trailers or both in the prior calendar year while licensed as a boat dealer pursuant to sections 301.550 to 301.580;

(2) "Boat manufacturer", any person engaged in the manufacturing, assembling or modification of new vessels or vessel trailers as a regular business, including a person, partnership or corporation which acts for and is under the control of a manufacturer or assembly in connection with the distribution of vessels or vessel trailers;

(3) "Department", the Missouri department of revenue;

(4) "Director", the director of the Missouri department of revenue;

(5) "Emergency vehicles", motor vehicles used as ambulances, law enforcement vehicles, and fire fighting and assistance vehicles;

(6) "Manufacturer", any person engaged in the manufacturing, assembling or modification of new motor vehicles or trailers as a regular business, including a person, partnership or corporation which acts for and is under the control of a manufacturer or assembly in connection with the distribution of motor vehicles or accessories for motor vehicles;

(7) "Motor vehicle broker", a person who holds himself out through solicitation, advertisement, or otherwise as one who offers to arrange a transaction involving the retail sale of a motor vehicle, and who is not:

- (a) A dealer, or any agent, or any employee of a dealer when acting on behalf of a dealer;
- (b) A manufacturer, or any agent, or employee of a manufacturer when acting on behalf of a manufacturer;
- (c) The owner of the vehicle involved in the transaction; or
- (d) A public motor vehicle auction or wholesale motor vehicle auction where buyers are licensed dealers in this or any other jurisdiction;

(8) "Motor vehicle dealer" or "dealer", any person who, for commission or with an intent to make a profit or gain of money or other thing of value, sells, barter, exchanges, leases or rents with the option to purchase, or who offers or attempts to sell or negotiates the sale of motor vehicles or trailers whether or not the motor vehicles or trailers are owned by such person; provided, however, an individual auctioneer or auction conducted by an auctioneer licensed pursuant to chapter 343 shall not be included within the definition of a motor vehicle dealer. The sale of eight or more motor vehicles or trailers in any calendar year shall be required as evidence that such person is engaged in the motor vehicle business and is eligible for licensure as a motor vehicle dealer under sections 301.550 to 301.580. Any licensed motor vehicle dealer failing to meet the minimum vehicle sales requirements as referenced in this subsection shall not be qualified to renew his or her license for one year. To be eligible for license renewal, applicants shall meet the minimum requirement of eight sales per year;

(9) "New motor vehicle", any motor vehicle being transferred for the first time from a manufacturer, distributor or new vehicle dealer which has not been registered or titled in this state or any other state and which is offered for sale, barter or exchange by a dealer who is franchised to sell, barter or exchange that particular make of motor vehicle. The term "new motor vehicle" shall not include manufactured homes, as defined in section 700.010;

(10) "New motor vehicle franchise dealer", any motor vehicle dealer who has been franchised to deal in a certain make of motor vehicle by the manufacturer or distributor of that make and motor vehicle and who may, in line with conducting his business as a franchise dealer, sell, barter or exchange used motor vehicles;

(11) "Person" includes an individual, a partnership, corporation, an unincorporated society or association, joint venture or any other entity;

(12) "Powersport dealer", any motor vehicle dealer who sells, either pursuant to a franchise agreement or otherwise, primarily motor vehicles including but not limited to motorcycles, all-terrain vehicles, and personal watercraft, as those terms are defined in this chapter and chapter 306;

(13) "Public motor vehicle auction", any person, firm or corporation who takes possession of a motor vehicle whether by consignment, bailment or any other arrangement, except by title, for the purpose of selling motor vehicles at a public auction by a licensed auctioneer;

(14) "Recreational motor vehicle dealer", a dealer of new or used motor vehicles designed, constructed or substantially modified for use as temporary housing quarters, including sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle;

(15) "Storage lot", an area within the same city or county where a dealer may store excess vehicle inventory;

(16) "Trailer dealer", any person selling, either exclusively or otherwise, trailers as defined in section 301.010. A trailer dealer may acquire a motor vehicle for resale only as a trade-in for a trailer. Notwithstanding the provisions of section 301.010 and section 301.069, trailer dealers may purchase one driveaway license plate to display such motor vehicle for demonstration purposes. The sale of six or more trailers in any calendar year shall be required as evidence that such person is engaged in the trailer business and is eligible for licensure as a trailer dealer under sections 301.550 to 301.580. Any licensed trailer dealer failing to meet the minimum trailer and vehicle sales requirements as referenced in this subsection shall not be qualified to renew his or her license for one year. Applicants who reapply after the one-year period shall meet the requirement of six sales per year;

(17) "Used motor vehicle", any motor vehicle which is not a new motor vehicle, as defined in sections 301.550 to 301.580, and which has been sold, bartered, exchanged or given away or which may have had a title issued in this state or any other state, or a motor vehicle so used as to be what is commonly known as a secondhand motor vehicle. In the event of an assignment of the statement of origin from an original franchise dealer to any individual or other motor vehicle dealer other than a new motor vehicle franchise dealer of the same make, the vehicle so assigned shall be deemed to be a used motor vehicle and a certificate of ownership shall be obtained in the assignee's name. The term "used motor vehicle" shall not include manufactured homes, as defined in section 700.010;

(18) "Used motor vehicle dealer", any motor vehicle dealer who is not a new motor vehicle franchise dealer;

(19) "Vessel", every boat and watercraft defined as a vessel in section 306.010;

(20) "Vessel trailer", any trailer, as defined by section 301.010 which is designed and manufactured for the purposes of transporting vessels;

(21) "Wholesale motor vehicle auction", any person, firm or corporation in the business of providing auction services solely in wholesale transactions at its established place of business in which the purchasers are motor vehicle dealers licensed by this or any other jurisdiction, and which neither buys, sells nor owns the motor vehicles it auctions in the ordinary course of its business. Except as required by law with regard to the auction sale of a government-owned motor vehicle, a wholesale motor vehicle auction shall not provide auction services in connection with the retail sale of a motor vehicle;

(22) "Wholesale motor vehicle dealer", a motor vehicle dealer who sells motor vehicles only to other new motor vehicle franchise dealers or used motor vehicle dealers or via auctions limited to other dealers of any class.

2. For purposes of sections 301.550 to 301.580, neither the term motor vehicle nor the term trailer shall include manufactured homes, as defined in section 700.010.

3. Dealers shall be divided into classes as follows:

- (1) Boat dealers;
- (2) Franchised new motor vehicle dealers;
- (3) Used motor vehicle dealers;
- (4) Wholesale motor vehicle dealers;
- (5) Recreational motor vehicle dealers;
- (6) Historic motor vehicle dealers;
- (7) Classic motor vehicle dealers;
- (8) Powersport dealers; and
- (9) Trailer dealers."; and

Further amend said bill, Page 4, Section 306.221, Line 14, by inserting after said section and line the following:

"307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every **used motor** vehicle of the type required to be inspected by section 307.350[~~whether new or used,~~] shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.

2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.

3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.

650.125. 1. The provisions of this section shall be known and may be cited as the "Missouri Cybersecurity Act".

2. There is hereby established within the department of public safety the "Missouri Cybersecurity Commission". The commission shall have as its purpose identifying risk to and vulnerability of the state and critical infrastructure with regard to cyber attacks of any nature from within or outside the United States and advising the governor on such matters. The commission shall consist of the following members:

- (1) Eight members to be appointed by the governor, one from each congressional district, with four members from each party;**
- (2) The state chief information officer as designated by the governor and commissioner of the office of administration;**
- (3) One representative of the Missouri state highway patrol, ex officio;**
- (4) One representative of the state emergency management agency, ex officio; and**
- (5) One representative of the Missouri national guard, ex officio.**

No more than five of the nine members appointed by the governor shall be of the same political party. To be eligible for appointment by the governor, a person shall have demonstrated expertise in cybersecurity or experience in a field that directly correlates to a need of the state relating to cyber defense. The membership of the commission shall reflect both private sector and public sector expertise and experience in cybersecurity. Appointed members of the commission shall serve three-year terms, except that of the initial appointments made by the governor, three shall be for one-year terms, three shall be for two-year terms, and three shall be for three-year terms. No appointed member of the commission shall serve more than six years total. Any vacancy on the commission shall be filled in the same manner as the original appointment.

3. The members of the commission shall serve without compensation, but shall be reimbursed for the actual and necessary expenses incurred in the discharge of the members' official duties.

4. A chair of the commission shall be selected by the members of the commission.

5. The department of public safety shall furnish administrative support and staff for the effective operation of the commission.

6. The commission shall meet at least quarterly and at such other times as the chair deems necessary.

7. The commission shall be funded by an appropriation limited to that purpose. Any expenditure constituting more than ten percent of the commission's annual appropriation shall be based on a competitive bid process.

8. The commission shall:

- (1) Advise the governor on the state of cybersecurity in the state of Missouri;**
- (2) Solicit data from state agencies, political subdivisions of the state, public institutions of higher education, and public schools relating to cybersecurity;**

(3) Make recommendations to reduce the state's risk of cyber attack and to identify best practices for the state to work offensively against cyber threats.

9. State agencies, public institutions of higher education, and public schools shall provide any data requested by the commission under this section unless such information is protected from disclosure under chapter 610 or is required to be kept confidential under a code of ethics from a profession licensed in the state. The provisions of this section shall not be construed to compel private sector organizations to provide information or data to the commission.

10. The commission shall prepare and present an annual report to the governor by December thirty-first of each year. Any content from the report protected under section 610.021, including any cybersecurity vulnerabilities identified by the commission, shall be held confidential."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 2** was adopted.

On motion of Representative Hardwick, **HCS SCS SB 49, as amended**, was adopted.

On motion of Representative Hardwick, **HCS SCS SB 49, as amended**, was read the third time and passed by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 016

Black 7	Brown 70	Clemens	Coleman 97	Cupps
Derges	Grier	Johnson	Kidd	Pietzman
Price IV	Proudie	Rone	Schnelting	Sharp 36
Terry				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS SS SB 176, relating to electronic devices, was taken up by Representative Fitzwater.

Representative Fitzwater moved that the title of **HCS SS SB 176** be agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 176, Page 1, In the Title, Line 4, by deleting the words "electronic devices" and inserting in lieu thereof the words "emerging technologies"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Fitzwater offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 176, Page 16, Section 301.010, Line 332, by inserting after all of said section and line the following:

"301.558. 1. A motor vehicle dealer, boat dealer, or powersport dealer may fill in the blanks on standardized forms in connection with the sale or lease of a new or used motor vehicle, vessel, or vessel trailer if the motor vehicle dealer, boat dealer, or powersport dealer does not charge for the services of filling in the blanks or otherwise charge for preparing documents.

2. A motor vehicle dealer, boat dealer, or powersport dealer may charge an administrative fee in connection with the sale or lease of a new or used motor vehicle, vessel, or vessel trailer for the storage of documents or any other administrative or clerical services not prohibited by this section. A portion of the administrative fee may result in profit to the motor vehicle dealer, boat dealer, or powersport dealer.

3. **(1) Ten percent of any fee authorized under this section and charged by motor vehicle dealers shall be remitted to the motor vehicle administration technology fund established in this subsection, for the development of the system specified in this subsection. Following the development of the system specified in this subsection, the director of the department of revenue shall notify motor vehicle dealers and implement the system, and the percentage of any fee authorized under this section required to be remitted to the fund shall be reduced to one percent, which shall be used for maintenance of the system. This subsection shall expire on January 1, 2037.**

(2) There is hereby created in the state treasury the "Motor Vehicle Administration Technology Fund", which shall consist of money collected as specified in this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of revenue for the purpose of development and maintenance of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and identification cards, and perfection and release of liens and encumbrances on vehicles.

(3) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(4) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. No motor vehicle dealer, boat dealer, or powersport dealer that sells or leases new or used motor vehicles, vessels, or vessel trailers and imposes an administrative fee of ~~less than two~~ five hundred dollars or less in connection with the sale or lease of a new or used vehicle, vessel, or vessel trailer for the storage of documents or any other administrative or clerical services shall be deemed to be engaging in the unauthorized practice of law. **The maximum administrative fee permitted under this subsection shall be increased annually by an amount equal to the percentage change in the annual average of the Consumer Price Index for All Urban Consumers or its successor index, as reported by the federal Bureau of Labor Statistics or its successor agency, or by zero, whichever is greater. The director of the department of revenue shall annually furnish the maximum administrative fee determined under this section to the secretary of state, who shall publish such value in the Missouri register as soon as practicable after January fourteenth of each year.**

~~[4-]~~ 5. If an administrative fee is charged under this section, the same administrative fee shall be charged to all retail customers ~~and~~ **unless the fee is limited by the dealer's franchise agreement to certain classes of customers. The fee shall be** disclosed on the retail buyer's order form as a separate itemized charge.

~~[5-]~~ 6. A preliminary worksheet on which a sale price is computed and that is shown to the purchaser, a retail buyer's order form from the purchaser, or a retail installment contract shall include, in reasonable proximity to the place on the document where the administrative fee authorized by this section is disclosed, the amount of the administrative fee and the following notice in type that is boldfaced, capitalized, underlined, or otherwise conspicuously set out from the surrounding written material:

"AN ADMINISTRATIVE FEE IS NOT AN OFFICIAL FEE AND IS NOT REQUIRED BY LAW BUT MAY BE CHARGED BY A DEALER. THIS ADMINISTRATIVE FEE MAY RESULT IN A PROFIT TO DEALER. NO PORTION OF THIS ADMINISTRATIVE FEE IS FOR THE DRAFTING, PREPARATION, OR COMPLETION OF DOCUMENTS OR THE PROVIDING OF LEGAL ADVICE. THIS NOTICE IS REQUIRED BY LAW."

~~[6-]~~ 7. The general assembly believes that an administrative fee charged in compliance with this section is not the unauthorized practice of law or the unauthorized business of law so long as the activity or service for which the fee is charged is in compliance with the provisions of this section and does not result in the waiver of any rights or remedies. Recognizing, however, that the judiciary is the sole arbitrator of what constitutes the practice of law, in the event that a court determines that an administrative fee charged in compliance with this section, and that does not waive any rights or remedies of the buyer, is the unauthorized practice of law or the unauthorized business of law, then no person who paid that administrative fee may recover said fee or treble damages, as permitted under section 484.020, and no person who charged that fee shall be guilty of a misdemeanor, as provided under section 484.020."; and

Further amend said bill, Page 28, Section 365.020, Line 60, by inserting after all of said section and line the following:

"407.005. As used in this chapter, unless the context clearly requires otherwise, the term "digital electronic equipment" shall mean any product that depends for its functioning, in whole or in part, on digital electronics embedded in or attached to the product; provided however, that such term shall not include any motor vehicle manufacturer, manufacturer of motor vehicle equipment, or motor vehicle dealer, or any product or service of a motor vehicle manufacturer, manufacturer of motor vehicle equipment, or motor vehicle dealer acting in that capacity."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2** was adopted.

On motion of Representative Fitzwater, **HCS SS SB 176, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SS SB 176, as amended**, was read the third time and passed by the following vote:

AYES: 093

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black 137	Bosley	Brown 16	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Coleman 32
Collins	Cupps	Dinkins	Dogan	Doll
Ellebracht	Falkner	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Griesheimer	Griffith
Gunby	Haden	Haley	Hannegan	Henderson
Hicks	Houx	Hovis	Hurlbert	Kalberloh
Knight	Lewis 25	Lewis 6	McCreery	McGaugh
McGill	Morse	Mosley	Murphy	Nurrenbern
Owen	Patterson	Person	Phifer	Plocher
Pollitt 52	Porter	Quade	Railsback	Reedy
Riggs	Rogers	Rone	Rowland	Ruth
Sauls	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 45	Smith 67	Stephens 128	Stevens 46
Tate	Terry	Thompson	Turnbaugh	Unsicker
Van Schoiack	Veit	Walsh Moore 93	Weber	Wiemann
Windham	Wright	Young		

NOES: 054

Bailey	Baker	Basye	Billington	Boggs
Bromley	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Eggleston
Fishel	Grier	Haffner	Hardwick	Hill
Hudson	Kelley 127	Lovasco	Mayhew	O'Donnell
Perkins	Pike	Pollock 123	Pouche	Proudie
Richey	Riley	Roberts	Roden	Sander
Sassmann	Schroer	Schwadron	Seitz	Simmons
Stacy	Taylor 139	Taylor 48	Thomas	Trent
Wallingford	Walsh 50	West	Mr. Speaker	

PRESENT: 001

Merideth

ABSENT WITH LEAVE: 014

Black 7	Bland Manlove	Evans	Ingle	Johnson
Kelly 141	Kidd	Mackey	McDaniel	Pietzman
Price IV	Schmelting	Smith 163	Toalson Reisch	

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

Speaker Vescovo resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 574** entitled:

An act to amend chapter 261, RSMo, by adding thereto one new section relating to the inspection of grounds or facilities used for certain agricultural purposes.

With Senate Amendment No. 1, Senate Amendment No. 1 to Senate Amendment No. 2, Senate Amendment No. 2, as amended, and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 574, Page 2, Section 261.099, Line 36, by striking "or civil case".

Senate Amendment No. 1 to Senate Amendment No. 2

AMEND Senate Amendment No. 2 to Senate Substitute for House Committee Substitute for House Bill No. 574, Page 1, Section, Line 1, by striking "26" and inserting in lieu thereof the following:

"26-27"; and

Further amend said amendment, Lines 2-5, by striking all of said lines and inserting in lieu thereof the following:

"by striking all of said lines and inserting in lieu thereof the following:

"performed in any municipality located in three or more counties, with one being a charter county, charter counties, except any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants, or any city not within a county.".

Senate Amendment No. 2

AMEND Senate Substitute for House Committee Substitute for House Bill No. 574, Page 2, Section 261.099, Line 26, by inserting after "county" the following:

", except any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants,".

Senate Amendment No. 3

AMEND Senate Substitute for House Committee Substitute for House Bill No. 574, Page 1, Section 261.099, Line 12, by inserting immediately after the semicolon ";" the following:

"or"; and

Further amend Line 13, by striking "; or" and inserting in lieu thereof a period "."; and

Further amend Lines 14-15, by striking all of said lines.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HB 273** entitled:

An act to repeal sections 324.009, 324.012, 324.200, 324.206, 327.011, 327.091, 327.101, 327.131, 327.191, 327.241, 327.612, 337.068, 339.100, 339.150, 436.218, 436.224, 436.227, 436.230, 436.236, 436.242, 436.245, 436.248, 436.254, 436.257, 436.260, 436.263, and 436.266, RSMo, and to enact in lieu thereof twenty-nine new sections relating to professional registration, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 273, Page 58, Section 337.068, Line 44, by inserting after all of said line the following:

"338.010. 1. The "practice of pharmacy" means the interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353; receipt, transmission, or handling of such orders or facilitating the dispensing of such orders; the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by the prescription order so long as the prescription order is specific to each patient for care by a pharmacist; the compounding, dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders and administration of viral influenza, pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, and meningitis vaccines by written protocol authorized by a physician for persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is higher, or the administration of pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, meningitis, and viral influenza vaccines by written protocol authorized by a physician for a specific patient as authorized by rule; the participation in drug selection according to state law and participation in drug utilization reviews; the proper and safe storage of drugs and devices and the maintenance of proper records thereof; consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices; the prescribing and dispensing of any nicotine replacement therapy product under section 338.665; **the dispensing of HIV postexposure prophylaxis pursuant to section 338.730;** and the offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance. This chapter shall also not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

2. Any pharmacist who accepts a prescription order for a medication therapeutic plan shall have a written protocol from the physician who refers the patient for medication therapy services. The written protocol and the prescription order for a medication therapeutic plan shall come from the physician only, and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

3. Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

4. Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs

and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

5. No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

6. This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

7. The state board of registration for the healing arts, under section 334.125, and the state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the use of protocols for prescription orders for medication therapy services and administration of viral influenza vaccines. Such rules shall require protocols to include provisions allowing for timely communication between the pharmacist and the referring physician, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for prescription orders for medication therapy services and administration of viral influenza vaccines. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

9. Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a prescription order from a physician that is specific to each patient for care by a pharmacist.

10. Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

11. "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

12. In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols;

(3) In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

13. A pharmacist shall inform the patient that the administration of the vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the patient's [primary] health care provider, if provided by the patient, containing:

- (1) The identity of the patient;
- (2) The identity of the vaccine or vaccines administered;
- (3) The route of administration;
- (4) The anatomic site of the administration;
- (5) The dose administered; and

(6) The date of administration.

338.730. 1. Notwithstanding any other law to the contrary, a pharmacist may dispense HIV postexposure prophylaxis in accordance with this section. Such prophylaxis shall be dispensed only if the pharmacist follows a written protocol authorized by a licensed physician.

2. For purposes of this section, "postexposure prophylaxis" shall mean any drug approved by the Food and Drug Administration that meets the same clinical eligibility recommendations provided in CDC guidelines.

3. For purposes of this section, "CDC guidelines" shall mean the current HIV guidelines published by the federal Centers for Disease Control and Prevention.

4. The state board of registration for the healing arts and the state board of pharmacy shall jointly promulgate rules and regulations for the administration of this section. Neither board shall separately promulgate rules governing a pharmacist's authority to dispense HIV postexposure prophylaxis under this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.";
and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 3** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 4** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 5** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 6** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 7** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 8** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 9** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 10** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 11** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 12** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6** to **SB 37** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS#2 SCS HB 273, as amended - Fiscal Review
SS HCS HB 574, as amended - Fiscal Review

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HCS HB 2: Representatives Smith (163), Deaton, Black (7), Burnett, and Windham
SS SCS HCS HB 3: Representatives Smith (163), Deaton, Black (7), Burnett, and Windham
SS SCS HCS HB 4: Representatives Smith (163), Deaton, Walsh (50), Merideth, and Aldridge
SCS HCS HB 5: Representatives Smith (163), Deaton, Hudson, Nurrenbern, and Bland Manlove
SCS HCS HB 6: Representatives Smith (163), Deaton, Cupps, Bosley, and Merideth
SCS HCS HB 7: Representatives Smith (163), Deaton, Cupps, Bosley, and Merideth
SCS HCS HB 8: Representatives Smith (163), Deaton, Walsh (50), Merideth, and Aldridge
SCS HCS HB 9: Representatives Smith (163), Deaton, Walsh (50), Merideth, and Aldridge
SS SCS HCS HB 10: Representatives Smith (163), Deaton, Richey, Unsicker, and Fogle

SS SCS HCS HB 11: Representatives Smith (163), Deaton, Richey, Unsicker, and Fogle
SCS HCS HB 12: Representatives Smith (163), Deaton, Hudson, Nurrenbern, and Merideth

BILLS CARRYING REQUEST MESSAGES

SB 37, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6, relating to agriculture, was taken up by Representative Knight.

Representative Knight moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6** to **SB 37** and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SB 37, as amended: Representatives Knight, Rone, Francis, McCreery, and Mackey

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 814, relating to financial institutions, was taken up by Representative O'Donnell.

Representative O'Donnell offered **House Perfecting Amendment No. 1.**

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 814, Pages 53 to 54, Section 367.150, Lines 1 to 40, by deleting all of said section and inserting in lieu thereof the following:

~~"[367.150. Every lender shall, on or before April thirtieth of each year, and upon a form prescribed by the director, file with the director a written report under oath containing the following information pertaining to the supervised business conducted by the lender during the preceding calendar year:~~

~~——— (1) The name of the lender, and the address of each office in the state of Missouri, and the principal office if it is outside the state of Missouri;~~

~~——— (2) The names and addresses of all officers and directors of the lender, and where a partnership the names and addresses of all partners, giving their respective interests;~~

~~——— (3) A balance sheet showing the financial condition of the lender as of the end of the lender's previous fiscal year, including a statement of the total assets used and useful in conducting the business, both tangible and intangible. Where any item of assets or liabilities is involved both in the consumer loan business and in additional loan or other business of the lender, the latter shall indicate on the balance sheet the proportion of each item properly attributable to the consumer loan business in accordance with formulae and regulations prescribed by the director.—~~

~~In the event the lender is a corporation, in addition to the statement of assets and liabilities normally included in~~

balance sheets, a detailed statement of the lender's capitalization shall be given, including:

- _____ (a) Total of each class of securities authorized and outstanding;
- _____ (b) Capital or paid in surplus;
- _____ (c) Earned surplus at beginning of period;
- _____ (d) Dividends paid during period;
- _____ (e) Earned surplus at end of period;
- _____ (4) A profit and loss statement covering operations of the supervised business during the previous fiscal year, including a statement of gross earnings, a detailed statement of expenses and the amount paid or reserved for federal, state and other taxes. Where any item of income or expenses arises in connection with both the consumer loan business and some additional loan or other business of the lender the latter shall indicate on the profit and loss statement the proportion of each item properly attributable to the consumer loan business, in accordance with formulae and regulations prescribed by the director;
- _____ (5) The total aggregate number and principal amount of loans made by the lender in the following categories:

(a)	\$ 1	—	\$ 100
(b)	\$ 100	—	\$ 200
(c)	\$ 200	—	\$ 400
(d)	\$ 400	—	\$ 600
(e)	\$ 600	—	\$ 1000
(f)	\$ 1000	—	or higher

- _____ (6) The number of garnishments, attachments and other suits filed and judgments obtained;
- _____ (7) The number of security agreements foreclosed and the amount received from such sales and from the resale;
- _____ (8) Any other additional and relevant information relating to loans that the director may from time to time prescribe by regulation.]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative O'Donnell, **HCS HB 814, as amended**, was read the third time and passed by the following vote:

AYES: 126

Aldridge	Anderson	Andrews	Atchison	Bailey
Baker	Bangert	Baringer	Basye	Billington
Black 137	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burton	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Morse	Mosley	Murphy
O'Donnell	Owen	Patterson	Perkins	Person
Pike	Plocher	Pollitt 52	Pollock 123	Porter

Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thompson
Toalson Reisch	Trent	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Wiemann	Wright
Mr. Speaker				

NOES: 029

Adams	Appelbaum	Aune	Barnes	Boggs
Bosley	Burnett	Clemens	Davis	Doll
Fogle	Hill	Johnson	Lewis 25	Merideth
Nurrenbern	Phifer	Quade	Rowland	Seitz
Smith 45	Stevens 46	Terry	Thomas	Turnbaugh
Weber	West	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 007

Black 7	Bland Manlove	McDaniel	Pietzman	Price IV
Roden	Schnelting			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 1202, relating to incentives for new businesses, was taken up by Representative Fitzwater.

Representative Taylor (139) resumed the Chair.

On motion of Representative Fitzwater, **HCS HB 1202** was read the third time and passed by the following vote:

AYES: 085

Aldridge	Andrews	Atchison	Barnes	Black 137
Bosley	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Coleman 32	Cook	Copeland	Cupps
Davidson	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Morse	O'Donnell	Owen	Patterson	Pike
Plocher	Pollitt 52	Porter	Proudie	Railsback
Reedy	Richey	Riley	Roberts	Rogers
Rone	Ruth	Sassmann	Schwadron	Seitz

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Sharpe 4	Shaul	Shields	Smith 155	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Van Schoiack	Veit	Wiemann	Wright	Mr. Speaker

NOES: 069

Adams	Anderson	Appelbaum	Aune	Bailey
Baker	Bangert	Baringer	Basye	Billington
Boggs	Brown 27	Brown 70	Burnett	Burton
Butz	Chipman	Christofanelli	Clemens	Coleman 97
Collins	Davis	Deaton	DeGroot	Doll
Ellebracht	Fogle	Gray	Gunby	Hill
Hudson	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Murphy	Nurrenbern
Perkins	Person	Phifer	Pollock 123	Price IV
Quade	Riggs	Rowland	Sander	Sauls
Schroer	Sharp 36	Simmons	Smith 45	Smith 67
Stacy	Stevens 46	Terry	Toalson Reisch	Trent
Turnbaugh	Unsicker	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 008

Black 7	Bland Manlove	McDaniel	Pietzman	Pouche
Roden	Schnelting	Smith 163		

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 682, relating to restrictions on government authority, was taken up by Representative Chipman.

On motion of Representative Chipman, **HCS HB 682** was read the third time and passed by the following vote:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGirl	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Simmons

Smith 155	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright			

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 010

Black 7	Houx	Kidd	McDaniel	Pietzman
Roden	Schnelting	Shields	Smith 163	Mr. Speaker

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 109

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

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NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 005

Black 7	McDaniel	Person	Pietzman	Schnelting
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VACANCIES: 001

HB 445, relating to the oversight of certain roadways, was taken up by Representative McGirl.

On motion of Representative McGirl, **HB 445** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh

Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	Black 7	Davidson	Kidd	McDaniel
Person	Pietzman	Roden	Schnelting	Mr. Speaker

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 447, relating to the official state monument, was taken up by Representative Wright.

On motion of Representative Wright, **HB 447** was read the third time and passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young				

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NOES: 004

Ingle	Nurrenbern	Rogers	Rowland
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PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 011

Bailey	Black 7	Davidson	Kidd	McDaniel
Murphy	Person	Pietzman	Roden	Schnelting
Mr. Speaker				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 395, relating to historic cemeteries, was taken up by Representative Reedy.

On motion of Representative Reedy, **HB 395** was read the third time and passed by the following vote:

AYES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Clemens	Coleman 97
Collins	Cook	Copeland	Davis	Deaton
DeGroot	Derges	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGirt	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Black 7	Christofanelli	Coleman 32	Cupps
Davidson	Dinkins	Griesheimer	Kidd	McDaniel
Person	Pietzman	Roden	Schnelting	Mr. Speaker

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 922, HS HCS HB 441, HCS HB 439, HCS HB 494, HCS HB 946, HS HCS HB 876, and HB 1010 were placed back on the House Bills for Third Reading Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 1295, HCS HB 601, HB 1032, HB 37, HCS HB 217, HB 451, HB 461, HCS HB 499, HCS HB 541, HCS HB 549, HB 750, HCS HB 842, and HB 771 were placed on the Informal Calendar.

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 975**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Busick, Dinkins, Doll, Francis, McCreery, Rogers, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (5): Burger, Gregory (51), Haden, Haley and Rone

Absent (2): Collins and Knight

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SB 377**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (16): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson and Weber

Noes (0)

Absent (1): Van Schoiack

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SB 5**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Boggs, Cupps, Grier, Gunby, Johnson, Riggs and Smith (155)

Noes (0)

Absent (3): Baker, Deaton and Trent

Committee on Insurance, Chairman Hill reporting:

Mr. Speaker: Your Committee on Insurance, to which was referred **SB 29**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Atchison, Butz, Ellebracht, Hill, Murphy, Porter, Sauls, Simmons and West

Noes (0)

Absent (4): Davidson, Johnson, Pollock (123) and Tate

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SS SB 44**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Atchison, Bromley, Brown (70), Fitzwater, Kidd, Lewis (6) and Simmons

Noes (2): Gunby and McCreery

Absent (1): Black (137)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 53 & 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Dogan, Eggleston, Fitzwater, Hudson, Mackey, Patterson and Ruth

Noes (3): Bosley, Ingle and Phifer

Absent (3): Gregory (96), McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 64**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 141**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Dogan, Eggleston, Fitzwater, Hudson, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (3): Gregory (96), McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 333**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Dogan, Eggleston, Fitzwater, Hudson and Patterson

Noes (5): Bosley, Ingle, Mackey, Phifer and Ruth

Absent (3): Gregory (96), McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 403**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and McGaugh

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 765**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Hill, Kelly (141), Richey and Rogers

Noes (1): Haffner

Present (2): Bailey and Proudie

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1337**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 86**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Richey

Noes (2): Aune and Rogers

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 258**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 303**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 330**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 4 - General Laws

SCR 11 - Health and Mental Health Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SB 43 - Fiscal Review

HCS SS SCS SBs 53 & 60 - Fiscal Review

SS SCS SB 120 - Fiscal Review

HCS SS SCS SB 152 - Fiscal Review

HCS SS SCS SB 289 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 231** entitled:

An act to amend chapter 21, RSMo, by adding thereto one new section relating to the appointment and duties of commissioners to attend an Article V Convention.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, May 4, 2021.

COMMITTEE HEARINGS

BUDGET

Wednesday, May 5, 2021, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 1356

Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET

Tuesday, May 4, 2021, upon adjournment of the House and Senate, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SS SCS HCS HB 2, SS SCS HCS HB 3, SS SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SS SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 15.

CONFERENCE COMMITTEE ON BUDGET

Wednesday, May 5, 2021, 8:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SS SCS HCS HB 2, SS SCS HCS HB 3, SS SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SS SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 15.

CONFERENCE COMMITTEE ON BUDGET

Thursday, May 6, 2021, 8:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SS SCS HCS HB 2, SS SCS HCS HB 3, SS SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SS SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 15.

DOWNSIZING STATE GOVERNMENT

Wednesday, May 5, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 241, HR 288

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, May 4, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: SB 323

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, May 4, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: SB 36, SS SB 45, SCS SB 272

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 4, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 5, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 6, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 7, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, May 4, 2021, 8:00 AM, House Hearing Room 3.

Executive session will be held: SB 78, SS SB 283, SCS SB 119, SB 128, SS SCS SB 126,
HB 781

Executive session may be held on any matter referred to the committee.

Added HB 781.

AMENDED

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, May 6, 2021, 1:15 PM, SCR 1.

Executive session may be held on any matter referred to the committee.

Approval of minutes and discussion of transcription of minutes.

A portion of this meeting may be closed for personnel matters pursuant to §610.021(3), RSMo.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 10, 2021, 11:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Revenue bond approval.

Some portions of the meeting may be closed pursuant to Section 610.021

PUBLIC SAFETY

Tuesday, May 4, 2021, 9:45 AM, House Hearing Room 5.

Executive session will be held: SS SB 212

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 4, 2021, 5:15 PM or upon adjournment (whichever is later), House Hearing Room 3.
Executive session will be held: HCS SS SCS SB 43, HCS SS SB 44, HCS SS SCS SBs 53 & 60, SS SCS SB 57, HCS SS SB 64, HCS SCS SB 91, HCS SS SB 141, HCS SS SCS SB 289, HCS SS SB 327, HCS SS SB 333, HCS SCS SB 403, HCS SCS SB 457

Executive session may be held on any matter referred to the committee.

Please Note: Time change.

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 5, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 6, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 7, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

UTILITIES

Tuesday, May 4, 2021, 8:00 AM, House Hearing Room 6.

Executive session will be held: SS#2 SCS SB 202

Executive session may be held on any matter referred to the committee.

CANCELLED

VETERANS

Tuesday, May 4, 2021, 5:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

Presentation by Department of Elementary and Secondary Education, Dr. Blaine Henningsen, Assistant Commissioner Office of College and Career Readiness; Dr. Brian Henry, Superintendent of Waynesville school district; and Dr. Jerrod Wheeler, Superintendent of Knob Noster school district, regarding assisting military families program.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-FOURTH DAY, TUESDAY, MAY 4, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker

HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher

HB 1416 - Black (137)
HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs
HB 764 - Andrews
HCS HB 1358, E.C. - Baker
HB 1008 - Hardwick

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652, (Fiscal Review 4/29/21) - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR SECOND READING

SB 231

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 43, (Fiscal Review 5/3/21), E.C. - Kelley (127)
HCS SS SCS SBs 53 & 60, (Fiscal Review 5/3/21), E.C. - Roberts
HCS SB 72 - Smith (155)
SS SCS SB 120, (Fiscal Review 5/3/21), E.C. - Bromley
HCS SS SB 141 - Black (137)
HCS SS SCS SB 152, (Fiscal Review 5/3/21), E.C. - Christofanelli
HCS SS SCS SB 289, (Fiscal Review 5/3/21) - Copeland
HCS SB 303 - Henderson
HCS SB 330 - Shields
HCS SS SB 333 - Baker
HCS SCS SB 403, E.C. - Patterson

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS#2 SB 26 - Schroer
SS SB 22 - Grier
HCS SS SB 6 - Hill
HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 226 - Christofanelli
HCS SB 365 - Murphy
HCS SCS SB 520 - Ruth

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
SS HCS HB 574, as amended, (Fiscal Review 5/3/21) - Haden
SS#2 SCS HB 273, as amended, (Fiscal Review 5/3/21) - Hannegan

BILLS CARRYING REQUEST MESSAGES

SCS HCS HB 15, (request Senate recede/grant conference) - Smith (163)
SS#2 SCS HCS HB 271, as amended, (request Senate recede/grant conference), E.C. - Wiemann

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith (163)
SS SCS HCS HB 3 - Smith (163)
SS SCS HCS HB 4 - Smith (163)
SCS HCS HB 5 - Smith (163)
SCS HCS HB 6 - Smith (163)
SCS HCS HB 7 - Smith (163)
SCS HCS HB 8 - Smith (163)
SCS HCS HB 9 - Smith (163)
SS SCS HCS HB 10 - Smith (163)
SS SCS HCS HB 11 - Smith (163)
SCS HCS HB 12 - Smith (163)
SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 - Knight

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-FOURTH DAY, TUESDAY, MAY 4, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I remind you to rekindle the gift of God that is within you, for God did not give us the spirit of fear, but of power, and of love and of a sound mind. (II Timothy 1:67)

O God beyond all praising, whose love and care we cannot escape, in the glory of a new day we come lifting our hearts to You, praying that Your spirit may guide us, Your strength support us, and Your peace pervade our minds and hearts.

Within the noise and commotion of this day, may we hear Your still, small voice and, responding, find our weakness changed to strength, our fear to faith, and our wicked thoughts to good actions.

We can be disturbed by the challenges in our changing and pluralistic world, weighed down by many burdens, both political and personal, as well as tempted to become critical, if not cynical, because of human error and human evil. Give us the spirit to carry on with courage and faith, believing that You are with us, and believing that together we can do what needs to be done for the show-me state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-third day was approved as printed by the following vote:

AYES: 134

Anderson	Appelbaum	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burton	Busick	Butz	Chipman	Coleman 32
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGirl

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Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Rone	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thompson	Toalson Reisch	Turnbaugh	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 008

Adams	Bosley	Clemens	McDaniel	Merideth
Rowland	Unsicker	Walsh Moore 93		

PRESENT: 003

Burnett	Ingle	Windham
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ABSENT WITH LEAVE: 017

Aldridge	Andrews	Bland Manlove	Christofanelli	Coleman 97
Cupps	Grier	Hovis	Patterson	Pietzman
Proudie	Roberts	Roden	Rogers	Schnelting
Thomas	Trent			

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SB 231, relating to the appointment and duties of commissioners to attend an Article V Convention.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HB 273, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Eggleston, Fitzwater, Griesheimer, Richey and Terry

Noes (0)

Absent (2): Walsh (50) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 574, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Eggleston, Fitzwater, Griesheimer and Richey

Noes (2): Baringer and Terry

Absent (2): Walsh (50) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Eggleston, Fitzwater, Griesheimer, Richey and Terry

Noes (0)

Absent (2): Walsh (50) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 53 & 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SB 120**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Eggleston, Fitzwater, Griesheimer, Richey and Terry

Noes (0)

Absent (2): Walsh (50) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Eggleston, Fitzwater, Griesheimer, Richey and Terry

Noes (0)

Absent (2): Walsh (50) and Wiemann

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 15** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 476** entitled:

An act to repeal section 324.009, RSMo, and to enact in lieu thereof one new section relating to license reciprocity for military members.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, and Senate Amendment No. 8.

Senate Amendment No. 1

AMEND House Bill No. 476, Page 1, Section Title, Lines 2-3, by striking the words "license reciprocity for military members" and inserting in lieu thereof the following:

"professional registration"; and

Further amend said bill, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"339.150. 1. No real estate broker shall knowingly employ or engage any person to perform any service to the broker for which licensure as a real estate broker or a real estate salesperson is required pursuant to sections 339.010 to 339.180 and sections 339.710 to 339.860, unless such a person is:

(1) A licensed real estate salesperson or a licensed real estate broker as required by section 339.020; or
(2) For a transaction involving commercial real estate as defined in section 339.710, a person regularly engaged in the real estate brokerage business outside the state of Missouri who has, in such forms as the commission may adopt by rule:

(a) Executed a brokerage agreement with the Missouri real estate broker;
(b) Consented to the jurisdiction of Missouri and the commission;
(c) Consented to disciplinary procedures under section 339.100; and
(d) Appointed the commission as his or her agent for service of process regarding any administrative or legal actions relating to the conduct in Missouri; or

(3) For any other transaction, a person regularly engaged in the real estate brokerage business outside of the state of Missouri.

Any such action shall be unlawful as provided by section 339.100 and shall be grounds for investigation, complaint, proceedings and discipline as provided by section 339.100.

2. No real estate licensee shall pay any part of a fee, commission or other compensation received by the licensee to any person for any service rendered by such person to the licensee in buying, selling, exchanging, leasing, renting or negotiating a loan upon any real estate, unless such a person is a licensed real estate salesperson regularly associated with such a broker, or a licensed real estate broker, or a person regularly engaged in the real estate brokerage business outside of the state of Missouri.

3. Notwithstanding the provisions of subsections 1 and 2 of this section, any real estate broker who shall refuse to pay any person for services rendered by such person to the broker, with the consent, knowledge and acquiescence of the broker that such person was not licensed as required by section 339.020, in buying, selling, exchanging, leasing, renting or negotiating a loan upon any real estate for which services a license is required, and who is employed or engaged by such broker to perform such services, shall be liable to such person for the reasonable value of the same or similar services rendered to the broker, regardless of whether or not the person possesses or holds any particular license, permit or certification at the time the service was performed. Any such person may bring a civil action for the reasonable value of his services rendered to a broker notwithstanding the provisions of section 339.160.

4. Notwithstanding provisions of this chapter to the contrary, a broker may pay compensation directly to a business entity owned by a licensee that has been formed for the purpose of receiving compensation earned by such licensee. A business entity that receives compensation from a broker as provided for in this subsection shall not be required to be licensed under this chapter and shall be owned:

(1) Solely by the licensee;

(2) By the licensee together with the licensee's spouse, but only if the spouse and licensee are both licensed and associated with the same broker, or the spouse is not also licensed; or

(3) By the licensee and one or more other licensees, but only if all such owners are licensees which are associated with the same broker.

5. For purposes of subsection 4 of this section, the following terms shall mean:

(1) "Business entity", any corporation, partnership, limited partnership, limited liability company, professional corporation, or association;

(2) "Licensee", any real estate broker-salesperson or real estate salesperson, as such terms are defined under section 339.010."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND House Bill No. 476, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"339.100. 1. The commission may, upon its own motion, and shall upon receipt of a written complaint filed by any person, investigate any real estate-related activity of a licensee licensed under sections 339.010 to 339.180 and sections 339.710 to 339.860 or an individual or entity acting as or representing themselves as a real estate licensee. In conducting such investigation, if the questioned activity or written complaint involves an affiliated licensee, the commission may forward a copy of the information received to the affiliated licensee's designated broker. The commission shall have the power to hold an investigatory hearing to determine whether there is a probability of a violation of sections 339.010 to 339.180 and sections 339.710 to 339.860. The commission shall have the power to issue a subpoena to compel the production of records and papers bearing on the complaint. The commission shall have the power to issue a subpoena and to compel any person in this state to come before the commission to offer testimony or any material specified in the subpoena. Subpoenas and subpoenas duces tecum issued pursuant to this section shall be served in the same manner as subpoenas in a criminal case. The fees and mileage of witnesses shall be the same as that allowed in the circuit court in civil cases.

2. The commission may cause a complaint to be filed with the administrative hearing commission as provided by the provisions of chapter 621 against any person or entity licensed under this chapter or any licensee who has failed to renew or has surrendered his or her individual or entity license for any one or any combination of the following acts:

(1) Failure to maintain and deposit in a special account, separate and apart from his or her personal or other business accounts, all moneys belonging to others entrusted to him or her while acting as a real estate broker or as the temporary custodian of the funds of others, until the transaction involved is consummated or terminated, unless all parties having an interest in the funds have agreed otherwise in writing;

(2) Making substantial misrepresentations or false promises or suppression, concealment or omission of material facts in the conduct of his or her business or pursuing a flagrant and continued course of misrepresentation through agents, salespersons, advertising or otherwise in any transaction;

(3) Failing within a reasonable time to account for or to remit any moneys, valuable documents or other property, coming into his or her possession, which belongs to others;

(4) Representing to any lender, guaranteeing agency, or any other interested party, either verbally or through the preparation of false documents, an amount in excess of the true and actual sale price of the real estate or terms differing from those actually agreed upon;

(5) Failure to timely deliver a duplicate original of any and all instruments to any party or parties executing the same where the instruments have been prepared by the licensee or under his or her supervision or are within his or her control, including, but not limited to, the instruments relating to the employment of the licensee or to any matter pertaining to the consummation of a lease, listing agreement or the purchase, sale, exchange or lease of property, or any type of real estate transaction in which he or she may participate as a licensee;

(6) Acting for more than one party in a transaction without the knowledge of all parties for whom he or she acts, or accepting a commission or valuable consideration for services from more than one party in a real estate transaction without the knowledge of all parties to the transaction;

(7) Paying a commission or valuable consideration to any person for acts or services performed in violation of sections 339.010 to 339.180 and sections 339.710 to 339.860;

(8) Guaranteeing or having authorized or permitted any licensee to guarantee future profits which may result from the resale of real property;

(9) Having been finally adjudicated and been found guilty of the violation of any state or federal statute which governs the sale or rental of real property or the conduct of the real estate business as defined in subsection 1 of section 339.010;

(10) Obtaining a certificate or registration of authority, permit or license for himself or herself or anyone else by false or fraudulent representation, fraud or deceit;

(11) Representing a real estate broker other than the broker with whom associated without the express written consent of the broker with whom associated;

(12) Accepting a commission or valuable consideration for the performance of any of the acts referred to in section 339.010 from any person except the broker with whom associated at the time the commission or valuable consideration was earned;

(13) Using prizes, money, gifts or other valuable consideration as inducement to secure customers or clients to purchase, lease, sell or list property when the awarding of such prizes, money, gifts or other valuable consideration is conditioned upon the purchase, lease, sale or listing; or soliciting, selling or offering for sale real property by offering free lots, or conducting lotteries or contests, or offering prizes for the purpose of influencing a purchaser or prospective purchaser of real property;

(14) Placing a sign on or advertising any property offering it for sale or rent without the written consent of the owner or his or her duly authorized agent;

(15) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of sections 339.010 to 339.180 and sections 339.710 to 339.860, or of any lawful rule adopted pursuant to sections 339.010 to 339.180 and sections 339.710 to 339.860;

(16) Committing any act which would otherwise be grounds for the commission to refuse to issue a license under section 339.040;

(17) Failure to timely inform seller of all written offers unless otherwise instructed in writing by the seller;

(18) Been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of this state or any other state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated under this chapter, or for any offense an essential element of which is fraud, dishonesty or an act of violence, whether or not sentence is imposed;

(19) Any other conduct which constitutes untrustworthy, improper or fraudulent business dealings, demonstrates bad faith or incompetence, misconduct, or gross negligence;

(20) Disciplinary action against the holder of a license or other right to practice any profession regulated under sections 339.010 to 339.180 and sections 339.710 to 339.860 granted by another state, territory, federal agency, or country upon grounds for which revocation, suspension, or probation is authorized in this state;

(21) Been found by a court of competent jurisdiction of having used any controlled substance, as defined in chapter 195, to the extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by sections 339.010 to 339.180 and sections 339.710 to 339.860;

(22) Been finally adjudged insane or incompetent by a court of competent jurisdiction;

(23) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated under sections 339.010 to 339.180 and sections 339.710 to 339.860 who is not registered and currently eligible to practice under sections 339.010 to 339.180 and sections 339.710 to 339.860;

(24) Use of any advertisement or solicitation which:

(a) Is knowingly false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed; or

(b) Includes a name or team name that uses the terms "realty", "brokerage", "company", or any other terms that can be construed to advertise a real estate company other than the licensee or a business entity licensed under this chapter with whom the licensee is associated. The context of the advertisement or solicitation may be considered by the commission when determining whether a licensee has committed a violation of this paragraph;

(25) Making any material misstatement, misrepresentation, or omission with regard to any application for licensure or license renewal. As used in this section, "material" means important information about which the commission should be informed and which may influence a licensing decision;

(26) Engaging in, committing, or assisting any person in engaging in or committing mortgage fraud, as defined in section 443.930.

3. After the filing of such complaint, the proceedings will be conducted in accordance with the provisions of law relating to the administrative hearing commission. A finding of the administrative hearing commissioner that the licensee has performed or attempted to perform one or more of the foregoing acts shall be grounds for the suspension or revocation of his license by the commission, or the placing of the licensee on probation on such terms and conditions as the real estate commission shall deem appropriate, or the imposition of a civil penalty by the commission not to exceed two thousand five hundred dollars for each offense. Each day of a continued violation shall constitute a separate offense.

4. The commission may prepare a digest of the decisions of the administrative hearing commission which concern complaints against licensed brokers or salespersons and cause such digests to be mailed to all licensees periodically. Such digests may also contain reports as to new or changed rules adopted by the commission and other information of significance to licensees.

5. Notwithstanding other provisions of this section, a broker or salesperson's license shall be revoked, or in the case of an applicant, shall not be issued, if the licensee or applicant has pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any of the following offenses or offenses of a similar nature established under the laws of this, any other state, the United States, or any other country, notwithstanding whether sentence is imposed:

(1) Any dangerous felony as defined under section 556.061 or murder in the first degree;

(2) Any of the following sexual offenses: rape in the first degree, forcible rape, rape, statutory rape in the first degree, statutory rape in the second degree, rape in the second degree, sexual assault, sodomy in the first degree, forcible sodomy, statutory sodomy in the first degree, statutory sodomy in the second degree, child molestation in the first degree, child molestation in the second degree, sodomy in the second degree, deviate sexual assault, sexual misconduct involving a child, sexual misconduct in the first degree under section 566.090 as it existed prior to August 28, 2013, sexual abuse under section 566.100 as it existed prior to August 28, 2013, sexual abuse in the first or second degree, enticement of a child, or attempting to entice a child;

(3) Any of the following offenses against the family and related offenses: incest, abandonment of a child in the first degree, abandonment of a child in the second degree, endangering the welfare of a child in the first degree, abuse of a child, using a child in a sexual performance, promoting sexual performance by a child, or trafficking in children;

(4) Any of the following offenses involving child pornography and related offenses: promoting obscenity in the first degree, promoting obscenity in the second degree when the penalty is enhanced to a class E felony, promoting child pornography in the first degree, promoting child pornography in the second degree, possession of child pornography in the first degree, possession of child pornography in the second degree, furnishing child pornography to a minor, furnishing pornographic materials to minors, or coercing acceptance of obscene material; and

(5) Mortgage fraud as defined in section 570.310.

6. A person whose license was revoked under subsection 5 of this section may appeal such revocation to the administrative hearing commission. Notice of such appeal must be received by the administrative hearing commission within ninety days of mailing, by certified mail, the notice of revocation. Failure of a person whose license was revoked to notify the administrative hearing commission of his or her intent to appeal waives all rights to appeal the revocation. Upon notice of such person's intent to appeal, a hearing shall be held before the administrative hearing commission."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND House Bill No. 476, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"337.068. 1. If the ~~[board]~~ **committee** finds merit to a complaint by an individual incarcerated or under the care and control of the department of corrections or who has been ordered to be taken into custody, detained, or held under sections 632.480 to 632.513, **or who has been ordered to be evaluated under chapter 552**, and takes further investigative action, no documentation may appear on file or disciplinary action may be taken in regards to the licensee's license unless the provisions of subsection 2 of section 337.035 have been violated. Any case file documentation that does not result in the ~~[board]~~ **committee** filing an action pursuant to subsection 2 of section

337.035 shall be destroyed within three months after the final case disposition by the [board] committee. No notification to any other licensing board in another state or any national registry regarding any investigative action shall be made unless the provisions of subsection 2 of section 337.035 have been violated.

2. Upon written request of the psychologist subject to a complaint, prior to August 28, 1999, by an individual incarcerated or under the care and control of the department of corrections or prior to August 28, 2008, by an individual who has been ordered to be taken into custody, detained, or held under sections 632.480 to 632.513, **or prior to August 28, 2021, by an individual who has been ordered to be evaluated under chapter 552**, that did not result in the [board] committee filing an action pursuant to subsection 2 of section 337.035, the [board] committee and the division of professional registration, shall in a timely fashion:

- (1) Destroy all documentation regarding the complaint;
- (2) Notify any other licensing board in another state or any national registry regarding the [board's] committee's actions if they have been previously notified of the complaint; and
- (3) Send a letter to the licensee that clearly states that the [board] committee found the complaint to be unsubstantiated, that the [board] committee has taken the requested action, and notify the licensee of the provisions of subsection 3 of this section.

3. Any person who has been the subject of an unsubstantiated complaint as provided in subsection 1 or 2 of this section shall not be required to disclose the existence of such complaint in subsequent applications or representations relating to their psychology professions.

338.710. 1. There is hereby created in the Missouri board of pharmacy the "RX Cares for Missouri Program". The goal of the program shall be to promote medication safety and to prevent prescription drug abuse, misuse, and diversion in Missouri.

2. The board, in consultation with the department, shall be authorized to expend, allocate, or award funds appropriated to the board to private or public entities to develop or provide programs or education to promote medication safety or to suppress or prevent prescription drug abuse, misuse, and diversion in the state of Missouri. In no case shall the authorization include, nor the funds be expended for, any state prescription drug monitoring program including, but not limited to, such as are defined in 38 CFR 1.515. Funds disbursed to a state agency under this section may enhance, but shall not supplant, funds otherwise appropriated to such state agency.

3. The board shall be the administrative agency responsible for implementing the program in consultation with the department. The board and the department may enter into interagency agreements between themselves to allow the department to assist in the management or operation of the program. The board may award funds directly to the department to implement, manage, develop, or provide programs or education pursuant to the program.

4. After a full year of program operation, the board shall prepare and submit an evaluation report to the governor and the general assembly describing the operation of the program and the funds allocated. Unless otherwise authorized by the general assembly, the program shall expire on August 28, ~~[2019]~~ **2026**."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND House Bill No. 476, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"324.012. 1. This section shall be known and may be cited as the "Fresh Start Act of 2020".

2. As used in this section, the following terms mean:

- (1) "Criminal conviction", any conviction, finding of guilt, plea of guilty, or plea of nolo contendere;
- (2) "Licensing", any required training, education, or fee to work in a specific occupation, profession, or activity in the state;
- (3) "Licensing authority", an agency, examining board, credentialing board, or other office of the state with the authority to impose occupational fees or licensing requirements on any profession. **For purposes of the provisions of this section other than subsection 7 of this section**, the term "licensing authority" shall not include the state board of education's licensure of teachers pursuant to chapter 168, the Missouri state board of accountant's licensure of accountants pursuant to chapter 326, the board of podiatric medicine's licensure of podiatrists pursuant to chapter 330, the Missouri dental board's licensure of dentists pursuant to chapter 332, the state board of registration for the healing art's licensure of physicians and surgeons pursuant to chapter 334, the Missouri state board of nursing's licensure of nurses pursuant to chapter 335, the board of pharmacy's licensure of pharmacists pursuant to chapter 338, the Missouri real estate commission's licensure of real estate brokers, real estate

salespersons, or real estate broker-salespersons pursuant to sections 339.010 to 339.205, the Missouri veterinary medical board's licensure of veterinarian's pursuant to chapter 340, the Missouri director of finance appointed pursuant to chapter 361, or the peace officer standards and training commission's licensure of peace officers or other law enforcement personnel pursuant to chapter 590;

(4) "Political subdivision", a city, town, village, municipality, or county.

3. Notwithstanding any other provision of law, beginning January 1, 2021, no person shall be disqualified by a state licensing authority from pursuing, practicing, or engaging in any occupation for which a license is required solely or in part because of a prior conviction of a crime in this state or another state, unless the criminal conviction directly relates to the duties and responsibilities for the licensed occupation as set forth in this section or is violent or sexual in nature.

4. Beginning August 28, 2020, applicants for examination of licensure who have pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any of the following offenses or offenses of a similar nature established under the laws of this state, any other state, United States, or any other country, notwithstanding whether sentence is imposed, shall be considered by state licensing authorities to have committed a criminal offense that directly relates to the duties and responsibilities of a licensed profession:

(1) Any murder in the first degree, or dangerous felony as defined under section 556.061 excluding an intoxication-related traffic offense or intoxication-related boating offense if the person is found to be a habitual offender or habitual boating offender as such terms are defined in section 577.001;

(2) Any of the following sexual offenses: rape in the first degree, forcible rape, rape, statutory rape in the first degree, statutory rape in the second degree, rape in the second degree, sexual assault, sodomy in the first degree, forcible sodomy, statutory sodomy in the first degree, statutory sodomy in the second degree, child molestation in the first degree, child molestation in the second degree, sodomy in the second degree, deviate sexual assault, sexual misconduct involving a child, sexual misconduct in the first degree under section 566.090 as it existed prior to August 28, 2013, sexual abuse under section 566.100 as it existed prior to August 28, 2013, sexual abuse in the first or second degree, enticement of a child, or attempting to entice a child;

(3) Any of the following offenses against the family and related offenses: incest, abandonment of a child in the first degree, abandonment of a child in the second degree, endangering the welfare of a child in the first degree, abuse of a child, using a child in a sexual performance, promoting sexual performance by a child, or trafficking in children; and

(4) Any of the following offenses involving child pornography and related offenses: promoting obscenity in the first degree, promoting obscenity in the second degree when the penalty is enhanced to a class E felony, promoting child pornography in the first degree, promoting child pornography in the second degree, possession of child pornography in the first degree, possession of child pornography in the second degree, furnishing child pornography to a minor, furnishing pornographic materials to minors, or coercing acceptance of obscene material;

(5) The offense of delivery of a controlled substance, as provided in section 579.020, may be a disqualifying criminal offense for the following occupations: real estate appraisers and appraisal management companies, licensed pursuant to sections 339.500 to 339.549; and nursing home administrators, licensed pursuant to chapter 344; and

(6) Any offense an essential element of which is fraud may be a disqualifying criminal offense for the following occupations: private investigators, licensed pursuant to sections 324.1100 to 324.1148; accountants, licensed pursuant to chapter 326; architects, licensed pursuant to sections 327.091 to 327.172; engineers, licensed pursuant to sections 327.181 to 327.271; land surveyors, licensed pursuant to sections 327.272 to 327.371; landscape architects, licensed pursuant to sections 327.600 to 327.635; chiropractors, licensed pursuant to chapter 331; embalmers and funeral directors, licensed pursuant to chapter 333; real estate appraisers and appraisal management companies, licensed pursuant to sections 339.500 to 339.549; and nursing home administrators, licensed pursuant to chapter 344.

5. If an individual is charged with any of the crimes set forth in subsection 4 of this section, and is convicted, pleads guilty to, or is found guilty of a lesser-included offense and is sentenced to a period of incarceration, such conviction shall only be considered by state licensing authorities as a criminal offense that directly relates to the duties and responsibilities of a licensed profession for four years, beginning on the date such individual is released from incarceration.

6. (1) ~~Licensing authorities shall only list criminal convictions that are directly related to the duties and responsibilities for the licensed occupation.~~

—(2) The licensing authority shall determine whether an applicant with a criminal conviction ~~[listed under subdivision (1) of this subsection]~~ will be denied a license based on the following factors:

- (a) The nature and seriousness of the crime for which the individual was convicted;
- (b) The passage of time since the commission of the crime, including consideration of the factors listed under subdivision ~~[(3)]~~ (2) of this subsection;
- (c) The relationship of the crime to the ability, capacity, and fitness required to perform the duties and discharge the responsibilities of the occupation; and
- (d) Any evidence of rehabilitation or treatment undertaken by the individual that might mitigate against a direct relation.

~~[(3)]~~ (2) If an individual has a valid criminal conviction for a criminal offense that could disqualify the individual from receiving a license, the disqualification shall not apply to an individual who has been exonerated for a crime for which he or she has previously been convicted of or incarcerated.

7. An individual with a criminal record may petition a licensing authority at any time for a determination of whether the individual's criminal record will disqualify the individual from obtaining a license. This petition shall include details on the individual's criminal record. The licensing authority shall inform the individual of his or her standing within thirty days after the licensing authority has met, but in no event more than four months after receiving the petition from the applicant. The decision shall be binding, unless the individual has subsequent criminal convictions or failed to disclose information in his or her petition. **If the decision is that the individual is disqualified, the individual shall be notified in writing of the grounds and reasons for disqualification.** The licensing authority may charge a fee by rule to recoup its costs as set by rulemaking authority not to exceed twenty-five dollars for each petition.

8. (1) If a licensing authority denies an individual a license solely or in part because of the individual's prior conviction of a crime, the licensing authority shall notify the individual in writing of the following:

- (a) The grounds and reasons for the denial or disqualification;
- (b) That the individual has the right to a hearing as provided by chapter 621 to challenge the licensing authority's decision;
- (c) The earliest date the person may reapply for a license; and
- (d) That evidence of rehabilitation may be considered upon reapplication.

(2) Any written determination by the licensing authority that an applicant's criminal conviction is a specifically listed disqualifying conviction and is directly related to the duties and responsibilities for the licensed occupation shall be documented with written findings for each of the grounds or reasons under paragraph (a) of subdivision (1) of this subsection by clear and convincing evidence sufficient for a reviewing court.

(3) In any administrative hearing or civil litigation authorized under this subsection, the licensing authority shall carry the burden of proof on the question of whether the applicant's criminal conviction directly relates to the occupation for which the license is sought.

9. The provisions of this section shall apply to any profession for which an occupational license is issued in this state, including any new occupational license created by a state licensing authority after August 28, 2020. Notwithstanding any other provision of law, political subdivisions shall be prohibited from creating any new occupational licenses after August 28, 2020. The provisions of this section shall not apply to business licenses, where the terms "occupational licenses" and "business licenses" are used interchangeably in a city or county charter definition."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND House Bill No. 476, Page 1, Section Title, Lines 2-3, by striking "license reciprocity for military members" and inserting in lieu thereof the following:

"professional registration, with a delayed effective date for certain sections"; and

Further amend said bill, Page 1, Section A, Line 2, by inserting after said line the following:

"281.015. Sections 281.005 to 281.115 shall be administered by the director of the department of agriculture of the state of Missouri~~[-hereafter referred to as the "director"]~~].

281.020. As used in sections 281.010 to 281.115, the following terms mean:

(1) "Animal", all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish;

(2) "Applicator, operator or technician":

(a) **"Certified applicator", includes certified commercial applicator, certified noncommercial applicator, certified private applicator, certified provisional private applicator, or certified public operator;**

(b) "Certified commercial applicator", any individual, whether or not ~~he~~ **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, supervise the use of, ~~or~~ determine the need for the use of, **or supervise the determination of need for** any pesticide, whether classified for restricted use or for general use, while ~~he~~ **the individual** is engaged in the business of using pesticides on the lands of another as a direct service to the public in exchange for a fee or compensation;

~~(b)~~ (c) "Certified noncommercial applicator", any individual, whether or not ~~he~~ **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, or to supervise the use of, any pesticide which is classified for restricted use only on lands owned or rented by ~~him or his~~ **the individual or the individual's employer**;

~~(c)~~ (d) "Certified private applicator", any individual who is certified by the director as authorized to use ~~or to supervise the use of,~~ any pesticide ~~which~~ **that** is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by ~~him or his~~ **the individual or the individual's employer** or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~on the property of another person~~;

(e) **"Certified provisional private applicator", any individual who is sixteen or seventeen years of age, an immediate family member of a certified private applicator, and certified by the director to use any pesticide that is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by the individual's immediate family member, so long as the following requirements are met:**

a. **The restricted use pesticide (RUP) is not a fumigant;**

b. **The RUP does not contain sodium cyanide or sodium fluoroacetate;**

c. **The individual will not apply any RUP using aerial application equipment;**

d. **The individual will not supervise the use of any RUP; and**

e. **The individual will not purchase any RUP;**

~~(d)~~ (f) "Certified public operator", any individual who is certified by the director as authorized to use, or to supervise the use of, any pesticide classified for restricted use in the performance of ~~his~~ **the individual's** duties as an official or employee of any agency of the state of Missouri or any political subdivision thereof, or any other governmental agency;

(g) **"Noncertified restricted use pesticide (RUP) applicator", any person who is not certified in accordance with sections 281.010 to 281.115 who uses or determines the need for the use of restricted use pesticides under the direct supervision of a certified commercial applicator or uses restricted use pesticides under the direct supervision of a certified noncommercial applicator or certified public operator;**

~~(e)~~ (h) "Private applicator", any person not holding a certified private applicator's license **or certified provisional private applicator's license** who ~~shall be required to obtain a permit for the use of any restricted use pesticide~~ **uses general use pesticides or minimum risk pesticides** for the purposes of producing any agricultural commodity on property owned or rented by ~~him or his~~ **the person or the person's employer** or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of that pesticide~~;

~~(f)~~ (i) "Pesticide technician", any individual working under the direct supervision of a commercial applicator certified in categories as specified by regulation, and who having met the competency requirements of ~~this chapter~~ **sections 281.010 to 281.115**, is authorized by the director to determine the need for the use of any pesticide as well as to the use of any pesticide;

~~(g)~~ (j) "Pesticide technician trainee", any individual working in the physical presence and under the direct supervision of a certified commercial applicator to gain the required on-the-job training in preparation for obtaining a pesticide technician's license;

(3) "Beneficial insects", those insects ~~which~~ **that**, during their life cycle, are effective pollinators of plants, are parasites or predators of pests, or are otherwise beneficial;

(4) "Defoliant", any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission;

(5) **"Department" or "department of agriculture", the state department of agriculture, and when by sections 281.010 to 281.115 the department of agriculture is charged to perform a duty, the director of the department of agriculture is authorized to perform such duty;**

(6) "Desiccant", any substance or mixture of substances intended for artificially accelerating the drying of plant tissue;

~~[(6)]~~ (7) "Determining the need for the use of any pesticide", the act of inspecting land for the presence of pests for the purpose of contracting for their control or prevention through the use of pesticides in categories as specified by regulation;

~~[(7)]~~ (8) "Device", any instrument or contrivance, other than a firearm, ~~[which]~~ **that** is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life, other than man and other than bacteria, viruses, or other microorganisms on or in living man or other living animals, but not including equipment used for the application of pesticides when sold separately therefrom;

(9) **"Director", the director of the department of agriculture or the director's designee;**

(10) **"Distribute", to sell, offer for sale, hold for sale, deliver for transportation in intrastate commerce, or transport in intrastate commerce;**

~~[(8)]~~ (11) "Environment", includes water, air, land, and all plants and man and other animals living therein, and the interrelationships ~~[which]~~ **that** exist among these;

~~[(9)]~~ (12) "Equipment" ~~[means]~~, any type of ground, water or aerial equipment or contrivance using motorized, mechanical or pressurized power and used to apply any pesticide on land and anything that may be growing, habitating or stored on or in such land, but shall not include any pressurized hand-sized household apparatus used to apply any pesticide, or any equipment or contrivance of which the person who is applying the pesticide is the source of power or energy in making such pesticide application;

~~[(10)]~~ (13) "Fungus", any nonchlorophyll-bearing thallophyte, ~~[that]~~ **which** is~~;~~ any nonchlorophyll-bearing plant of a lower order than mosses and liverworts, **such as**~~[-for example,]~~ rust, smut, mildew, mold, yeast, and bacteria, except those on or in living man or other living animals, and except those on or in processed food, beverages, or pharmaceuticals;

(14) **"General use pesticide", any pesticide, when applied in accordance with its directions for use, warnings, and cautions, and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, that will not generally cause unreasonable adverse effects on the environment;**

(15) **"Immediate family", familial relationships limited to the spouse, parents, stepparents, foster parents, father-in-law, mother-in-law, children, stepchildren, foster children, sons-in-law, daughters-in-law, grandparents, brothers, sisters, brothers-in-law, sisters-in-law, aunts, uncles, nieces, nephews, and first cousins. "First cousin" means the child of a parent's sibling, i.e., the child of an aunt or uncle;**

~~[(11)]~~ (16) "Individual", any responsible, natural human being;

~~[(12)]~~ (17) "Insect", any of the numerous small invertebrate animals generally having the body more or less obviously segmented, for the most part belonging to the class Insecta, comprising six-legged, usually winged forms, **such as**~~[-for example,]~~ beetles, bugs, bees, flies, and to other allied classes of arthropods whose members are wingless and usually have more than six legs, **such as**~~[-for example,]~~ spiders, mites, ticks, centipedes, and wood lice;

~~[(13)]~~ (18) "Land", all land and water areas, including airspace, and all plants, animals, structures, buildings, contrivances and machinery, appurtenant thereto or situated thereon, fixed or mobile, including any used for transportation;

(19) **"Minimum risk pesticide", any pesticide product exempted under 40 CFR Section 152.25(f) from registration requirements under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended;**

~~[(14)]~~ (20) "Misuse of a pesticide", a use of any ~~[registered]~~ pesticide in a manner inconsistent with its labeling; provided, that the use of a lesser concentration than provided on the label shall not be considered the misuse of a pesticide when used strictly for agricultural purposes, and when requested in writing by the person on whose behalf a pesticide is used;

~~[(15)]~~ (21) "Nematode", invertebrate animals of the phylum Nematelminthes and class Nematoda, that is, unsegmented round worms with elongated, fusiform, or sac-like bodies covered with cuticle, and inhabiting soil, water, plants, or plant parts; may also be called nemas or eelworms;

(22) "Nontarget organism", any plant, animal, or organism other than the target pests that a pesticide is intended to affect;

~~[(46)]~~ **(23) "Person"**, any individual, partnership, association, fiduciary, corporation, or any organized group of persons whether incorporated or not;

~~[(47)]~~ **(24) "Pest"**:

(a) Any insect, snail, slug, rodent, nematode, fungus, weed; or

(b) Any other form of terrestrial or aquatic plant or animal life or virus, bacterium, or other microorganism, except viruses, bacteria, or other microorganisms on or in living man or other living animals, ~~[which]~~ **that** is normally considered to be a pest;

~~[(48)]~~ **(25) "Pesticide"**:

(a) Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; or

(b) Any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant;

~~[(49)]~~ **(26) "Pesticide dealer"**, any individual who is engaged in the business of distributing, selling, offering for sale, or holding for sale at retail, or direct wholesale to the end user, any pesticide classified for restricted use;

(27) "Pesticide dealership", any location or outlet where restricted use pesticides are held for sale, distributed, or sold;

~~[(20)]~~ **(28) "Plant regulator"**, any substance or mixture of substances, intended, through physiological action, for accelerating or retarding the rate of growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, or soil amendments. The term "plant regulator" does not include any of those nutrient mixtures or soil amendments ~~[which]~~ **that** are commonly known as vitamin-hormone horticultural products, intended for improvement, maintenance, survival, health and propagation of plants, and ~~[which]~~ **that** are not for pest destruction and are nontoxic, nonpoisonous in the undiluted package concentration;

~~[(21)] "Private applicator permit", a written certificate, issued by the director or his authorized agent, authorizing the purchase, possession or use of certain restricted use pesticides by a private applicator. Such permit shall authorize the one time emergency purchase of a restricted use pesticide for the purpose of a one time emergency use of such pesticide;~~

~~—(22)]~~ **(29) "Restricted use pesticide"**, any pesticide when applied in accordance with its directions for use, warnings and cautions and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, the director determines may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator;

~~[(23)]~~ **(30) "Sale"**, selling or offering for sale any pesticide;

~~[(24)]~~ **(31) "Snails" or "slugs"** includes all harmful mollusks;

~~[(25)]~~ **(32) "Unreasonable adverse effects on the environment"**, any unreasonable risk to man or the environment, taking into account the economic, social, and environmental costs and benefits of the use of any pesticide;

~~[(26)]~~ **(33) "Under the direct supervision of a certified applicator"**, when a pesticide is used by a competent person acting under the instructions and control of a certified applicator who is available if and when needed, even though such certified applicator is not physically present at the time and place the pesticide is used;

~~[(27)]~~ **(34) "Use", mixing, loading, or applying[, storing or disposing of a] any pesticide; cleaning pesticide equipment; or storing or disposing of pesticide containers, pesticides, spray mix, equipment wash waters, and other pesticide-containing materials;**

~~[(28)]~~ **(35) "Weed"**, any plant ~~[which]~~ **that** grows where not wanted; ~~and~~

~~—(29)]~~ **(36) "Wildlife"**, all living things that are neither human, domesticated, or pests, including, but not limited to, mammals, protected birds, and aquatic life.

281.025. 1. The director shall administer and enforce the provisions of sections 281.010 to 281.115 and shall have authority to issue regulations after a public hearing following due notice of not less than thirty days to all interested persons, in conformance with the provisions of chapter 536, to carry out the provisions of sections 281.010 to 281.115. Where the director finds that such regulations are needed to carry out the purpose and intent of sections 281.010 to 281.115, such regulations may relate to, but need not be limited to, prescribing the time, place, manner, methods, materials, and amounts and concentrations, in connection with the use of the pesticide, and may restrict or prohibit use of pesticides in designated areas during specified periods of time and shall encompass all

reasonable factors ~~[which]~~ **that** the director deems necessary to prevent damage or injury. In issuing such regulations, the director may give consideration to pertinent research findings and recommendations of other agencies of this state, the federal government, or other reliable sources. The director may by regulation require that notice of a proposed application of a pesticide be given to landowners adjoining the property to be treated or in the immediate vicinity thereof, if ~~[he]~~ **the director** finds that such notice is necessary to carry out the purpose of sections 281.010 to 281.115. ~~[The director may, by regulation, provide for the one-time emergency purchase and one-time emergency use of a restricted use pesticide by a private applicator.]~~

2. The pesticides on the list of restricted use pesticides, as determined by the federal agency having jurisdiction over the classification of pesticides, shall be so restricted in the state of Missouri. The director shall publish, at least annually, a list of pesticides ~~[which]~~ **that** have restricted uses. Such publication shall be made available to the public upon request. If the director determines that a pesticide, when used in accordance with its directions for use, warnings and cautions, and for uses for which it is registered, may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator or other persons, the pesticide shall be used only by or under the direct supervision of a certified applicator~~[-, or a private applicator with a permit]~~. Such pesticides may be subject to other restrictions as determined by the director, to include the time and conditions of possession and use.

3. No regulation, or any amendment or repeal thereof, provided for in sections 281.010 to 281.115 shall be adopted, except after public hearing giving an opportunity to the public to be heard, to be held after no less than thirty days' prior notice of the date, time, and place of hearing, to be given by regular mail to any person who has registered with the director for purposes of notice of such public hearings, in accordance with procedures prescribed by the director.

4. At any hearing, opportunity to be heard shall be afforded to any interested person upon written request received not later than twenty-four hours prior to the hearing, and may also be afforded to other persons. In addition, any interested person, whether or not heard, may submit within seven days subsequent to the hearing a written statement of views. The director may solicit the views in writing of persons who may be affected by, or interested in any proposed regulation. Any person heard or represented at the hearing, or making written request for notice, shall be given written notice of the action of the director with respect to the subject thereof.

5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

281.030. 1. The director may, by regulation, classify ~~[certified applicator, operator or technician]~~ licenses to be issued under sections 281.010 to 281.115. Such classifications may include but not be limited to commercial applicators, noncommercial applicators, private applicators, **provisional private applicators**, public operators ~~[or]~~, pesticide technicians, **or noncertified RUP applicators**. Separate classifications may be specified as to ground, aerial, or manual methods used by any licensee to apply pesticides or to the use of pesticides for the control of pests.

2. The director may, by regulation, establish certification categories to be provided under each license classification. Each certification category shall be subject to separate testing procedures and requirements; provided, that no individual shall be required to pay an additional fee if ~~[he]~~ **the individual** is certified in one or all of the certification categories provided under the license for which ~~[he]~~ **the individual** has applied. The director may, by regulation, establish certification categories limited to the use of certain pesticides and issue a license therefor. Each certification category shall be subject to separate testing procedures covering only those pesticides for which the applicant seeks to be licensed.

3. The director may by regulation establish fees for identification documents.

281.035. 1. No individual shall engage in the business of determining the need for the use of, supervising the use of, **supervising the determination of the need for the use of**, or using any pesticide, in categories as specified by regulation, on the lands of another at any time without a certified commercial applicator's license issued by the director. A certified commercial applicator shall not determine the need for the use of, supervise the use of, **supervise the determination of the need for the use of**, or use any pesticide for any particular purpose unless ~~[he or she]~~ **the certified commercial applicator** has demonstrated ~~[his or her]~~ **such certified commercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. The director shall require an annual fee of sixty-five dollars for each certified commercial applicator's license issued. No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any **general use pesticide or minimum risk pesticide** on the land of another at any time unless such individual is a pesticide technician or pesticide technician trainee in such categories as specified by regulation or is working under the direct supervision of a certified commercial applicator so authorizing, directing or instructing, in which case the certified commercial applicator shall be liable for any use of a **general use pesticide or minimum risk pesticide** by an individual operating under ~~[his or her]~~ **the certified**

commercial applicator's direct supervision. The certified commercial applicator or the employer shall assure that the director is informed in writing within ten ~~[working]~~ days of the employment of any person as a pesticide technician or pesticide technician trainee.

2. **No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any restricted use pesticide on the land of another at any time unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified commercial applicator so authorizing, directing, or instructing, in which case the certified commercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified commercial applicator's direct supervision.**

3. Application for a certified commercial applicator's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified commercial applicator's license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications ~~[he or she]~~ **the applicant** had applied for, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of commercial applicators.

~~[4-]~~ 5. The director may renew any certified commercial applicator's license under the classification for which such applicant is licensed, ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge that may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[5-]~~ 6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, and if the applicant files evidence that the requirement for bonds or insurance has been met as required under section 281.065, the director shall issue a certified commercial applicator's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause; provided, such financial responsibility required under section 281.065 does not expire at an earlier date, in which case ~~[said]~~ **the license** shall expire upon the expiration date of the financial responsibility. The director may limit the license of the applicant to the use of certain ~~[restricted use]~~ pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ 7. The director shall require each certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer to maintain records with respect to applications of any pesticide, **including pesticides used under direct supervision by licensed pesticide technicians, pesticide technician trainees, and licensed noncertified RUP applicators.** Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer.

~~[7-]~~ 8. A person or individual engaged in the business of using pesticides on the lands of another, who is deprived of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator by reason of death, illness, incapacity or any absence which the director determines is unavoidable, is authorized to continue business operations without the services of a certified commercial applicator for a period of time deemed appropriate by the director, but not to exceed sixty days; except that, no restricted-use pesticide shall be used, or caused to be used, by such person or individual. Any such person or individual shall immediately notify the director as to the absence of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator.

~~[8-]~~ 9. Every certified commercial applicator shall display ~~[his or her]~~ **the certified commercial applicator's** license in a prominent place at the site, location or office from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator; that place, location or office being at the address printed on the license.

~~[9-]~~ 10. Every certified commercial applicator who changes the address from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.037. 1. Any individual who is not certified pursuant to section 281.035, 281.040 or 281.045, ~~[or has not been issued a private applicator permit pursuant to subsection 5 of section 281.040]~~ shall not use, or supervise the use of, any ~~[restricted use]~~ **restricted use** pesticide without a certified noncommercial applicator license. A certified noncommercial applicator shall not use, or supervise the use of, any restricted use pesticide for any purpose unless ~~[he or she]~~ **the certified noncommercial applicator** has demonstrated ~~[his or her]~~ **the certified noncommercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category.

2. **No certified noncommercial applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified noncommercial applicator or the certified noncommercial applicator's employer unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified noncommercial applicator so authorizing, directing, or instructing, in which case the certified noncommercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified noncommercial applicator's direct supervision.**

3. Application for a certified noncommercial applicator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified noncommercial applicator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he or she]~~ **the applicant** has applied, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of noncommercial applicators.

~~[4-]~~ 5. If the director finds the applicant qualified to use restricted use pesticides in the classification for which ~~[he or she]~~ **the applicant** has applied, the director shall issue a certified noncommercial applicator license limited to the applicator categories in which ~~[he or she]~~ **the applicant** is certified. The license shall expire one year from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[5-]~~ 6. The director may renew any certified noncommercial applicator license under the classification for which the license is issued ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to apply pesticides safely and properly.

~~[6-]~~ 7. The director shall collect a fee of thirty-five dollars for each certified noncommercial applicator license issued.

~~[7-]~~ 8. Any certified noncommercial applicator may use, or supervise the use of, restricted use pesticides only to or on lands or structures owned, leased or rented by ~~[himself or herself or his or her]~~ **the certified noncommercial applicator or the certified noncommercial applicator's** employer.

~~[8-]~~ 9. The director shall require the certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer to maintain records with respect to applications of restricted use pesticides. Any relevant information ~~[which]~~ **that** the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

~~[9-]~~ 10. Every certified noncommercial applicator shall display ~~[his or her]~~ **the certified noncommercial applicator's** license in a prominent place at the site, location or office from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator; that place, location or office being at the address printed on the license.

~~[10-]~~ 11. Every certified noncommercial applicator who changes the address from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.038. 1. ~~[After July 1, 1990,]~~ No individual working under the direct supervision of a certified commercial applicator shall determine the need for the use of **or use any general use** pesticide ~~[nor use any]~~ **or minimum risk** pesticide in categories as specified by regulation, unless and until the individual has met the requirements of ~~[this chapter]~~ **sections 281.010 to 281.115.**

2. Application for a pesticide technician's license shall be ~~made in writing~~ **submitted** to the director on a designated form obtained from the ~~director's office~~ **department**. Each application shall include such information as prescribed by the director by regulation and shall be received by the director within forty-five days of employment of the pesticide technician or pesticide technician trainee.

3. The director shall not issue a pesticide technician's license until the individual has demonstrated ~~his or her~~ **the applicant's** competence by completion of an approved training program to the satisfaction of the director.

4. The director may renew any pesticide technician's license under the classification for which that applicant is licensed subject to completion of an additional approved training program to the satisfaction of the director as prescribed by regulation.

5. The director shall collect a fee of thirty-five dollars for each pesticide technician license issued.

6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, the director shall issue a pesticide technician's license limited to the classifications for which ~~he or she~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~it~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons for such denial of license.

7. In order for pesticide technicians to use or determine the need for the use of any general use pesticide:

(1) A certified commercial applicator must be licensed to work from the same physical location as the pesticide technician; and

(2) The licensed certified commercial applicator must be certified in the same use categories as the pesticide technician as specified by regulation.

8. A pesticide technician may complete retraining requirements and renew the technician's license without a certified commercial applicator working from the same physical location.

281.040. 1. No private applicator shall use any restricted-use pesticide unless ~~he~~ **the private applicator** first complies with the requirements determined pursuant to subsection ~~2 or 5~~ **3** of this section, as necessary to prevent unreasonable adverse effects on the environment, including injury to the applicator or other persons, for that specific pesticide use.

2. No certified private applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified private applicator or the certified applicator's employer unless such individual is licensed as a certified private applicator or a certified provisional private applicator.

3. The private applicator shall qualify for a certified private applicator's license or certified provisional private applicator's license by ~~either~~ attending ~~a course or completing an online course of instruction~~ an approved certification training program provided by University of Missouri extension, completing an online certification training program provided by University of Missouri extension, or by passing the required private applicator certification examination provided by the director on the use, handling, storage and application of ~~restricted-use~~ restricted use pesticides in the proper certification categories as specified by regulation. The content of the instruction shall be determined and revised as necessary by the director. Upon completion of the ~~course~~ certification training program, completion of the online certification training program, or passage of the required private applicator certification examination, the director shall issue a certified private applicator's license or certified provisional private applicator's license to the applicant. The director shall not collect a fee for the issuance of such license ~~, but the~~. University of Missouri extension ~~service may~~ shall collect ~~a fee for the actual cost of the materials necessary to complete the course of instruction~~ reasonable fees for study materials and for enrollment in certification or recertification programs administered in-person or online. ~~However, no fee~~ Such fees shall be assessed ~~or collected from an individual completing an online course of instruction~~ based on the majority decision of a review committee convened every five years or as needed by the director. Such fees shall not exceed seventy-five dollars per program per applicant unless the members of the review committee representing statewide agricultural organizations vote unanimously in favor of setting the fee in an amount in excess of seventy-five dollars. ~~Both the director of the department and of the University of Missouri extension service shall review such costs annually.~~ Such committee shall be provided revenue and expense information for the training program from University of Missouri extension and information on the content of the instruction and method of delivery from the director. The review committee shall also determine a

maximum in-seat training time for the training programs. The committee shall report its minutes, fee decisions, time limitation decisions, and its evaluation of the training provided to the chairs of the house of representatives and senate agriculture or equivalent committees. The committee shall be composed of five members including:

- (1) The director;
- (2) The director of University of Missouri extension or his or her designee;
- (3) The president of a statewide corn producers organization who actively grows corn or his or her designee;
- (4) The president of a statewide soybean producers organization who actively grows soybeans or his or her designee; and
- (5) The president of the state's largest general farm membership organization or his or her designee.

~~[3-]~~ 4. A certified private applicator's license shall expire five years from date of issuance and may then be renewed without charge or additional fee. Any certified private applicator holding a valid license may renew that license for the next five years ~~[without additional training unless the director determines that additional knowledge related to the use of agricultural pesticides makes additional training necessary]~~ **upon successful completion of approved recertification training or by passing the required private applicator certification examination.**

5. On the date of the certified provisional private applicator's eighteenth birthday, his or her license will automatically be converted to a certified private applicator license reflecting the original expiration date from issuance. A certified provisional private applicator's license shall expire five years from date of issuance and may then be renewed as a certified private applicator's license without charge or additional fee.

~~[4-]~~ 6. If the director does not qualify the private applicator under this section ~~[he]~~ **the director** shall inform the applicant in writing of the reasons therefor.

~~[5- The private applicator may apply to the director, or his designated agent, for a private applicator permit for the one-time emergency purchase and use of restricted use pesticides. When the private applicator has demonstrated his competence in the use of the pesticides to be purchased and used on a one-time emergency basis, he shall be issued a permit for the one-time emergency purchase and use of restricted use pesticides. The director or his designated agent shall not collect a fee for the issuance of such permit.]~~

281.045. 1. All agencies of the state of Missouri and the political subdivisions thereof, and any other governmental agency shall be subject to the provisions of sections 281.010 to 281.115 and rules adopted thereunder concerning the use of restricted use pesticides.

2. Public operators for agencies listed in subsection 1 of this section shall not use, or supervise the use of, any restricted use pesticides on any land or structure without a certified public operator license issued by the director. The certified public operator shall not use or supervise the use of any restricted use pesticide for any purpose unless ~~[he]~~ **the certified public operator** has demonstrated ~~[his]~~ **the certified public operator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. ~~[Any employee of any agency listed in subsection 1 of this section who is not licensed as a certified public operator may use restricted use pesticides only under the direct supervision of a certified public operator.]~~

3. No certified public operator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified public operator so authorizing, directing, or instructing, in which case the certified public operator shall be liable for any use of a restricted use pesticide by an individual operating under the certified public operator's direct supervision.

4. Application for a certified public operator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include all information prescribed by the director by regulation.

~~[4-]~~ 5. The director shall not issue a certified public operator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he]~~ **the applicant** has applied, and ~~[his]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of public operators.

~~[5-]~~ 6. If the director finds the applicant qualified to use pesticides in the classification for which ~~[he]~~ **the applicant** has applied, the director shall issue a license, without a fee, to the certified public operator who has so qualified. The certified public operator license shall be valid only when the operator is acting as an operator using, or supervising the use of, restricted use pesticides in the course of ~~[his]~~ **the operator's** employment. A certified public operator license shall expire three years from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of

certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ 7. The director may renew any certified public operator license under the classification for which that applicant is licensed, ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge which may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[7-]~~ 8. The director shall require the certified public operator, or ~~[his]~~ **the certified public operator's** employer, to maintain records with respect to applications of restricted use pesticides. Any relevant information which the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified public operator or ~~[his]~~ **the certified public operator's** employer.

~~[8-]~~ 9. Agencies listed in subsection 1 of this section shall be subject to a legal action by any person damaged by any use of any pesticide, which may be brought in the county where the damage or any part thereof occurred.

~~[9-]~~ 10. Every certified public operator shall display ~~[his]~~ **the certified public operator's** license in a prominent place at the site, location or office from which ~~[he]~~ **the certified public operator** will operate as a certified public operator, that place, location or office being at the address printed on the license.

~~[10-]~~ 11. Every certified public operator who changes the address from which ~~[he]~~ **the certified public operator** will operate as a certified public operator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

12. Any person who volunteers to work for a public agency may use general use pesticides without a license under the supervision of the public agency on lands owned or managed by the state agency, political subdivision, or governmental agency.

281.048. 1. No individual shall use or determine the need for the use of any restricted use pesticide while working under the direct supervision of a certified commercial applicator until the individual has met the requirements of this section.

2. No individual shall use restricted use pesticides while working under the direct supervision of a certified noncommercial applicator or certified public operator until the individual has met the requirements of this section.

3. Application for a noncertified RUP applicator's license shall be submitted to the director on a designated form obtained from the department. Each application shall include such information as prescribed by the director by regulation.

4. The director shall issue or renew a noncertified RUP applicator license once an individual has met the requirements set forth in 40 CFR section 171.201(c)(1) or (3). The director shall collect an annual fee of thirty-five dollars for each noncertified RUP applicator license issued. The license shall be valid for one year unless revoked or suspended by the department prior to its expiration. Any individual whose application is denied shall receive a written explanation as to the determination of the denial.

5. Individuals holding a valid noncertified RUP applicator license may use and determine the need for the use of restricted use pesticides, general use pesticides, and minimum risk pesticides under the direct supervision of a certified commercial applicator and only for the categories in which the commercial applicator is certified. The director may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified.

6. Every certified commercial applicator, certified noncommercial applicator, or certified public operator providing direct supervision to a licensed noncertified RUP applicator shall immediately notify the director when the licensed noncertified RUP applicator has changed address from which the applicator or operator will operate as a licensed noncertified RUP applicator or when the noncertified RUP applicator's employment has been terminated. The director shall immediately issue a revised license upon which shall be printed the change of address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

7. A noncertified RUP applicator may complete retraining requirements and renew the applicator's license without a certified commercial applicator, certified noncommercial applicator, or certified public operator working from the same physical location.

8. Every licensed noncertified RUP applicator shall display the applicator's license in a prominent place at the site, location, or office from which the applicator will operate as a noncertified RUP applicator that place, location, or office being at the address printed on the license.

281.050. 1. No individual shall act in the capacity of a pesticide dealer or shall engage in the business of, advertise as, or assume to act as a pesticide dealer unless ~~he or she~~ **the individual** has obtained a license from the director ~~which~~ **that** shall expire one year from date of issuance. ~~[An individual shall be required to obtain a license for]~~ Each **pesticide dealership** location or outlet from which ~~such~~ **restricted use** pesticides are distributed, sold, held for sale, or offered for sale at retail or wholesale direct to the end user~~[- Pesticide dealers may be designated by the director as agents of the state for the purpose of issuing permits for restricted use pesticides to private applicators]~~ **shall have at least one individual licensed as a pesticide dealer. Any individual possessing restricted use pesticides and selling or holding and offering for sale restricted use pesticides at retail or wholesale from a motor vehicle shall be licensed as a pesticide dealer. For the purposes of this subsection, "selling or holding and offering for sale" shall not include solely transporting product in commerce. No individual shall be issued more than one pesticide dealer license.**

2. Application for a pesticide dealer's license shall be made on a designated form obtained from the ~~director's office~~ **department**. The director shall collect a fee of thirty-five dollars for the issuance of each license. The provisions of this section shall not apply to a pesticide applicator who sells pesticides only as an integral part of ~~his or her~~ **the applicator's** pesticide application service when such pesticides are dispensed only through apparatuses used for such pesticide applications. The provisions of this section shall not apply to any federal, state, or county agency ~~which~~ **that** provides pesticides for its own programs.

3. Each applicant shall satisfy the director as to ~~his or her~~ **the applicant's** knowledge of the laws and regulations governing the use and sale of pesticides and ~~his or her~~ **the applicant's** responsibility in carrying on the business of a pesticide dealer **by passing a pesticide dealer examination provided by the director.** Each licensed pesticide dealer shall be responsible for ~~insuring~~ **ensuring** that all of ~~his or her~~ **the dealer's** employees and agents who sell or recommend restricted use pesticides have adequate knowledge of the laws and regulations governing the use and sale of such restricted use pesticides.

4. Each pesticide dealer shall be responsible for the acts of each person employed by ~~him or her~~ **the dealer** in the solicitation and sale of pesticides and all claims and recommendations for use of pesticides. The dealer's license shall be subject to denial, suspension, or revocation after a hearing for any violation of sections 281.010 to 281.115 whether committed by the dealer, or by the dealer's officer, agent or employee.

5. No pesticide dealer shall sell, give away or otherwise make available any restricted use pesticides to anyone but certified **commercial applicators, certified noncommercial applicators** ~~or~~, **certified public operators**, or to **certified private applicators** ~~who have met the requirements of subsection 5 of section 281.040;~~ **holding valid certifications in proper certification categories** or to other **licensed** pesticide dealers, except that pesticide dealers may allow the designated representative of such certified applicators~~[- operators or private applicators]~~ to take possession of restricted use pesticides when those restricted use pesticides are purchased by and for use by or under the direct supervision of such certified applicator~~[- operator or private applicator]~~.

6. The director shall require the pesticide dealer, or ~~his or her~~ **the dealer's** employer, to maintain books and records with respect to sales of restricted use pesticides **at each dealership location or outlet**. Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of sale of the restricted use pesticide to which such records refer, and the director shall upon request be furnished with a copy of such records by any licensed pesticide dealer or ~~his or her~~ **the dealer's** employer.

7. Every licensed pesticide dealer who changes ~~his or her~~ **the dealer's** address or place of business shall immediately notify the director.

281.055. 1. If the ~~application for~~ renewal of any license~~;~~ or certification ~~or permit~~ provided for in ~~this chapter~~ **sections 281.010 to 281.115** is not filed prior to the expiration date in any year, a penalty of twenty-five percent shall be assessed and added to the original fee and shall be paid by the applicant before the license~~;~~ or certification ~~or permit~~ shall be renewed~~;~~ **provided, that such penalty shall not apply if the applicant furnishes an affidavit certifying that he has not engaged in the business subsequent to the expiration of his license, certification or permit**. Any person holding a current valid license~~;~~ or certification ~~or permit~~ may renew the license~~;~~ or certification ~~or permit~~ for the next year without taking another examination unless the director determines that

additional knowledge related to classifications for which the applicant has applied makes a new examination necessary. However, if the license is not renewed within sixty days following the date of expiration ~~[then]~~, **the license shall be cancelled and** the licensee shall be required to satisfy all the requirements of licensure as if such person was never licensed.

2. The director may promulgate reasonable regulations requiring additional training and instruction on the part of any applicant for a license issued under sections 281.010 to 281.115.

3. The director shall have prepared for prospective licensee's use~~;~~ a book of guidelines of factual necessary information related to the requirements of sections 281.010 to 281.115. A reasonable fee may be collected for ~~[said]~~ the publication.

281.060. 1. The director, after inquiry, and after opportunity for a hearing, may deny, suspend, revoke, or modify the provisions of any license~~[-permit]~~ or certification issued under sections 281.010 to 281.115, if ~~[he]~~ **the director** finds that the applicant or the holder of a license~~[-permit]~~ or certification has violated any provision of sections 281.010 to 281.115, or any regulation issued thereunder, or has been convicted or subject to a final order imposing a civil or criminal penalty pursuant to the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, or has been convicted, or is the subject of prosecution, in ~~[another]~~ **this state or in any** state or protectorate of the United States, or has had a pesticide applicator license~~[-]~~ or certificate ~~[or permit]~~ denied, suspended, revoked or modified by ~~[another]~~ **any** state or protectorate of the United States, or the person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated under ~~[this chapter]~~ **sections 281.010 to 281.115**, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed. **Licensed certified applicators, licensed noncertified RUP applicators, licensed pesticide technicians, and licensed pesticide dealers shall notify the department within ten days of any conviction of or plea to any offense listed in this section.**

2. If the director determines, after inquiry and opportunity for a hearing, that any ~~[individual]~~ **person** is in violation of any provision of sections 281.010 to 281.115, or any regulations issued thereunder, the director shall have the authority to assess a civil penalty of not more than one thousand dollars for each violation, and in addition, may order that restitution be made to any person.

3. In the event that a person penalized or ordered to pay restitution under this section fails to pay the penalty or restitution, the director may apply to the circuit court of Cole County for, and the court is authorized to enter, an order enforcing the assessed penalty or restitution.

281.063. The director may subpoena witnesses and compel the production of books, documents and records anywhere in the state in any hearing affecting the authority or privilege granted by a license~~[-]~~ or certificate ~~[or permit]~~ issued under the provisions of sections 281.010 to 281.115.

281.065. 1. The director shall not issue a certified commercial applicator's license until the applicant or the employer of the applicant has furnished evidence of financial responsibility with the director consisting either of a surety bond or a liability insurance policy or certification thereof, protecting persons who may suffer legal damages as a result of ~~[the operations of]~~ **pesticide use by** the applicant; except that, such surety bond or liability insurance policy need not apply to damages or injury to crops, plants or land being worked upon by the applicant. Following the receipt of the initial license, the certified commercial applicator shall not be required to furnish evidence of financial responsibility to the department for the purpose of license renewal unless upon request. Annual renewals for surety bonds or liability insurance shall be maintained at the business location from which the certified commercial applicator is licensed. Valid surety bonds or liability insurance certificates shall be available for inspection by the director ~~[or his or her designee]~~ at a reasonable time during regular business hours or, upon a request in writing, the director shall be furnished a copy of the surety bond or liability insurance certificate within ten ~~[working]~~ days of receipt of the request.

2. The amount of the surety bond or liability insurance required by this section shall be not less than fifty thousand dollars for each occurrence. Such surety bond or liability insurance shall be maintained at not less than that sum at all times during the licensed period. The director shall be notified by the surety or insurer within twenty days prior to any cancellation or reduction of the surety bond or liability insurance. If the surety bond or liability insurance policy which provides the financial responsibility for the certified commercial applicator is provided by the employer of the certified commercial applicator, the employer of the certified commercial applicator shall immediately notify the director upon the termination of the employment of the certified commercial applicator or when a condition exists under which the certified commercial applicator is no longer provided bond or insurance

coverage by the employer. The certified commercial applicator shall then immediately execute **and submit to the director** a surety bond or an insurance policy to cover the financial responsibility requirements of this section and the certified commercial applicator or the applicator's employer shall maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed. The director may accept a liability insurance policy or surety bond in the proper sum which has a deductible clause in an amount not exceeding one thousand dollars; except that, if the bond- or policyholder has not satisfied the requirement of the deductible amount in any prior legal claim, such deductible clause shall not be accepted by the director unless the bond- or policyholder executes and maintains a surety bond or liability insurance which shall satisfy the amount of the deductible as to all claims that may arise in ~~[his or her]~~ **the bond- or policyholder's** application of pesticides.

3. If the surety becomes unsatisfactory, **the commercial applicator license shall expire and become invalid and** the bond- or policyholder shall immediately execute **and submit to the director** a new bond or insurance policy and maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed, and if ~~[he or she]~~ **the bond- or policyholder** fails to do so, the director shall cancel ~~[his or her]~~ **the bond- or policyholder's** license, or deny the license of an applicant, and give ~~[him or her]~~ **the bond- or policyholder** notice of cancellation or denial, and it shall be unlawful thereafter for the applicant to engage in the business of using pesticides until the bond or insurance is brought into compliance with the requirements of subsection 1 of this section. If the bond- or policyholder does not execute a new bond or insurance policy within sixty days of expiration of such bond or policy, the licensee shall be required to satisfy all the requirements for licensure as if never before licensed.

4. Nothing in sections 281.010 to 281.115 shall be construed to relieve any person from liability for any damage to the person or lands of another caused by the use of pesticides even though such use conforms to the rules and regulations of the director.

281.070. 1. The director may investigate the use of any pesticide or claims of damages ~~[which]~~ **that** result from the use of any pesticide.

2. Any person who claims to have been damaged as a result of a pesticide use and who requests an investigation of that damage by the director shall file with the director, on a form provided by the director, a written statement claiming that ~~[he]~~ **the person** has been damaged. Damage statements shall be filed within thirty days after the date the damage is alleged to have occurred, unless a growing crop is alleged to have been damaged. If a growing crop is alleged to have been damaged, the damage statement shall be filed at least two weeks prior to the time that twenty-five percent of that crop has been harvested. The director shall, upon receipt of the statement, notify the person alleged to have caused the damage and the owner or lessee of the land, or other person who may be charged with the responsibility of the damages claimed, and furnish copies of any statements which may be requested. The director shall inspect damages whenever possible and ~~[he]~~ **the director** shall make ~~[his]~~ **the director's** inspection reports available to the person claiming damage and to the person who is alleged to have caused the damage. Where damage is alleged to have occurred, the claimant shall permit the director, the licensee and ~~[his]~~ **the licensee's** representatives, such as the bondsman or insurer, to observe, within reasonable hours, the lands or nontarget organism alleged to have been damaged.

3. The filing of or the failure to file need not be alleged in any complaint which might be filed in a court of law, and the failure to file a damage claim shall not be considered any bar to the maintenance of any criminal or civil action. The failure to file such a report shall not be a violation of sections 281.010 to 281.115. However, if the person failing to file such report is the only one injured from such use or application of a pesticide by others, the director may, when in the public interest, refuse to hold a hearing for the denial, suspension or revocation of a license ~~[or permit]~~ issued under sections 281.010 to 281.115 until such report is filed.

4. The director may in the conduct of any investigation or hearing authorized or held by ~~[him]~~ **the director:**

- (1) Examine, or cause to be examined, under oath, any person;
- (2) Examine, or cause to be examined, books and records of the sale or use of any pesticide directly related to the investigation;
- (3) Hear such testimony and take such evidence as will assist ~~[him]~~ **the director** in the discharge of ~~[his]~~ **the director's** duties under ~~[this chapter]~~ **sections 281.010 to 281.115;**
- (4) Administer or cause to be administered ~~[oath]~~ **oaths;** and
- (5) Issue subpoenas to require the attendance of witnesses and the production of books and records directly related to the investigation.

281.075. ~~[+]~~ The director may issue a ~~[license or]~~ **pesticide applicator** certification on a reciprocal basis with other states without examination to a nonresident who is licensed ~~[or]~~ **as a certified** ~~[in another state- substantially]~~ **applicator in accordance with the reciprocating state's requirements and is a resident of the**

reciprocating state. A pesticide applicator certification shall be issued in accordance with the provisions of sections 281.010 to 281.115; except that, financial responsibility ~~[must]~~ **shall** be filed pursuant to section 281.065. Fees collected shall be the same as for resident licenses or certification.

~~[2. Any nonresident applying for any license under section 281.035, 281.037, 281.038 or 281.050 to operate in the state of Missouri shall designate in writing the secretary of state as the agent of such nonresident upon whom process may be served as provided by law; except that, any such nonresident who has designated a resident agent upon whom process may be served as provided by law shall not be required to designate the secretary of state as such agent. The secretary of state shall be allowed such fees therefor as provided by law for designating resident agents. The director shall be furnished with a copy of such designation of the secretary of state or of a resident agent, such copy to be certified by the secretary of state.]~~

281.085. No person shall discard, transport, or store any pesticide or pesticide containers in such a manner **that is inconsistent with label directions or** as to cause injury to humans, vegetation, crops, livestock, wildlife, beneficial insects or to pollute any waterway. The director may promulgate rules and regulations governing the discarding and storing of such pesticide or pesticide containers. In determining these rules and regulations the director shall take into consideration any regulations issued by the Federal Environmental Protection Agency.

281.101. 1. It shall be unlawful for any ~~[individual]~~ **person** to violate any provision of sections 281.010 to 281.115, or any regulation issued thereunder.

2. The following are determined to be unlawful acts:

(1) It shall be unlawful to recommend for use, ~~[to]~~ **cause to use**, use, or ~~[to]~~ supervise the use of any pesticide in a manner inconsistent with its labeling required by labeling requirements of FIFRA, **the** Missouri pesticide use act, or **the** Missouri pesticide registration act;

(2) It shall be unlawful for any ~~[individual]~~ **person** to misuse any pesticide;

(3) **It shall be unlawful for any person to use or supervise the use of pesticides that are cancelled or suspended;**

(4) **It shall be unlawful for any person not holding a valid certified applicator license in proper certification categories or a valid pesticide dealer license to purchase or acquire restricted use pesticides;**

(5) It shall be unlawful to make any false or misleading statements during the course of an investigation into the sale, distribution, use or misuse of any pesticide;

~~[(4)]~~ (6) It shall be unlawful to make any false or misleading statement on any application, form or document submitted to the director concerning licensing pursuant to sections 281.010 to 281.115 or any regulations issued thereunder;

~~[(5)]~~ (7) It shall be unlawful to make any false, misleading or fraudulent statement or claim, through any media, ~~[which]~~ **that** misrepresents the effects of any pesticide, the methods to be utilized in the application of any pesticide, or the qualifications of the person determining the need for the use of any pesticide or using any pesticide;

~~[(6)]~~ (8) It shall be unlawful to make any false or misleading statement specifying~~[-]~~ or inferring that a person or ~~[his]~~ **the person's** methods are recommended by any branch of government or that any pesticide work done will be inspected by any branch of government;

~~[(7)]~~ (9) It shall be unlawful to aid or abet any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder, or to conspire with any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder;

(10) **It shall be unlawful for any person to steal or attempt to steal pesticide certification examinations or examination materials, cheat on pesticide certification examinations, evade completion of recertification or retraining requirements, or aid and abet any person to steal or attempt to steal examinations or examination materials, cheat on examinations, or evade recertification or retraining requirements.**

3. Other acts ~~[which]~~ **that** are not specified, but ~~[which]~~ **that** violate sections 281.010 to 281.115 or regulations issued thereunder, shall nevertheless be unlawful."; and

Further amend said bill, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"Section B. The enactment of section 281.048 and the repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.937, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of this act shall become effective on January 1, 2024."; and

Further amend the title and enacting clause accordingly.

AMEND House Bill No. 476, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"338.010. 1. The "practice of pharmacy" means the interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353; receipt, transmission, or handling of such orders or facilitating the dispensing of such orders; the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by the prescription order so long as the prescription order is specific to each patient for care by a pharmacist; the compounding, dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders and administration of viral influenza, pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, and meningitis vaccines by written protocol authorized by a physician for persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is higher, or the administration of pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, meningitis, and viral influenza vaccines by written protocol authorized by a physician for a specific patient as authorized by rule; the participation in drug selection according to state law and participation in drug utilization reviews; the proper and safe storage of drugs and devices and the maintenance of proper records thereof; consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices; the prescribing and dispensing of any nicotine replacement therapy product under section 338.665; **the dispensing of HIV postexposure prophylaxis pursuant to section 338.730;** and the offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance. This chapter shall also not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

2. Any pharmacist who accepts a prescription order for a medication therapeutic plan shall have a written protocol from the physician who refers the patient for medication therapy services. The written protocol and the prescription order for a medication therapeutic plan shall come from the physician only, and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

3. Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

4. Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

5. No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

6. This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

7. The state board of registration for the healing arts, under section 334.125, and the state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the use of protocols for prescription orders for medication therapy services and administration of viral influenza vaccines. Such rules shall require protocols to include provisions allowing for timely communication between the pharmacist and the referring physician, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for prescription orders for medication therapy services and administration of viral influenza vaccines. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

9. Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a prescription order from a physician that is specific to each patient for care by a pharmacist.

10. Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

11. "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

12. In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols;

(3) In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

13. A pharmacist shall inform the patient that the administration of the vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the patient's [primary] health care provider, if provided by the patient, containing:

- (1) The identity of the patient;
- (2) The identity of the vaccine or vaccines administered;
- (3) The route of administration;
- (4) The anatomic site of the administration;
- (5) The dose administered; and
- (6) The date of administration.

338.730. 1. Notwithstanding any other law to the contrary, a pharmacist may dispense HIV postexposure prophylaxis in accordance with this section. Such prophylaxis shall be dispensed only if the pharmacist follows a written protocol authorized by a licensed physician.

2. For purposes of this section, "postexposure prophylaxis" shall mean any drug approved by the Food and Drug Administration that meets the same clinical eligibility recommendations provided in CDC guidelines.

3. For purposes of this section, "CDC guidelines" shall mean the current HIV guidelines published by the federal Centers for Disease Control and Prevention.

4. The state board of registration for the healing arts and the state board of pharmacy shall jointly promulgate rules and regulations for the administration of this section. Neither board shall separately promulgate rules governing a pharmacist's authority to dispense HIV postexposure prophylaxis under this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the

effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 8

Amend House Bill No. 476, Page 3, Section 324.009, Line 80, by inserting after all of said line the following:

"324.087. SECTION 1. PURPOSE

The purpose of this Compact is to facilitate interstate practice of Occupational Therapy with the goal of improving public access to Occupational Therapy services. The Practice of Occupational Therapy occurs in the State where the patient/client is located at the time of the patient/client encounter. The Compact preserves the regulatory authority of States to protect public health and safety through the current system of State licensure. This Compact is designed to achieve the following objectives:

- A. Increase public access to Occupational Therapy services by providing for the mutual recognition of other Member State licenses;**
- B. Enhance the States' ability to protect the public's health and safety;**
- C. Encourage the cooperation of Member States in regulating multi-State Occupational Therapy Practice;**
- D. Support spouses of relocating military members;**
- E. Enhance the exchange of licensure, investigative, and disciplinary information between Member States;**
- F. Allow a Remote State to hold a provider of services with a Compact Privilege in that State accountable to that State's practice standards; and**
- G. Facilitate the use of Telehealth technology in order to increase access to Occupational Therapy services.**

SECTION 2. DEFINITIONS

As used in this Compact, and except as otherwise provided, the following definitions shall apply:

A. "Active Duty Military" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. Chapter 1209 and Section 1211.

B. "Adverse Action" means any administrative, civil, equitable, or criminal action permitted by a State's laws which is imposed by a Licensing Board or other authority against an Occupational Therapist or Occupational Therapy Assistant, including actions against an individual's license or Compact Privilege such as censure, revocation, suspension, probation, monitoring of the Licensee, or restriction on the Licensee's practice.

C. "Alternative Program" means a non-disciplinary monitoring process approved by an Occupational Therapy Licensing Board.

D. "Compact Privilege" means the authorization, which is equivalent to a license, granted by a Remote State to allow a Licensee from another Member State to practice as an Occupational Therapist or practice as an Occupational Therapy Assistant in the Remote State under its laws and rules. The Practice of Occupational Therapy occurs in the Member State where the patient/client is located at the time of the patient/client encounter.

E. "Continuing Competence/Education" means a requirement, as a condition of license renewal, to provide evidence of participation in, and/or completion of, educational and professional activities relevant to practice or area of work.

F. "Current Significant Investigative Information" means Investigative Information that a Licensing Board, after an inquiry or investigation that includes notification and an opportunity for the Occupational Therapist or Occupational Therapy Assistant to respond, if required by State law, has reason to believe is not groundless and, if proved true, would indicate more than a minor infraction.

G. "Data System" means a repository of information about Licensees, including but not limited to license status, Investigative Information, Compact Privileges, and Adverse Actions.

H. "Encumbered License" means a license in which an Adverse Action restricts the Practice of Occupational Therapy by the Licensee or said Adverse Action has been reported to the National Practitioners Data Bank (NPDB).

I. "Executive Committee" means a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the Commission.

J. "Home State" means the Member State that is the Licensee's Primary State of Residence.

K. "Impaired Practitioner" means individuals whose professional practice is adversely affected by substance abuse, addiction, or other health-related conditions.

L. "Investigative Information" means information, records, and/or documents received or generated by an Occupational Therapy Licensing Board pursuant to an investigation.

M. "Jurisprudence Requirement" means the assessment of an individual's knowledge of the laws and rules governing the Practice of Occupational Therapy in a State.

N. "Licensee" means an individual who currently holds an authorization from the State to practice as an Occupational Therapist or as an Occupational Therapy Assistant.

O. "Member State" means a State that has enacted the Compact.

P. "Occupational Therapist" means an individual who is licensed by a State to practice 63 Occupational Therapy.

Q. "Occupational Therapy Assistant" means an individual who is licensed by a State to assist in the Practice of Occupational Therapy.

R. "Occupational Therapy," "Occupational Therapy Practice," and the "Practice of Occupational Therapy" mean the care and services provided by an Occupational Therapist or an Occupational Therapy Assistant as set forth in the Member State's statutes and regulations.

S. "Occupational Therapy Compact Commission" or "Commission" means the national administrative body whose membership consists of all States that have enacted the Compact.

T. "Occupational Therapy Licensing Board" or "Licensing Board" means the agency of a State that is authorized to license and regulate Occupational Therapists and Occupational Therapy Assistants.

U. "Primary State of Residence" means the state (also known as the Home State) in which an Occupational Therapist or Occupational Therapy Assistant who is not Active Duty Military declares a primary residence for legal purposes as verified by: driver's license, federal income tax return, lease, deed, mortgage or voter registration or other verifying documentation as further defined by Commission Rules.

V. "Remote State" means a Member State other than the Home State, where a Licensee is exercising or seeking to exercise the Compact Privilege.

W. "Rule" means a regulation promulgated by the Commission that has the force of law.

X. "State" means any state, commonwealth, district, or territory of the United States of America that regulates the Practice of Occupational Therapy.

Y. "Single-State License" means an Occupational Therapist or Occupational Therapy Assistant license issued by a Member State that authorizes practice only within the issuing State and does not include a Compact Privilege in any other Member State.

Z. "Telehealth" means the application of telecommunication technology to deliver Occupational Therapy services for assessment, intervention and/or consultation.

SECTION 3. STATE PARTICIPATION IN THE COMPACT

A. To participate in the Compact, a Member State shall:

1. License Occupational Therapists and Occupational Therapy Assistants;
2. Participate fully in the Commission's Data System, including but not limited to using the Commission's unique identifier as defined in Rules of the Commission;
3. Have a mechanism in place for receiving and investigating complaints about Licensees;
4. Notify the Commission, in compliance with the terms of the Compact and Rules, of any Adverse Action or the availability of Investigative Information regarding a Licensee;
5. Implement or utilize procedures for considering the criminal history records of applicants for an initial Compact Privilege. These procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that State's criminal records;
 - a. A Member State shall, within a time frame established by the Commission, require a criminal background check for a Licensee seeking/applying for a Compact Privilege whose Primary State of Residence is that Member State, by receiving the results of the Federal Bureau of Investigation criminal record search, and shall use the results in making licensure decisions.

b. Communication between a Member State, the Commission and among Member States regarding the verification of eligibility for licensure through the Compact shall not include any information received from the Federal Bureau of Investigation relating to a federal criminal records check performed by a Member State under Public Law 92-544.

6. Comply with the Rules of the Commission;

7. Utilize only a recognized national examination as a requirement for licensure pursuant to the Rules of the Commission; and

8. Have Continuing Competence/Education requirements as a condition for license renewal.

B. A Member State shall grant the Compact Privilege to a Licensee holding a valid unencumbered license in another Member State in accordance with the terms of the Compact and Rules.

C. Member States may charge a fee for granting a Compact Privilege.

D. A Member State shall provide for the State's delegate to attend all Occupational Therapy Compact Commission meetings.

E. Individuals not residing in a Member State shall continue to be able to apply for a Member State's Single-State License as provided under the laws of each Member State. However, the Single-State License granted to these individuals shall not be recognized as granting the Compact Privilege in any other Member State.

F. Nothing in this Compact shall affect the requirements established by a Member State for the issuance of a Single-State License.

SECTION 4. COMPACT PRIVILEGE

A. To exercise the Compact Privilege under the terms and provisions of the Compact, the Licensee shall:

1. Hold a license in the Home State;

2. Have a valid United States Social Security Number or National Practitioner Identification number;

3. Have no encumbrance on any State license;

4. Be eligible for a Compact Privilege in any Member State in accordance with Section 4D, F, G, and H;

5. Have paid all fines and completed all requirements resulting from any Adverse Action against any license or Compact Privilege, and two years have elapsed from the date of such completion;

6. Notify the Commission that the Licensee is seeking the Compact Privilege within a Remote State(s);

7. Pay any applicable fees, including any State fee, for the Compact Privilege;

8. Complete a criminal background check in accordance with Section 3A(5);

a. The Licensee shall be responsible for the payment of any fee associated with the completion of a criminal background check.

9. Meet any Jurisprudence Requirements established by the Remote State(s) in which the Licensee is seeking a Compact Privilege; and

10. Report to the Commission Adverse Action taken by any non-Member State within 30 days from the date the Adverse Action is taken.

B. The Compact Privilege is valid until the expiration date of the Home State license. The Licensee must comply with the requirements of Section 4A to maintain the Compact Privilege in the Remote State.

C. A Licensee providing Occupational Therapy in a Remote State under the Compact Privilege shall function within the laws and regulations of the Remote State.

D. Occupational Therapy Assistants practicing in a Remote State shall be supervised by an Occupational Therapist licensed or holding a Compact Privilege in that Remote State.

E. A Licensee providing Occupational Therapy in a Remote State is subject to that State's regulatory authority. A Remote State may, in accordance with due process and that State's laws, remove a Licensee's Compact Privilege in the Remote State for a specific period of time, impose fines, and/or take any other necessary actions to protect the health and safety of its citizens. The Licensee may be ineligible for a Compact Privilege in any State until the specific time for removal has passed and all fines are paid.

F. If a Home State license is encumbered, the Licensee shall lose the Compact Privilege in any Remote State until the following occur:

1. The Home State license is no longer encumbered; and

2. Two years have elapsed from the date on which the Home State license is no longer encumbered in accordance with Section 4(F)(1).

G. Once an Encumbered License in the Home State is restored to good standing, the Licensee must meet the requirements of Section 4A to obtain a Compact Privilege in any Remote State.

H. If a Licensee's Compact Privilege in any Remote State is removed, the individual may lose the Compact Privilege in any other Remote State until the following occur:

1. The specific period of time for which the Compact Privilege was removed has ended;
2. All fines have been paid and all conditions have been met;
3. Two years have elapsed from the date of completing requirements for 4(H)(1) and (2); and
4. The Compact Privileges are reinstated by the Commission, and the compact Data System is updated to reflect reinstatement.

I. If a Licensee's Compact Privilege in any Remote State is removed due to an erroneous charge, privileges shall be restored through the compact Data System.

J. Once the requirements of Section 4H have been met, the license must meet the requirements in Section 4A to obtain a Compact Privilege in a Remote State.

SECTION 5. OBTAINING A NEW HOME STATE LICENSE BY VIRTUE OF COMPACT PRIVILEGE

A. An Occupational Therapist or Occupational Therapy Assistant may hold a Home State license, which allows for Compact Privileges in Member States, in only one Member State at a time.

B. If an Occupational Therapist or Occupational Therapy Assistant changes Primary State of Residence by moving between two Member States:

1. The Occupational Therapist or Occupational Therapy Assistant shall file an application for obtaining a new Home State license by virtue of a Compact Privilege, pay all applicable fees, and notify the current and new Home State in accordance with applicable Rules adopted by the Commission.

2. Upon receipt of an application for obtaining a new Home State license by virtue of compact privilege, the new Home State shall verify that the Occupational Therapist or Occupational Therapy Assistant meets the pertinent criteria outlined in Section 4 via the Data System, without need for primary source verification except for:

- a. an FBI fingerprint based criminal background check if not previously performed or updated pursuant to applicable Rules adopted by the Commission in accordance with Public Law 92-544;
- b. other criminal background check as required by the new Home State; and
- c. submission of any requisite Jurisprudence Requirements of the new Home State.

3. The former Home State shall convert the former Home State license into a Compact Privilege once the new Home State has activated the new Home State license in accordance with applicable Rules adopted by the Commission.

4. Notwithstanding any other provision of this Compact, if the Occupational Therapist or Occupational Therapy Assistant cannot meet the criteria in Section 4, the new Home State shall apply its requirements for issuing a new Single-State License.

5. The Occupational Therapist or the Occupational Therapy Assistant shall pay all applicable fees to the new Home State in order to be issued a new Home State license.

C. If an Occupational Therapist or Occupational Therapy Assistant changes Primary State of Residence by moving from a Member State to a non-Member State, or from a non-Member State to a Member State, the State criteria shall apply for issuance of a Single-State License in the new State.

D. Nothing in this compact shall interfere with a Licensee's ability to hold a Single-State License in multiple States; however, for the purposes of this compact, a Licensee shall have only one Home State license.

E. Nothing in this Compact shall affect the requirements established by a Member State for the issuance of a Single-State License.

SECTION 6. ACTIVE DUTY MILITARY PERSONNEL OR THEIR SPOUSES

A. Active Duty Military personnel, or their spouses, shall designate a Home State where the individual has a current license in good standing. The individual may retain the Home State designation during the period the service member is on active duty. Subsequent to designating a Home State, the individual shall only change their Home State through application for licensure in the new State or through the process described in Section 5.

SECTION 7. ADVERSE ACTIONS

A. A Home State shall have exclusive power to impose Adverse Action against an Occupational Therapist's or Occupational Therapy Assistant's license issued by the Home State.

B. In addition to the other powers conferred by State law, a Remote State shall have the authority, in accordance with existing State due process law, to:

1. Take Adverse Action against an Occupational Therapist's or Occupational Therapy Assistant's Compact Privilege within that Member State.

2. Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses as well as the production of evidence. Subpoenas issued by a Licensing Board in a Member State for the attendance and testimony of witnesses or the production of evidence from another Member State shall be enforced in the latter State by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the State in which the witnesses or evidence are located.

C. For purposes of taking Adverse Action, the Home State shall give the same priority and effect to reported conduct received from a Member State as it would if the conduct had occurred within the Home State. In so doing, the Home State shall apply its own State laws to determine appropriate action.

D. The Home State shall complete any pending investigations of an Occupational Therapist or Occupational Therapy Assistant who changes Primary State of Residence during the course of the investigations. The Home State, where the investigations were initiated, shall also have the authority to take appropriate action(s) and shall promptly report the conclusions of the investigations to the OT Compact Commission Data System. The Occupational Therapy Compact Commission Data System administrator shall promptly notify the new Home State of any Adverse Actions.

E. A Member State, if otherwise permitted by State law, may recover from the affected Occupational Therapist or Occupational Therapy Assistant the costs of investigations and disposition of cases resulting from any Adverse Action taken against that Occupational Therapist or Occupational Therapy Assistant.

F. A Member State may take Adverse Action based on the factual findings of the Remote State, provided that the Member State follows its own procedures for taking the Adverse Action.

G. Joint Investigations

1. In addition to the authority granted to a Member State by its respective State Occupational Therapy laws and regulations or other applicable State law, any Member State may participate with other Member States in joint investigations of Licensees.

2. Member States shall share any investigative, litigation, or compliance materials in furtherance of any joint or individual investigation initiated under the Compact.

H. If an Adverse Action is taken by the Home State against an Occupational Therapist's or Occupational Therapy Assistant's license, the Occupational Therapist's or Occupational Therapy Assistant's Compact Privilege in all other Member States shall be deactivated until all encumbrances have been removed from the State license. All Home State disciplinary orders that impose Adverse Action against an Occupational Therapist's or Occupational Therapy Assistant's license shall include a Statement that the Occupational Therapist's or Occupational Therapy Assistant's Compact Privilege is deactivated in all Member States during the pendency of the order.

I. If a Member State takes Adverse Action, it shall promptly notify the administrator of the Data System. The administrator of the Data System shall promptly notify the Home State of any Adverse Actions by Remote States.

J. Nothing in this Compact shall override a Member State's decision that participation in an Alternative Program may be used in lieu of Adverse Action.

SECTION 8. ESTABLISHMENT OF THE OCCUPATIONAL THERAPY COMPACT COMMISSION.

A. The Compact Member States hereby create and establish a joint public agency known as the Occupational Therapy Compact Commission:

1. The Commission is an instrumentality of the Compact States.

2. Venue is proper and judicial proceedings by or against the Commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the Commission is located. The Commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

3. Nothing in this Compact shall be construed to be a waiver of sovereign immunity.

B. Membership, Voting, and Meetings

1. Each Member State shall have and be limited to one (1) delegate selected by that Member State's Licensing Board.

2. The delegate shall be either:

a. A current member of the Licensing Board, who is an Occupational Therapist, Occupational Therapy Assistant, or public member; or

b. An administrator of the Licensing Board.

3. Any delegate may be removed or suspended from office as provided by the law of the State from which the delegate is appointed.

4. The Member State board shall fill any vacancy occurring in the Commission within 90 days.

5. Each delegate shall be entitled to one (1) vote with regard to the promulgation of Rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the Commission. A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

6. The Commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

7. The Commission shall establish by Rule a term of office for delegates.

C. The Commission shall have the following powers and duties:

1. Establish a Code of Ethics for the Commission;

2. Establish the fiscal year of the Commission;

3. Establish bylaws;

4. Maintain its financial records in accordance with the bylaws;

5. Meet and take such actions as are consistent with the provisions of this Compact and the bylaws;

6. Promulgate uniform Rules to facilitate and coordinate implementation and administration of this Compact. The Rules shall have the force and effect of law and shall be binding in all Member States;

7. Bring and prosecute legal proceedings or actions in the name of the Commission, provided that the standing of any State Occupational Therapy Licensing Board to sue or be sued under applicable law shall not be affected;

8. Purchase and maintain insurance and bonds;

9. Borrow, accept, or contract for services of personnel, including, but not limited to, employees of a Member State;

10. Hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the Compact, and establish the Commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

11. Accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and receive, utilize and dispose of the same; provided that at all times the Commission shall avoid any appearance of impropriety and/or conflict of interest;

12. Lease, purchase, accept appropriate gifts or donations of, or otherwise own, hold, improve or use, any property, real, personal or mixed; provided that at all times the Commission shall avoid any appearance of impropriety;

13. Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property real, personal, or mixed;

14. Establish a budget and make expenditures;

15. Borrow money;

16. Appoint committees, including standing committees composed of members, State regulators, State legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this Compact and the bylaws;

17. Provide and receive information from, and cooperate with, law enforcement agencies;

18. Establish and elect an Executive Committee; and

19. Perform such other functions as may be necessary or appropriate to achieve the purposes of this Compact consistent with the State regulation of Occupational Therapy licensure and practice.

D. The Executive Committee

The Executive Committee shall have the power to act on behalf of the Commission according to the terms of this Compact.

1. The Executive Committee shall be composed of nine members:
 - a. Seven voting members who are elected by the Commission from the current membership of the Commission;
 - b. One ex-officio, nonvoting member from a recognized national Occupational Therapy professional association; and
 - c. One ex-officio, nonvoting member from a recognized national Occupational Therapy certification organization.
2. The ex-officio members will be selected by their respective organizations.
3. The Commission may remove any member of the Executive Committee as provided in bylaws.
4. The Executive Committee shall meet at least annually.
5. The Executive Committee shall have the following Duties and responsibilities:
 - a. Recommend to the entire Commission changes to the Rules or bylaws, changes to this Compact legislation, fees paid by Compact Member States such as annual dues, and any Commission Compact fee charged to Licensees for the Compact Privilege;
 - b. Ensure Compact administration services are appropriately provided, contractual or otherwise;
 - c. Prepare and recommend the budget;
 - d. Maintain financial records on behalf of the Commission;
 - e. Monitor Compact compliance of Member States and provide compliance reports to the Commission;
 - f. Establish additional committees as necessary; and
 - g. Perform other duties as provided in Rules or bylaws.
- E. Meetings of the Commission
 1. All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the Rulemaking provisions in Section 10.
 2. The Commission or the Executive Committee or other committees of the Commission may convene in a closed, non-public meeting if the Commission or Executive Committee or other committees of the Commission must discuss:
 - a. Non-compliance of a Member State with its obligations under the Compact;
 - b. The employment, compensation, discipline or other matters, practices or procedures related to specific employees or other matters related to the Commission's internal personnel practices and procedures;
 - c. Current, threatened, or reasonably anticipated litigation;
 - d. Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate;
 - e. Accusing any person of a crime or formally censuring any person;
 - f. Disclosure of trade secrets or commercial or financial information that is privileged or confidential;
 - g. Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;
 - h. Disclosure of investigative records compiled for law enforcement purposes;
 - i. Disclosure of information related to any investigative reports prepared by or on behalf of or for use of the Commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the Compact; or
 - j. Matters specifically exempted from disclosure by federal or Member State statute.
 3. If a meeting, or portion of a meeting, is closed pursuant to this provision, the Commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision.
 4. The Commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the Commission or order of a court of competent jurisdiction.
- F. Financing of the Commission
 1. The Commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.
 2. The Commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.

3. The Commission may levy on and collect an annual assessment from each Member State or impose fees on other parties to cover the cost of the operations and activities of the Commission and its staff, which must be in a total amount sufficient to cover its annual budget as approved by the Commission each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Commission, which shall promulgate a Rule binding upon all Member States.

4. The Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Commission pledge the credit of any of the Member States, except by and with the authority of the Member State.

5. The Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the Commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the Commission.

G. Qualified Immunity, Defense, and Indemnification

1. The members, officers, executive director, employees and representatives of the Commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided that nothing in this paragraph shall be construed to protect any such person from suit and/or liability for any damage, loss, injury, or liability caused by the intentional or willful or wanton misconduct of that person.

2. The Commission shall defend any member, officer, executive director, employee, or representative of the Commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional or willful or wanton misconduct.

3. The Commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the Commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from the intentional or willful or wanton misconduct of that person.

SECTION 9. DATA SYSTEM

A. The Commission shall provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, Adverse Action, and Investigative Information on all licensed individuals in Member States.

B. A Member State shall submit a uniform data set to the Data System on all individuals to whom this Compact is applicable (utilizing a unique identifier) as required by the Rules of the Commission, including:

1. Identifying information;
2. Licensure data;
3. Adverse Actions against a license or Compact Privilege;
4. Non-confidential information related to Alternative Program participation;
5. Any denial of application for licensure, and the reason(s) for such denial;
6. Other information that may facilitate the administration of this Compact, as determined by the Rules of the Commission; and
7. Current Significant Investigative Information.

C. Current Significant Investigative Information and other Investigative Information pertaining to a Licensee in any Member State will only be available to other Member States.

D. The Commission shall promptly notify all Member States of any Adverse Action taken against a Licensee or an individual applying for a license. Adverse Action information pertaining to a Licensee in any Member State will be available to any other Member State.

E. Member States contributing information to the Data System may designate information that may not be shared with the public without the express permission of the contributing State.

F. Any information submitted to the Data System that is subsequently required to be expunged by the laws of the Member State contributing the information shall be removed from the Data System.

SECTION 10. RULEMAKING

A. The Commission shall exercise its Rulemaking powers pursuant to the criteria set forth in this Section and the Rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each Rule or amendment.

B. The Commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purposes of the Compact. Notwithstanding the foregoing, in the event the Commission exercises its rulemaking authority in a manner that is beyond the scope of the purposes of the Compact, or the powers granted hereunder, then such an action by the Commission shall be invalid and have no force and effect.

C. If a majority of the legislatures of the Member States rejects a Rule, by enactment of a statute or resolution in the same manner used to adopt the Compact within 4 years of the date of adoption of the Rule, then such Rule shall have no further force and effect in any Member State.

D. Rules or amendments to the Rules shall be adopted at a regular or special meeting of the Commission.

E. Prior to promulgation and adoption of a final Rule or Rules by the Commission, and at least thirty (30) days in advance of the meeting at which the Rule will be considered and voted upon, the Commission shall file a Notice of Proposed Rulemaking:

1. On the website of the Commission or other publicly accessible platform; and
2. On the website of each Member State Occupational Therapy Licensing Board or other publicly accessible platform or the publication in which each State would otherwise publish proposed Rules.

F. The Notice of Proposed Rulemaking shall include:

1. The proposed time, date, and location of the meeting in which the Rule will be considered and voted upon;
2. The text of the proposed Rule or amendment and the reason for the proposed Rule;
3. A request for comments on the proposed Rule from any interested person; and
4. The manner in which interested persons may submit notice to the Commission of their intention to attend the public hearing and any written comments.

G. Prior to adoption of a proposed Rule, the Commission shall allow persons to submit written data, facts, opinions, and arguments, which shall be made available to the public.

H. The Commission shall grant an opportunity for a public hearing before it adopts a Rule or amendment if a hearing is requested by:

1. At least twenty five (25) persons;
2. A State or federal governmental subdivision or agency; or
3. An association or organization having at least twenty five (25) members.

I. If a hearing is held on the proposed Rule or amendment, the Commission shall publish the place, time, and date of the scheduled public hearing. If the hearing is held via electronic means, the Commission shall publish the mechanism for access to the electronic hearing.

1. All persons wishing to be heard at the hearing shall notify the executive director of the Commission or other designated member in writing of their desire to appear and testify at the hearing not less than five (5) business days before the scheduled date of the hearing.

2. Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

3. All hearings will be recorded. A copy of the recording will be made available on request.

4. Nothing in this section shall be construed as requiring a separate hearing on each Rule. Rules may be grouped for the convenience of the Commission at hearings required by this section.

J. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the Commission shall consider all written and oral comments received.

K. If no written notice of intent to attend the public hearing by interested parties is received, the Commission may proceed with promulgation of the proposed Rule without a public hearing.

L. The Commission shall, by majority vote of all members, take final action on the proposed Rule and shall determine the effective date of the Rule, if any, based on the Rulemaking record and the full text of the Rule.

M. Upon determination that an emergency exists, the Commission may consider and adopt an emergency Rule without prior notice, opportunity for comment, or hearing, provided that the usual Rulemaking procedures provided in the Compact and in this section shall be retroactively applied to the Rule as soon as reasonably possible, in no event later than ninety (90) days after the effective date of the Rule. For the purposes of this provision, an emergency Rule is one that must be adopted immediately in order to:

1. Meet an imminent threat to public health, safety, or welfare;
2. Prevent a loss of Commission or Member State funds;
3. Meet a deadline for the promulgation of an administrative Rule that is established by federal law or Rule; or
4. Protect public health and safety.

N. The Commission or an authorized committee of the Commission may direct revisions to a previously adopted Rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of thirty (30) days after posting. The revision may be challenged only on grounds that the revision results in a material change to a Rule. A challenge shall be made in writing and delivered to the chair of the Commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

SECTION 11. OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT

A. Oversight

1. The executive, legislative, and judicial branches of State government in each Member State shall enforce this Compact and take all actions necessary and appropriate to effectuate the Compact's purposes and intent. The provisions of this Compact and the Rules promulgated hereunder shall have standing as statutory law.
2. All courts shall take judicial notice of the Compact and the Rules in any judicial or administrative proceeding in a Member State pertaining to the subject matter of this Compact which may affect the powers, responsibilities, or actions of the Commission.
3. The Commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the Commission shall render a judgment or order void as to the Commission, this Compact, or promulgated Rules.

B. Default, Technical Assistance, and Termination

1. If the Commission determines that a Member State has defaulted in the performance of its obligations or responsibilities under this Compact or the promulgated Rules, the Commission shall:
 - a. Provide written notice to the defaulting State and other Member States of the nature of the default, the proposed means of curing the default and/or any other action to be taken by the Commission; and
 - b. Provide remedial training and specific technical assistance regarding the default.
2. If a State in default fails to cure the default, the defaulting State may be terminated from the Compact upon an affirmative vote of a majority of the Member States, and all rights, privileges and benefits conferred by this Compact may be terminated on the effective date of termination. A cure of the default does not relieve the offending State of obligations or liabilities incurred during the period of default.
3. Termination of membership in the Compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by the Commission to the governor, the majority and minority leaders of the defaulting State's legislature, and each of the Member States.
4. A State that has been terminated is responsible for all assessments, obligations, and liabilities incurred through the effective date of termination, including obligations that extend beyond the effective date of termination.
5. The Commission shall not bear any costs related to a State that is found to be in default or that has been terminated from the Compact, unless agreed upon in writing between the Commission and the defaulting State.

6. The defaulting State may appeal the action of the Commission by petitioning the U.S. District Court for the District of Columbia or the federal district where the Commission has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

C. Dispute Resolution

1. Upon request by a Member State, the Commission shall attempt to resolve disputes related to the Compact that arise among Member States and between member and non-Member States.

2. The Commission shall promulgate a Rule providing for both mediation and binding dispute resolution for disputes as appropriate.

D. Enforcement

1. The Commission, in the reasonable exercise of its discretion, shall enforce the provisions and Rules of this Compact.

2. By majority vote, the Commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices against a Member State in default to enforce compliance with the provisions of the Compact and its promulgated Rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or State law.

SECTION 12. DATE OF IMPLEMENTATION OF THE INTERSTATE COMMISSION FOR OCCUPATIONAL THERAPY PRACTICE AND ASSOCIATED RULES, WITHDRAWAL, AND AMENDMENT

A. The Compact shall come into effect on the date on which the Compact statute is enacted into law in the tenth Member State. The provisions, which become effective at that time, shall be limited to the powers granted to the Commission relating to assembly and the promulgation of Rules. Thereafter, the Commission shall meet and exercise Rulemaking powers necessary to the implementation and administration of the Compact.

B. Any State that joins the Compact subsequent to the Commission's initial adoption of the Rules shall be subject to the Rules as they exist on the date on which the Compact becomes law in that State. Any Rule that has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that State.

C. Any Member State may withdraw from this Compact by enacting a statute repealing the same.

1. A Member State's withdrawal shall not take effect until six (6) months after enactment of the repealing statute.

2. Withdrawal shall not affect the continuing requirement of the withdrawing State's Occupational Therapy Licensing Board to comply with the investigative and Adverse Action reporting requirements of this act prior to the effective date of withdrawal.

D. Nothing contained in this Compact shall be construed to invalidate or prevent any Occupational Therapy licensure agreement or other cooperative arrangement between a Member State and a non-Member State that does not conflict with the provisions of this Compact.

E. This Compact may be amended by the Member States. No amendment to this Compact shall become effective and binding upon any Member State until it is enacted into the laws of all Member States.

SECTION 13. CONSTRUCTION AND SEVERABILITY

This Compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Compact shall be severable and if any phrase, clause, sentence or provision of this Compact is declared to be contrary to the constitution of any Member State or of the United States or the applicability thereof to any government, agency, person, or circumstance is held invalid, the validity of the remainder of this Compact and the applicability thereof to any government, agency, person, or circumstance shall not be affected thereby. If this Compact shall be held contrary to the constitution of any Member State, the Compact shall remain in full force and effect as to the remaining Member States and in full force and effect as to the Member State affected as to all severable matters.

SECTION 14. BINDING EFFECT OF COMPACT AND OTHER LAWS

A. A Licensee providing Occupational Therapy in a Remote State under the Compact Privilege shall function within the laws and regulations of the Remote State.

B. Nothing herein prevents the enforcement of any other law of a Member State that is not inconsistent with the Compact.

C. Any laws in a Member State in conflict with the Compact are superseded to the extent of the conflict.

D. Any lawful actions of the Commission, including all Rules and bylaws promulgated by the Commission, are binding upon the Member States.

E. All agreements between the Commission and the Member States are binding in accordance with their terms.

F. In the event any provision of the Compact exceeds the constitutional limits imposed on the legislature of any Member State, the provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that Member State.

324.200. 1. Sections 324.200 to 324.225 shall be known and may be cited as the "Dietitian Practice Act".

2. As used in sections 324.200 to 324.225, the following terms shall mean:

(1) "Accreditation Council for Education in Nutrition and Dietetics" or "ACEND", the Academy of Nutrition and Dietetics accrediting agency for education programs preparing students for professions as registered dietitians;

(2) "Committee", the state committee of dietitians established in section 324.203;

(3) "Dietetics practice", the application of principles derived from integrating knowledge of food, nutrition, biochemistry, physiology, management, and behavioral and social science to achieve and maintain the health of people by providing nutrition assessment and nutrition care services. The primary function of dietetic practice is the provision of nutrition care services that shall include, but not be limited to:

(a) Assessing the nutrition needs of individuals and groups and determining resources and constraints in the practice setting;

(b) Establishing priorities, goals, and objectives that meet nutrition needs and are consistent with available resources and constraints;

(c) Providing nutrition counseling or education in health and disease;

(d) Developing, implementing, and managing nutrition care systems;

(e) Evaluating, making changes in, and maintaining appropriate standards of quality and safety in food and in nutrition services;

(f) Engaged in medical nutritional therapy as defined in subdivision (8) of this section;

(4) "Dietitian", one engaged in dietetic practice as defined in subdivision (3) of this section;

(5) "Director", the director of the division of professional registration;

(6) "Division", the division of professional registration;

(7) "Licensed dietitian", a person who is licensed pursuant to the provisions of sections 324.200 to 324.225 to engage in the practice of dietetics or medical nutrition therapy;

(8) "Medical nutrition therapy", ~~nutritional diagnostic, therapy, and counseling services which are furnished by a registered dietitian or registered dietitian nutritionist~~ **the provision of nutrition care services for the treatment or management of a disease or medical condition;**

(9) "Registered dietitian" or "registered dietitian nutritionist", a person who:

(a) Has completed a minimum of a baccalaureate degree granted by a United States regionally accredited college or university or foreign equivalent;

(b) Completed the academic requirements of a didactic program in dietetics, as approved by ACEND;

(c) Successfully completed the registration examination for dietitians; and

(d) Accrued seventy-five hours of approved continuing professional units every five years; as determined by the Committee on Dietetic Registration.

324.206. 1. As long as the person involved does not represent or hold himself or herself out as a dietitian as defined by subdivision (4) of subsection 2 of section 324.200, nothing in sections 324.200 to 324.225 is intended to limit, preclude, or otherwise interfere with:

(1) Self-care by a person or gratuitous care by a friend or family member;

(2) Persons in the military services or working in federal facilities from performing any activities described in sections 324.200 to 324.225 during the course of their assigned duties in the military service or a federal facility;

(3) A licensed health care provider performing any activities described in sections 324.200 to 324.225 that are within the scope of practice of the licensee;

(4) A person pursuing an approved educational program leading to a degree or certificate in dietetics at an accredited or approved educational program as long as such person does not provide dietetic services outside the educational program. Such person shall be designated by a title that clearly indicates the person's status as a student;

(5) Individuals who do not hold themselves out as dietitians marketing or distributing food products including dietary supplements as defined by the Food and Drug Administration or engaging in the explanation and education of customers regarding the use of such products;

(6) Any person furnishing general nutrition information as to the use of food, food materials, or dietary supplements, nor prevent in any way the free dissemination of literature;

(7) A person credentialed in the field of nutrition from providing advice, counseling, or evaluations in matters of food, diet, or nutrition to the extent such acts are within the scope of practice listed by the credentialing body and do not constitute medical nutrition therapy;
provided, however, no such individual may call himself or herself a dietitian unless he or she is licensed under this chapter.

2. A credentialed person not representing or holding himself or herself out as a dietitian, who performs any of the acts or services listed in subsection 1 of this section, shall provide, prior to performing such act or service for another, the following:

(1) The person's name and title;

(2) The person's business address and telephone number;

(3) A statement that the person is not a dietitian licensed by the state of Missouri;

(4) A statement that the information provided or advice given may be considered alternative care by licensed practitioners in the state of Missouri; and

(5) The person's qualifications for providing such information or advice, including educational background, training, and experience.

327.011. As used in this chapter, the following words and terms shall have the meanings indicated:

(1) "Accredited degree program from a school of architecture", a degree from any school or other institution which teaches architecture and whose curricula for the degree in question have been, at the time in question, certified as accredited by the National Architectural Accrediting Board;

(2) "Accredited school of engineering", any school or other institution which teaches engineering and whose curricula on the subjects in question are or have been, at the time in question certified as accredited by the engineering accreditation commission of the accreditation board for engineering and technology or its successor organization;

(3) "Accredited school of landscape architecture", any school or other institution which teaches landscape architecture and whose curricula on the subjects in question are or have been at the times in question certified as accredited by the Landscape Architecture Accreditation Board of the American Society of Landscape Architects;

(4) "Architect", any person authorized pursuant to the provisions of this chapter to practice architecture in Missouri, as the practice of architecture is defined in section 327.091;

(5) "Board", the Missouri board for architects, professional engineers, professional land surveyors and professional landscape architects;

(6) "Corporation", any general business corporation, professional corporation or limited liability company;

(7) "Design coordination", the review and coordination of technical submissions prepared by others including, as appropriate and without limitation, architects, professional engineers, professional land surveyors, professional landscape architects, and other consultants;

(8) "Design survey", a survey which includes all activities required to gather information to support the sound conception, planning, design, construction, maintenance, and operation of design projects, but excludes the surveying of real property for the establishment of land boundaries, rights-of-way, easements, and the dependent or independent surveys or resurveys of the public land survey system;

(9) "Incidental practice", the performance of other professional services licensed under chapter 327 that are related to a licensee's professional service, but are secondary and substantially less in scope and magnitude when compared to the professional services usually and normally performed by the licensee practicing in their licensed profession. This incidental professional service shall be safely and competently performed by the licensee without jeopardizing the health, safety, and welfare of the public. The licensee shall be qualified by education, training, and experience as determined by the board and in sections 327.091, 327.181, 327.272, and 327.600 and applicable board rules to perform such incidental professional service;

(10) "Licensee", a person licensed to practice any profession regulated under this chapter or a corporation authorized to practice any such profession;

(11) "Partnership", any partnership or limited liability partnership;

(12) "Person", any ~~person~~ **individual**, corporation, firm, partnership, association or other entity **authorized to do business;**

(13) "Professional engineer", any person authorized pursuant to the provisions of this chapter to practice as a professional engineer in Missouri, as the practice of engineering is defined in section 327.181;

(14) "Professional land surveyor", any person authorized pursuant to the provisions of this chapter to practice as a professional land surveyor in Missouri as the practice of land surveying is defined in section 327.272;

(15) "Professional landscape architect", any person authorized pursuant to the provisions of this chapter to practice as a professional landscape architect in Missouri as the practice of landscape architecture is defined in section 327.600;

(16) "Responsible charge", the independent direct control of a licensee's work and personal supervision of such work pertaining to the practice of architecture, engineering, land surveying, or landscape architecture.

327.091. 1. ~~[Any person practices as an architect in Missouri who renders or offers to render or represents himself or herself as willing or able to render service or creative work which requires architectural education, training and experience, including services and work such as consultation, evaluation, planning, aesthetic and structural design, the preparation of drawings, specifications and related documents, and the coordination of services furnished by structural, civil, mechanical and electrical engineers and other consultants as they relate to architectural work in connection with the construction or erection of any private or public building, building structure, building project or integral part or parts of buildings or of any additions or alterations thereto; or who uses the title "architect" or the terms "architect" or "architecture" or "architectural" alone or together with any words other than "landscape" that indicate or imply that such person is or holds himself or herself out to be an architect]~~ **The practice of architecture is the rendering of or offering to render services in connection with the design and construction of public and private buildings, structures and shelters, site improvements, in whole or part and including any additions or alterations thereto, as well as to the spaces within and the site surrounding such buildings and structures, which have as their principal purpose human occupancy or habitation. The services referred to include consultation, design surveys, feasibility studies, evaluation, planning, aesthetic and structural design, preliminary design, drawings, specifications, technical submissions, and other instruments of service, the administration of construction contracts, construction observation and inspection, and the coordination of any elements of technical submissions prepared by others, including professional engineers, landscape architects, and other consultants that pertain to the practice of architecture. A person shall be considered to be practicing architecture when such person uses the title "architect" or the terms "architect" or "architecture" or "architectural" alone or together with any words other than "landscape" to indicate or imply that such person is or holds himself or herself out to be an architect. Only a person with the required architectural education, practical training, relevant work experience, and licensure may practice as an architect in Missouri.**

2. Architects shall be in responsible charge of all architectural design of buildings and structures that can affect the health, safety, and welfare of the public within their scope of practice.

327.101. 1. No person shall practice architecture in Missouri as defined in section 327.091 unless and until there is issued to the person a license or a certificate of authority certifying that the person has been duly licensed as an architect or authorized to practice architecture, in Missouri, and unless such license has been renewed as hereinafter specified; ~~provided, however, that nothing in this chapter shall apply to the following persons].~~

2. Notwithstanding the provisions of subsection 1 of this section, the following persons may engage in actions defined as the practice of architecture in section 327.091, provided that such persons shall not use the title "architect" or the terms "architect" or "architecture" or "architectural" alone or together with any words other than "landscape" that indicate or imply that such person is or holds himself or herself out to be an architect:

(1) Any person who is an employee of a person holding a currently valid license as an architect or who is an employee of any person holding a currently valid certificate of authority pursuant to this chapter, and who performs architectural work under the direction and continuing supervision of and is checked by one holding a currently valid license as an architect pursuant to this chapter;

(2) Any person who is a regular full-time employee who performs architectural work for the person's employer if and only if all such work and service so performed is in connection with a facility owned or wholly operated by the employer and which is occupied by the employer of the employee performing such work or service, and if and only if such work and service so performed do not endanger the public health or safety;

(3) Any holder of a currently valid license or certificate of authority as a professional engineer who performs only such architecture as incidental practice and necessary to the completion of professional engineer services lawfully being performed by such licensed professional engineer;

(4) Any person who is a professional landscape architect, city planner or regional planner who performs work consisting only of consultations concerning and preparation of master plans for parks, land areas or communities, or the preparation of plans for and the supervision of the planting and grading or the construction of walks and paving for parks or land areas and such other minor structural features as fences, steps, walls, small decorative pools and other construction not involving structural design or stability and which is usually and customarily included within the area of work of a professional landscape architect or planner;

(5) Any person who renders architectural services in connection with the construction, remodeling or repairing of any privately owned building described in paragraphs (a), (b), **or (c)** ~~[(d), and (e)]~~ which follow, and who indicates on any drawings, specifications, estimates, reports or other documents furnished in connection with such services that the person is not a licensed architect:

(a) A dwelling house; or

(b) A multiple family dwelling house, flat or apartment containing not more than two families; or

(c) ~~[A commercial or industrial building or structure which provides for the employment, assembly, housing, sleeping or eating of not more than nine persons; or~~

~~— (d) Any one structure containing less than two thousand square feet, except as provided in (b) and (c) above, and which is not a part or a portion of a project which contains more than one structure; or~~

~~— (e) A building or structure used exclusively for farm purposes]~~ **Any one building or structure, except for those buildings or structures referenced in subdivision (8) of this subsection, which provides for the employment, assembly, housing, sleeping, or eating of not more than nine persons, contains less than two thousand square feet, and is not part of another building or structure;**

(6) Any person who renders architectural services in connection with the remodeling or repairing of any privately owned multiple family dwelling house, flat or apartment containing three or four families, provided that the alteration, renovation, or remodeling does not affect architectural or engineering safety features of the building and who indicates on any drawings, specifications, estimates, reports or other documents furnished in connection with such services that the person is not a licensed architect;

(7) Any person or corporation who is offering, but not performing or rendering, architectural services if the person or corporation is licensed to practice architecture in the state or country of residence or principal place of business; **or**

(8) Any person who renders architectural services in connection with the construction, remodeling, or repairing of any building or structure used exclusively for agriculture purposes.

327.131. Any person may apply to the board for licensure as an architect who is over the age of twenty-one, has acquired an accredited degree from an accredited degree program from a school of architecture, holds a certified Intern Development Program (IDP) **or Architectural Experience Program (AXP)** record with the National Council of Architectural Registration Boards, and has taken and passed all divisions of the Architect Registration Examination.

327.191. **1.** No person shall practice as a professional engineer in Missouri, as defined in section 327.181 unless and until there is issued to such person a professional license or a certificate of authority certifying that such person has been duly licensed as a professional engineer or authorized to practice engineering in Missouri, and unless such license or certificate has been renewed as provided in section 327.261 ~~[- provided that section 327.181 shall not be construed to prevent the practice of engineering by the following persons].~~

2. Notwithstanding the provisions of subsection 1 of this section, the following persons may engage in actions defined as the practice of professional engineering in section 327.181, provided that such persons shall not use the title "professional engineer" or "consulting engineer" or the word "engineer" alone or preceded by any word indicating or implying that such person is or holds himself or herself out to be a professional engineer, or use any word or words, letters, figures, degrees, titles, or other description indicating or implying that such person is a professional engineer or is willing or able to practice engineering:

(1) Any person who is an employee of a person holding a currently valid license as a professional engineer or who is an employee of a person holding a currently valid certificate of authority pursuant to this chapter, and who performs professional engineering work under the direction and continuing supervision of and is checked by one holding a currently valid license as a professional engineer pursuant to this chapter;

(2) Any person who is a regular full-time employee of a person or any former employee under contract to a person, who performs professional engineering work for such employer if and only if all such work and service so performed is done solely in connection with a facility owned or wholly operated by the employer and occupied or maintained by the employer of the employee performing such work or service, and does not affect the health, safety, and welfare of the public;

(3) Any person engaged in engineering who is a full-time, regular employee of a person engaged in manufacturing operations and which engineering so performed by such person relates to the manufacture, sale or installation of the products of such person, and does not affect the health, safety, and welfare of the public;

(4) Any holder of a currently valid license or certificate of authority as an architect, professional land surveyor, or professional landscape architect who performs only such engineering as incidental practice and necessary to the completion of professional services lawfully being performed by such architect, professional land surveyor, or professional landscape architect;

(5) Any person who renders engineering services in connection with the construction, remodeling, or repairing of any privately owned building described as follows, and who indicates on any drawings, specifications, estimates, reports, or other documents furnished in connection with such services that the person is not a licensed professional engineer:

(a) A dwelling house;

(b) A multiple family dwelling house, flat, or apartment containing no more than two families; or

(c) Any one building or structure, except for those buildings or structures referenced in subdivision (8) of this subsection, which provides for the employment, assembly, housing, sleeping, or eating of not more than nine persons, contains less than two thousand square feet, and is not part of another building or structure;

(6) Any person who renders engineering services in connection with the remodeling or repairing of any privately owned, multiple family dwelling house, flat, or apartment containing three or four families, provided that the alteration, renovation, or remodeling does not affect architectural or engineering safety features of the building, and who indicates on any drawings, specifications, estimates, reports, or other documents furnished in connection with such services that the person is not a licensed professional engineer;

(7) Any person or corporation who is offering, but not performing or rendering, professional engineering services if the person or corporation is licensed to practice professional engineering in the state or country of residence or principal place of business;

(8) Any person who renders engineering services in connection with the construction, remodeling, or repairing of any building or structure used exclusively for agricultural purposes.

327.241. 1. After it has been determined that an applicant possesses the qualifications entitling the applicant to be examined, each applicant for examination and licensure as a professional engineer in Missouri shall appear before the board or its representatives for examination at the time and place specified.

2. The examination or examinations shall be of such form, content and duration as shall be determined by the board to thoroughly test the qualifications of each applicant to practice as a professional engineer in Missouri.

3. Any applicant to be eligible for a license must make a grade on each examination of at least seventy percent.

4. The engineering examination shall consist of two parts; the first part may be taken by any person after such person has satisfied the educational requirements of section 327.221, or who is in his or her final year of study in an accredited school of engineering; and upon passing part one of the examination and providing proof that such person has satisfied the educational requirements of section 327.221 and upon payment of the required fee, such person shall be an engineer-intern, subject to the other provisions of this chapter.

5. Any engineer-intern, as defined in subsection 4 of this section~~], who has acquired at least four years of satisfactory engineering experience,~~ may take part two of the engineering examination and upon passing it **and having acquired at least four years of satisfactory engineering experience** shall be entitled to receive a license, subject, however, to the other provisions of this chapter.

6. Notwithstanding the provisions of subsections 4 and 5 of this section, the board may, in its discretion, provide by rule that any person who has graduated from and holds an engineering degree from an accredited school of engineering may thereupon be eligible to take both parts of the engineering examination and that upon passing said examination and acquiring four years of satisfactory engineering experience, after graduating and receiving a degree as aforesaid, shall be entitled to receive a license to practice as a professional engineer, subject, however, to the other provisions of this chapter.

7. Any person who has graduated from and has received a degree in engineering from an accredited school of engineering may ~~[then acquire four years of satisfactory engineering experience and thereafter]~~ take both parts of the examination and upon passing **and having acquired four years of satisfactory engineering experience** shall be entitled to receive a license to practice as a professional engineer, subject, however, to the other provisions of this chapter.

~~[8. Any person entitled to be licensed as a professional engineer as provided in subsection 5, 6, or 7 of this section must be so licensed within four years after the date on which he or she was so entitled, and if one is not licensed within the time he or she is so entitled, the engineering division of the board may require him to take and satisfactorily pass such further examination as provided by rule before issuing to him a license.]~~

327.612. Any person who ~~[has attained the age of twenty one years, and]~~ has a degree in landscape architecture from an accredited school of landscape architecture ~~[and]~~, **or possesses an education which in the opinion of the board equals or exceeds the education received by a graduate of an accredited school**, has acquired at least three years satisfactory landscape architectural experience after acquiring such a degree, **and who has taken and passed all sections of the landscape architectural registration examination administered by the Council of Landscape Architectural Registration Boards** may apply to the board for licensure as a professional landscape architect."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS#2 SCS HCS HB 271, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 362** entitled:

An act to repeal section 610.021, RSMo, and to enact in lieu thereof one new section relating to the sunshine law.

With Senate Amendment No. 1 to Senate Amendment No. 1, Senate Amendment No. 1, as amended, and Senate Amendment No. 2.

*Senate Amendment No. 1
to
Senate Amendment No. 1*

AMEND Senate Amendment No. 1 to Senate Committee Substitute for House Committee Substitute for House Bill No. 362, Page 4, Section 610.026, Line 94, by inserting at the end of said line the following:

"If the same or a substantially similar request for public records is made within six months after the expiration of the thirty day period, then the public governmental body may request payment of the same fees made for the original request that has expired in addition to any allowable fees necessary to fulfill the subsequent request."

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 362, Page 1, Section Title, Lines 2-3, by striking "the sunshine law" and inserting in lieu thereof the following:

"government transparency"; and

Further amend said bill and page, Section A, Line 3, by inserting after all of said line the following:

**"29.420. 1. This section shall be known as the "Government Lending Transparency Act".
2. As used in this section, the following terms mean:**

(1) "Administering agency", a department, office, board, commission, bureau, institution, or any other agency of the state charged by statute, regulation, or order with administering a credit support program or lending program;

(2) "Credit support program", any state program that guarantees or provides credit enhancements, such as state support for interest or principal payments, to the debt of private parties or municipalities, under which the state would be required to provide moneys if the borrower failed to pay;

(3) "Lending program", any state program that offers moneys to private parties or municipalities that come with the expectation of repayment.

3. Each administering agency shall report annually to the state auditor by August thirtieth the following information:

(1) The name and statutory authority for each lending program and credit support program administered by the agency;

(2) For the immediately preceding fiscal year, the total dollar amount of all lending for each lending program administered by the agency and the total amount of debt supported by each credit support program administered by the agency; and

(3) For the immediately preceding fiscal year, the reasonable estimates of the costs of likely defaults for each lending program and credit support program administered by the agency, using private sector accounting standards to evaluate the likelihood and costs of defaults.

4. The state auditor shall make an annual report compiling the data received from the administering agencies under this section, and shall submit the report to the general assembly annually by December fifteenth.

5. Intentional or knowing failure to comply with any reporting requirement contained in this section shall be punishable by a fine of up to two thousand dollars."; and

Further amend said bill, Page 7, Section 610.021, Line 201, by inserting after all of said line the following:

"610.026. 1. Except as otherwise provided by law, each public governmental body shall provide access to and, upon request, furnish copies of public records subject to the following:

(1) Fees for copying public records, except those records restricted under section 32.091, shall not exceed ten cents per page for a paper copy not larger than nine by fourteen inches, with the hourly fee for duplicating time not to exceed the average hourly rate of pay for clerical staff of the public governmental body. Research time required for fulfilling records requests may be charged at the actual cost of research time. Based on the scope of the request, the public governmental body shall produce the copies using employees of the body that result in the lowest amount of charges for search, research, and duplication time. Prior to producing copies of the requested records, the person requesting the records may request the public governmental body to provide an estimate of the cost to the person requesting the records. Documents may be furnished without charge or at a reduced charge when the public governmental body determines that waiver or reduction of the fee is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the public governmental body and is not primarily in the commercial interest of the requester;

(2) Fees for providing access to public records maintained on computer facilities, recording tapes or disks, videotapes or films, pictures, maps, slides, graphics, illustrations or similar audio or visual items or devices, and for paper copies larger than nine by fourteen inches shall include only the cost of copies, staff time, which shall not exceed the average hourly rate of pay for staff of the public governmental body required for making copies and programming, if necessary, and the cost of the disk, tape, or other medium used for the duplication. Fees for maps, blueprints, or plats that require special expertise to duplicate may include the actual rate of compensation for the trained personnel required to duplicate such maps, blueprints, or plats. If programming is required beyond the customary and usual level to comply with a request for records or information, the fees for compliance may include the actual costs of such programming.

2. Payment of such copying fees may be requested prior to the making of copies. **A request for public records to a public governmental body shall be considered withdrawn if the requester fails to remit all fees within thirty days of a request for payment of the fees by the public governmental body, prior to the making of copies.**

3. Except as otherwise provided by law, each public governmental body of the state shall remit all moneys received by or for it from fees charged pursuant to this section to the director of revenue for deposit to the general revenue fund of the state.

4. Except as otherwise provided by law, each public governmental body of a political subdivision of the state shall remit all moneys received by it or for it from fees charged pursuant to sections 610.010 to 610.028 to the appropriate fiscal officer of such political subdivision for deposit to the governmental body's accounts.

5. The term "tax, license or fees" as used in Section 22 of Article X of the Constitution of the State of Missouri does not include copying charges and related fees that do not exceed the level necessary to pay or to continue to pay the costs for providing a service, program, or activity which was in existence on November 4, 1980, or which was approved by a vote of the people subsequent to November 4, 1980."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 362, Page 1, Section Title, Line 3, by striking "sunshine law" and inserting in lieu thereof the following:

"public access to records"; and

Further amend said bill and page, Section A, Line 3, by inserting after all of said line the following:

"37.717. 1. The office shall create a safety reporting system in which employees of the children's division may report information regarding the safety of those served by the children's division and the safety of such division's employees.

2. The identity of any individual who reports to or participates in the reporting system under subsection 1 of this section shall:

(1) Be sealed from inspection by the public or any other entity or individual who is otherwise provided access to the department of social services' confidential records;

(2) Not be subject to discovery or introduction into evidence in any civil proceeding; and

(3) Be disclosed only as necessary to carry out the purpose of the reporting system under subsection 1 of this section.

3. Any criminal act reported into the reporting system under subsection 1 of this section shall be disclosed by the office of child advocate to the appropriate law enforcement agency or prosecuting or city attorney.

4. Any investigation conducted as a result of a report made under this section shall be conducted by an unbiased and disinterested investigator.

210.152. 1. All information, including telephone reports reported pursuant to section 210.145, relating to reports of abuse or neglect received by the division shall be retained by the division or removed from the records of the division as follows:

(1) For investigation reports contained in the central registry, the report and all information shall be retained by the division;

(2) (a) For investigation reports initiated against a person required to report pursuant to section 210.115, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report by a person required to report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(b) For investigation reports, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(c) For investigation reports initiated by a person required to report under section 210.115, where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for ten years from the conclusion of the investigation. For all other investigation reports where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for five years from the conclusion of the investigation. Such reports shall include any exculpatory evidence known by the division, including exculpatory evidence obtained after the closing of the case. At the end of such time period, the identifying information shall be removed from the records of the division and destroyed;

(d) For investigation reports where the identification of the specific perpetrator or perpetrators cannot be substantiated and the division has specific evidence to determine that a child was abused or neglected, the division shall retain the report and all information but shall not place an unknown perpetrator on the central registry. The division shall retain all information. The division shall retain and disclose information and findings in the same manner as the division retains and discloses family assessments. If the division made a finding of abuse or neglect against an unknown perpetrator prior to August 28, 2017, the division shall remove the unknown perpetrator from the central registry but shall retain and utilize all information as otherwise provided in this section;

(3) For reports where the division uses the family assessment and services approach, information shall be retained by the division;

(4) For reports in which the division is unable to locate the child alleged to have been abused or neglected, information shall be retained for eighteen years from the date of the report and then shall be removed from the records by the division.

2. Within ninety days, or within one hundred twenty days in cases involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality, after receipt of a report of abuse or neglect that is investigated, the alleged perpetrator named in the report and the parents of the child named in the report, if the alleged perpetrator is not a parent, shall be notified in writing of any determination made by the division based on the investigation. The notice shall advise either:

(1) That the division has determined by a probable cause finding prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, that abuse or neglect exists and that the division shall retain all information regarding the abuse or neglect; that such information shall remain confidential and will not be released except to law enforcement agencies, prosecuting or circuit attorneys, or as provided in section 210.150; that the alleged perpetrator has sixty days from the date of receipt of the notice to seek reversal of the division's determination through a review by the child abuse and neglect review board as provided in subsection 4 of this section;

(2) That the division has not made a probable cause finding or determined by a preponderance of the evidence that abuse or neglect exists; or

(3) The division has been unable to determine the identity of the perpetrator of the abuse or neglect. The notice shall also inform the child's parents and legal guardian that the division shall retain, utilize, and disclose all information and findings as provided in family assessment and services cases.

3. The children's division may reopen a case for review if new, specific, and credible evidence is obtained.

4. Any person named in an investigation as a perpetrator who is aggrieved by a determination of abuse or neglect by the division as provided in this section may seek an administrative review by the child abuse and neglect review board pursuant to the provisions of section 210.153. Such request for review shall be made within sixty days of notification of the division's decision under this section. In those cases where criminal charges arising out of facts of the investigation are pending, the request for review shall be made within sixty days from the court's final disposition or dismissal of the charges. **Nothing in this section shall preclude the office of child advocate from releasing findings regarding the professional performance of any individual member of the multidisciplinary team as described in section 660.520.**

5. In any such action for administrative review, the child abuse and neglect review board shall sustain the division's determination if such determination was supported by evidence of probable cause prior to August 28, 2004, or is supported by a preponderance of the evidence after August 28, 2004, and is not against the weight of such evidence. The child abuse and neglect review board hearing shall be closed to all persons except the parties, their attorneys and those persons providing testimony on behalf of the parties.

6. If the alleged perpetrator is aggrieved by the decision of the child abuse and neglect review board, the alleged perpetrator may seek de novo judicial review in the circuit court in the county in which the alleged perpetrator resides and in circuits with split venue, in the venue in which the alleged perpetrator resides, or in Cole County. If the alleged perpetrator is not a resident of the state, proper venue shall be in Cole County. The case may be assigned to the family court division where such a division has been established. The request for a judicial review shall be made within sixty days of notification of the decision of the child abuse and neglect review board decision. In reviewing such decisions, the circuit court shall provide the alleged perpetrator the opportunity to appear and present testimony. The alleged perpetrator may subpoena any witnesses except the alleged victim or the reporter. However, the circuit court shall have the discretion to allow the parties to submit the case upon a stipulated record.

7. In any such action for administrative review, the child abuse and neglect review board shall notify the child or the parent, guardian or legal representative of the child that a review has been requested.

479.162. Notwithstanding any provision of law, supreme court rule, or court operating rule, in a proceeding for a municipal ordinance violation or any other proceeding before a municipal court if the charge carries the possibility of fifteen days or more in jail or confinement, a defendant shall not be charged any fee for obtaining a police report, a probable cause statement, or any video relevant to the traffic stop or arrest. Such police report, probable cause statement, or video shall be provided by the prosecutor upon written request by the defendant for discovery."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 18** entitled:

An act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment, planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 19** entitled:

An act to appropriate money for the several departments and offices of state government, and the several divisions and programs thereof, for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 13** entitled:

An act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SCS SB 49, as amended**, and has taken up and passed **HCS SCS SB 49, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SS SB 176, as amended**, and has taken up and passed **HCS SS SB 176, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SS SCS SB 71, as amended**, and has taken up and passed **HCS SS SCS SB 71, as amended**.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS HB 362, as amended - Fiscal Review
HB 476, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, and Senate Amendment No. 8 - Fiscal Review

SIGNING OF SENATE BILL

All other business of the House was suspended while **SB 189** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HB 15: Representatives Smith (163), Deaton, Richey, Merideth, and Unsicker

THIRD READING OF SENATE BILLS - INFORMAL

Representative Ruth moved that **HCS SCS SB 520** be committed to the Committee on Legislative Review.

Which motion was adopted.

THIRD READING OF HOUSE BILLS

HCS HB 1358, relating to contagious diseases, was taken up by Representative Baker.

On motion of Representative Baker, **HCS HB 1358** was read the third time and passed by the following vote:

AYES: 117

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Brown 70
Buchheit-Courtway	Burger	Busick	Butz	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Derges	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Falkner
Fishel	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner

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Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McCreery	McGaugh	McGill
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 023

Adams	Barnes	Bland Manlove	Brown 27	Burnett
Burton	Collins	Gray	Johnson	Lewis 25
Mackey	Merideth	Mosley	Person	Quade
Rowland	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Young		

PRESENT: 009

Appelbaum	Clemens	Doll	Fogle	Ingle
Sauls	Smith 67	Weber	Windham	

ABSENT WITH LEAVE: 013

Aldridge	Black 7	Bosley	Chipman	DeGroot
Fitzwater	Hovis	McDaniel	Morse	Pietzman
Price IV	Schnelting	Tate		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 114

Andrews	Atchison	Aune	Bailey	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Busick	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McCreery	McGaugh	McGill	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Pike

Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 038

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Burnett	Burton
Butz	Clemens	Collins	Doll	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
Merideth	Mosley	Person	Phifer	Price IV
Quade	Rowland	Sauls	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 001

Fogle

ABSENT WITH LEAVE: 009

Aldridge	Bosley	Chipman	Hovis	McDaniel
Morse	Pietzman	Schnelting	Tate	

VACANCIES: 001

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HB 273, as amended, relating to professional registration, was taken up by Representative Hannegan.

Representative Hannegan moved that the House refuse to adopt **SS#2 SCS HB 273, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 6, relating to insurance, was taken up by Representative Hill.

On motion of Representative Hill, **HCS SS SB 6** was adopted.

On motion of Representative Hill, **HCS SS SB 6** was read the third time and passed by the following vote:

AYES: 128

Andrews	Atchison	Bailey	Baker	Bangert
Baringer	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 027

Adams	Aldridge	Anderson	Aune	Barnes
Burton	Collins	Doll	Fogle	Gray
Johnson	Lewis 25	McDaniel	Merideth	Mosley
Person	Price IV	Proudie	Rogers	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Walsh Moore 93
Weber	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 007

Appelbaum	Morse	Pietzman	Quade	Rone
Schnelting	Stephens 128			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 2, relating to the issuance of refunds for sales and use tax assessments, was taken up by Representative Murphy.

Representative Bland Manlove raised a point of order that a member was in violation of Rule 84.

The Speaker directed members to direct their comments to the dais.

Representative Murphy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Concurrent Resolution No. 2, Page 1, Line 11, by deleting the number "2018" and inserting in lieu thereof the number "2017"; and

Further amend said resolution and page, Lines 12-13, by deleting all of said lines and inserting in lieu thereof the following:

"wedding venues, volleyball leagues, and campgrounds to remit sales tax assessments for sales tax not collected for league fees or the rental of venue space; and"

Further amend said resolution and page, Line 24, by inserting after the word "to" the words "eliminate assessments for sales and use tax assessments and"; and

Further amend said resolution and page, Line 27, by deleting the number "2015" and inserting in lieu thereof the number "2019"; and

Further amend said resolution, Page 2, Lines 3-4, by deleting all of said lines and inserting in lieu thereof the following:

"Revenue to eliminate assessments and issue refunds to businesses and individuals that offered wedding venues, volleyball leagues, and campgrounds that paid sales and use tax"; and

Further amend said resolution and page, Line 6, by deleting the number "2018" and inserting in lieu thereof the number "2017"; and

Further amend said resolution by amending the title, enacting clause, and intersectional references accordingly.

SCR 2, with House Amendment No. 1, pending, was laid over.

THIRD READING OF HOUSE BILLS

HB 1008, relating to financial transactions, was taken up by Representative Hardwick.

On motion of Representative Hardwick, **HB 1008** was read the third time and passed by the following vote:

AYES: 141

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins

Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Hill	Houx	Hovis	Hudson
Hurlbert	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 010

Appelbaum	Bland Manlove	Bosley	Clemens	Ingle
Lewis 25	Merideth	Stevens 46	Unsicker	Windham

ABSENT WITH LEAVE: 011

Griffith	Henderson	Hicks	McDaniel	Morse
Patterson	Pietzman	Rowland	Schnelting	Smith 67
Toalson Reisch				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 764, relating to newspapers, was taken up by Representative Andrews.

On motion of Representative Andrews, **HB 764** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier

Griesheimer	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schojack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	Burton	Christofanelli	Griffith	McDaniel
Morse	Pietzman	Rowland	Schnelting	Tate

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 574, as amended, relating to the inspection of grounds or facilities used for certain agricultural purposes, was taken up by Representative Haden.

Representative Chipman assumed the Chair.

On motion of Representative Haden, **SS HCS HB 574, as amended**, was adopted by the following vote:

AYES: 102

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Henderson	Hicks	Hill

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Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGirt	Murphy
O'Donnell	Owen	Perkins	Pike	Plocher
Pollitt 52	Porter	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 014

Bailey	Brown 70	Davidson	Hardwick	Kidd
Morse	Patterson	Pietzman	Pollock 123	Pouche
Proudie	Schnelting	Schroer	Tate	

VACANCIES: 001

On motion of Representative Haden, **SS HCS HB 574, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 101

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lewis 6	Lovasco	Mayhew
McDaniel	McGaugh	McGirt	Murphy	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155

Smith 163	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Brown 70	Davidson	Hardwick	Kidd
Knight	Morse	Patterson	Pietzman	Pouche
Proudie	Schnelting	Schroer	Stacy	Tate

VACANCIES: 001

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 2**.

Senators: Hegeman, Hough, Eigel, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 3**.

Senators: Hegeman, Hough, Hoskins, Arthur, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 4**.

Senators: Hegeman, Hough, Riddle, Arthur, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 5**.

Senators: Hegeman, Hough, Hoskins, Arthur, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 6**.

Senators: Hegeman, Hough, Crawford, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 7**.

Senators: Hegeman, Hough, Cierpiot, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 8**.

Senators: Hegeman, Hough, Luetkemeyer, Arthur, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 9**.

Senators: Hegeman, Hough, Eslinger, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 10**.

Senators: Hegeman, Hough, Hoskins, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 11**.

Senators: Hegeman, Hough, Luetkemeyer, Arthur, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 12**.

Senators: Hegeman, Hough, Brown, Rizzo, Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 15**.

Senators: Hegeman, Hough, Crawford, Arthur, Williams

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Atchison	Barnes	Basye	Brown 16	Brown 27
Busick	Butz	Coleman 97	Cook	Copeland
Cupps	Davis	Evans	Haffner	Hannegan
Hardwick	Hill	Kelley 127	Kelly 141	Lewis 6
Lovasco	McGirl	Murphy	Owen	Pollock 123
Richey	Riggs	Rone	Sassmann	Seitz
Shields	Taylor 139	Thompson	Veit	Walsh 50
West	Wright			

NOES: 001

Rowland

PRESENT: 086

Andrews	Appelbaum	Aune	Baker	Billington
Black 137	Black 7	Bromley	Buchheit-Courtway	Burger
Chipman	Christofanelli	Coleman 32	Collins	Davidson
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fogle
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Gunby	Haden	Haley	Henderson	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kidd	Knight	Mayhew	McCreery	McDaniel
McGaugh	Mosley	Nurrenbern	O'Donnell	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Quade	Railsback	Reedy	Riley	Roberts
Ruth	Sander	Schroer	Schwadron	Sharp 36
Sharpe 4	Shaul	Smith 155	Smith 163	Smith 45
Stacy	Stephens 128	Stevens 46	Taylor 48	Thomas
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh Moore 93	Weber	Wiemann	Young
Mr. Speaker				

ABSENT WITH LEAVE: 038

Adams	Aldridge	Anderson	Bailey	Bangert
Baringer	Bland Manlove	Boggs	Bosley	Brown 70
Burnett	Burton	Clemens	Derges	Fitzwater
Gray	Grier	Hicks	Ingle	Lewis 25
Mackey	Merideth	Morse	Patterson	Person
Phifer	Pietzman	Price IV	Proudie	Roden
Rogers	Sauls	Schnelting	Simmons	Smith 67
Tate	Terry	Windham		

VACANCIES: 001

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS#2 SB 26, relating to public safety, was taken up by Representative Schroer.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 9, Section 590.502, Line 175, by inserting after said line the following:

"14. Nothing in this section shall apply to any investigation or other action by the director regarding a license issued by the director under this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hannegan offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

"regarding a license issued by the director under this chapter.

15. A law enforcement agency that has substantially similar or greater procedures shall be deemed in compliance with this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hannegan, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting immediately after the phrase "Senate Bill No. 26," on said line the following:

"Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"56.380. It is unlawful for the circuit attorneys or the assistant circuit attorneys of the courts of this state having jurisdiction of criminals within cities in this state having a population of seven hundred thousand inhabitants or more to contract for, directly or indirectly, or to accept, receive or take any fee, reward, promise or undertaking, or gift or valuable thing of any kind whatsoever, except the salary of his office prescribed by law, for aiding, advising, promoting or procuring any indictment, true bill or legal process of any kind whatsoever against any person or party, or for aiding, promoting, counseling or procuring the detection, discovery, apprehension, prosecution or conviction of any person upon any charge whatsoever, or for aiding, advising or counseling of or concerning, or for procuring, promoting or effecting the discovery or recovery, by any means whatever, of any valuable thing which is secreted or detained from the possession of the owner or lawful custodian thereof. Any officer who is convicted of the violation of any of the provisions of this section shall be punished by imprisonment by the state department of corrections ~~[and human resources]~~ for not more than seven years and in addition shall forfeit his office.

56.455. In addition to his other duties, the circuit attorney of the City of St. Louis shall make a detailed report of all information in his possession pertaining to each person committed to the state penitentiary by the circuit court of the City of St. Louis to the director of the state department of corrections ~~[and human resources]~~ and to the state ~~[board of probation and]~~ parole **board**. The report shall include such information as may be requested by such director or board and shall include a summary of such evidence as to the prior convictions of the convict, his mental condition, education and other personal background information which is available to the circuit attorney as well as the date of the crime for which the convict was sentenced, whether he was tried or pleaded guilty, and such facts as are available as to the aggravating or mitigating circumstances of the crime. The circuit attorney may include in the report his recommendation as to whether the convict should be kept in a maximum security institution. The report shall be transmitted within twenty days after the date of the conviction or at such other time as is prescribed by the director of the department of corrections ~~[and human resources]~~ or ~~[board of probation and]~~ parole **board**."; and

Further amend said bill, Page 2, Section 84.400, Line 14, by inserting after all of said section and line the following:

"105.950. 1. Until June 30, 2000, the commissioner of administration and the directors of the departments of revenue, social services, agriculture, economic development, corrections, labor and industrial relations, natural resources, and public safety shall continue to receive the salaries they received on August 27, 1999, subject to annual adjustments as provided in section 105.005.

2. On and after July 1, 2000, the salary of the directors of the above departments shall be set by the governor within the limits of the salary ranges established pursuant to this section and the appropriation for that purpose. Salary ranges for department directors and members of the ~~[board of probation and]~~ parole **board** shall be set by the personnel advisory board after considering the results of a study periodically performed or administered by the office of administration. Such salary ranges shall be published yearly in an appendix to the revised statutes of Missouri.

3. Each of the above salaries shall be increased by any salary adjustment provided pursuant to the provisions of section 105.005.

149.071. Any person who shall, without the authorization of the director of revenue, make or manufacture, or who shall falsely or fraudulently forge, counterfeit, reproduce, restore, or process any stamp, impression, copy, facsimile, or other evidence for the purpose of indicating the payment of the tax levied by this chapter, or who shall knowingly or by a deceptive act use or pass, or tender as true, or affix, impress, or imprint, by use of any device, rubber stamp or by any other means, or any package containing cigarettes, any unauthorized, false, altered, forged, counterfeit or previously used stamp, impressions, copies, facsimiles or other evidence of cigarette tax payment, shall be guilty of a felony and, upon conviction, shall be punished by imprisonment by the state department of corrections ~~[and human resources]~~ for a term of not less than two years nor more than five years.

149.076. 1. No manufacturer, wholesaler or retailer shall fail or refuse to make any return required by the director, or refuse to permit the director or his duly authorized representatives to examine records, papers, files and equipment pertaining to the person's business made taxable by this chapter. No person shall make an incomplete, false or fraudulent return under this chapter, or attempt to do anything to evade full disclosure of the facts or to avoid the payment in whole or in part of the tax or interest due.

2. Any person who files a false report or application or makes a false entry in any record relating to the purchase and sale of cigarettes shall be guilty of a felony and, upon conviction, shall be punished by imprisonment by the state department of corrections ~~[and human resources]~~ for a term of not less than two years nor more than five years.

214.392. 1. The division shall:

(1) Recommend prosecution for violations of the provisions of sections 214.270 to 214.410 to the appropriate prosecuting, circuit attorney or to the attorney general;

(2) Employ, within limits of the funds appropriated, such employees as are necessary to carry out the provisions of sections 214.270 to 214.410;

(3) Be allowed to convey full authority to each city or county governing body the use of inmates controlled by the department of corrections and the ~~[board of probation and]~~ parole **board** to care for abandoned cemeteries located within the boundaries of each city or county;

(4) Exercise all budgeting, purchasing, reporting and other related management functions;

(5) Be authorized, within the limits of the funds appropriated, to conduct investigations, examinations, or audits to determine compliance with sections 214.270 to 214.410;

(6) The division may promulgate rules necessary to implement the provisions of sections 214.270 to 214.516, including but not limited to:

(a) Rules setting the amount of fees authorized pursuant to sections 214.270 to 214.516. The fees shall be set at a level to produce revenue that shall not substantially exceed the cost and expense of administering sections 214.270 to 214.516. All moneys received by the division pursuant to sections 214.270 to 214.516 shall be collected by the director who shall transmit such moneys to the department of revenue for deposit in the state treasury to the credit of the endowed care cemetery audit fund created in section 193.265;

(b) Rules to administer the inspection and audit provisions of the endowed care cemetery law;

(c) Rules for the establishment and maintenance of the cemetery registry pursuant to section 214.283.

2. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

217.010. As used in this chapter and chapter 558, unless the context clearly indicates otherwise, the following terms shall mean:

(1) "Administrative segregation unit", a cell for the segregation of offenders from the general population of a facility for relatively extensive periods of time;

(2) "Board", the ~~[board of probation and]~~ parole **board**;

(3) "Chief administrative officer", the institutional head of any correctional facility or his designee;

(4) "Correctional center", any premises or institution where incarceration, evaluation, care, treatment, or rehabilitation is provided to persons who are under the department's authority;

(5) "Department", the department of corrections of the state of Missouri;

(6) "Director", the director of the department of corrections or his designee;

(7) "Disciplinary segregation", a cell for the segregation of offenders from the general population of a correctional center because the offender has been found to have committed a violation of a division or facility rule and other available means are inadequate to regulate the offender's behavior;

(8) "Division", a statutorily created agency within the department or an agency created by the departmental organizational plan;

(9) "Division director", the director of a division of the department or his designee;

(10) "Local volunteer community board", a board of qualified local community volunteers selected by the court for the purpose of working in partnership with the court and the department of corrections in a reparative probation program;

(11) "Nonviolent offender", any offender who is convicted of a crime other than murder in the first or second degree, involuntary manslaughter, involuntary manslaughter in the first or second degree, kidnapping, kidnapping in the first degree, rape in the first degree, forcible rape, sodomy in the first degree, forcible sodomy, robbery in the first degree or assault in the first degree;

(12) "Offender", a person under supervision or an inmate in the custody of the department;

(13) "Probation", a procedure under which a defendant found guilty of a crime upon verdict or plea is released by the court without imprisonment, subject to conditions imposed by the court and subject to the supervision of the ~~[board]~~ **division of probation and parole**;

(14) "Volunteer", any person who, of his own free will, performs any assigned duties for the department or its divisions with no monetary or material compensation.

217.030. The director shall appoint the directors of the divisions of the department~~], except the chairman of the parole board who shall be appointed by the governor]~~. Division directors shall serve at the pleasure of the director~~], except the chairman of the parole board who shall serve in the capacity of chairman at the pleasure of the governor]~~. The director of the department shall be the appointing authority under chapter 36 to employ such administrative, technical and other personnel who may be assigned to the department generally rather than to any of the department divisions or facilities and whose employment is necessary for the performance of the powers and duties of the department.

217.250. Whenever any offender is afflicted with a disease which is terminal, or is advanced in age to the extent that the offender is in need of long-term nursing home care, or when confinement will necessarily greatly endanger or shorten the offender's life, the correctional center's physician shall certify such facts to the chief medical administrator, stating the nature of the disease. The chief medical administrator with the approval of the director will then forward the certificate to the ~~[board of probation and]~~ parole **board** who in their discretion may grant a medical parole or at their discretion may recommend to the governor the granting or denial of a commutation.

217.270. All correctional employees shall:

(1) Grant to members of the state ~~[board of probation and]~~ parole **board** or its properly accredited representatives access at all reasonable times to any offender;

(2) Furnish to the board the reports that the board requires concerning the conduct and character of any offender in their custody; and

(3) Furnish any other facts deemed pertinent by the board in the determination of whether an offender shall be paroled.

217.362. 1. The department of corrections shall design and implement an intensive long-term program for the treatment of chronic nonviolent offenders with serious substance abuse addictions who have not pleaded guilty to or been convicted of a dangerous felony as defined in section 556.061.

2. Prior to sentencing, any judge considering an offender for this program shall notify the department. The potential candidate for the program shall be screened by the department to determine eligibility. The department shall, by regulation, establish eligibility criteria and inform the court of such criteria. The department shall notify the court as to the offender's eligibility and the availability of space in the program. Notwithstanding any other provision of law to the contrary, except as provided for in section 558.019, if an offender is eligible and there is adequate space, the court may sentence a person to the program which shall consist of institutional drug or alcohol treatment for a period of at least twelve and no more than twenty-four months, as well as a term of incarceration. The department shall determine the nature, intensity, duration, and completion criteria of the education, treatment, and aftercare portions of any program services provided. Execution of the offender's term of incarceration shall be suspended pending completion of said program. Allocation of space in the program may be distributed by the department in proportion to drug arrest patterns in the state. If the court is advised that an offender is not eligible or that there is no space available, the court shall consider other authorized dispositions.

3. Upon successful completion of the program, the ~~[board]~~ **division** of probation and parole shall advise the sentencing court of an offender's probationary release date thirty days prior to release. If the court determines that probation is not appropriate the court may order the execution of the offender's sentence.

4. If it is determined by the department that the offender has not successfully completed the program, or that the offender is not cooperatively participating in the program, the offender shall be removed from the program and the court shall be advised. Failure of an offender to complete the program shall cause the offender to serve the sentence prescribed by the court and void the right to be considered for probation on this sentence.

5. An offender's first incarceration in a department of corrections program pursuant to this section prior to release on probation shall not be considered a previous prison commitment for the purpose of determining a minimum prison term pursuant to the provisions of section 558.019.

217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision.

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the ~~board of probation and~~ parole **board** within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the ~~board of probation and~~ parole **board** may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

217.455. The request provided for in section 217.450 shall be delivered to the director, who shall forthwith:

(1) Certify the term of commitment under which the offender is being held, the time already served, the time remaining to be served on the sentence, the time of parole eligibility of the offender, and any decisions of the state ~~board of probation and~~ parole **board** relating to the offender; and

(2) Send by registered or certified mail, return receipt requested, one copy of the request and certificate to the court and one copy to the prosecuting attorney to whom it is addressed.

217.541. 1. The department shall by rule establish a program of house arrest. The director or his designee may extend the limits of confinement of offenders serving sentences for class D or E felonies who have one year or less remaining prior to release on parole, conditional release, or discharge to participate in the house arrest program.

2. The offender referred to the house arrest program shall remain in the custody of the department and shall be subject to rules and regulations of the department pertaining to offenders of the department until released on parole or conditional release by the state ~~board of probation and~~ parole **board**.

3. The department shall require the offender to participate in work or educational or vocational programs and other activities that may be necessary to the supervision and treatment of the offender.

4. An offender released to house arrest shall be authorized to leave his place of residence only for the purpose and time necessary to participate in the program and activities authorized in subsection 3 of this section.

5. The ~~board~~ **division** of probation and parole shall supervise every offender released to the house arrest program and shall verify compliance with the requirements of this section and such other rules and regulations that the department shall promulgate and may do so by remote electronic surveillance. If any probation/parole officer has probable cause to believe that an offender under house arrest has violated a condition of the house arrest agreement, the probation/parole officer may issue a warrant for the arrest of the offender. The probation/parole officer may effect the arrest or may deputize any officer with the power of arrest to do so by giving the officer a copy of the warrant which shall outline the circumstances of the alleged violation. The warrant delivered with the offender by the arresting officer to the official in charge of any jail or other detention facility to which the offender is brought shall be sufficient legal authority for detaining the offender. An offender arrested under this section shall remain in custody or incarcerated without consideration of bail. The director or his designee, upon recommendation of the probation and parole officer, may direct the return of any offender from house arrest to a correctional facility of the department for reclassification.

6. Each offender who is released to house arrest shall pay a percentage of his wages, established by department rules, to a maximum of the per capita cost of the house arrest program. The money received from the offender shall be deposited in the inmate fund and shall be expended to support the house arrest program.

217.650. As used in sections 217.650 to 217.810, unless the context clearly indicates otherwise, the following terms mean:

- (1) ~~["Board", the state board of probation and parole;~~
- ~~—— (2) "Chairman", chairman of the board of probation and~~ **"Chair", the chair of the parole board, who shall be appointed by the governor;**
- ~~[(3)] (2) "Diversionary program", a program designed to utilize alternatives to incarceration undertaken under the supervision of the [board] division of probation and parole after commitment of an offense and prior to arraignment;~~
- ~~[(4)] (3) "Parole", the release of an offender to the community by the court or the state [board of probation and] parole board prior to the expiration of his term, subject to conditions imposed by the court or the parole board and to its supervision by the division of probation and parole;~~
- (4) "Parole board", the state board of parole;**
- (5) "Prerelease program", a program relating to an offender's preparation for, or orientation to, supervision by the ~~[board]~~ **division of probation and parole** immediately prior to or immediately after assignment of the offender to the ~~[board]~~ **division of probation and parole** for supervision;
- (6) "Pretrial program", a program relating to the investigation or supervision of persons referred or assigned to the ~~[board]~~ **division of probation and parole** prior to their conviction;
- (7) "Probation", a procedure under which a defendant found guilty of a crime upon verdict or plea is released by the court without imprisonment, subject to conditions imposed by the court and subject to the supervision of the ~~[board]~~ **division of probation and parole;**
- (8) "Recognizance program", a program relating to the release of an individual from detention who is under arrest for an offense for which he may be released as provided in section 544.455.

217.655. 1. The parole board shall be responsible for determining whether a person confined in the department shall be paroled or released conditionally as provided by section 558.011. The **parole** board shall receive administrative support from the division of probation and parole. The division of probation and parole shall provide supervision to all persons referred by the circuit courts of the state as provided by sections 217.750 and 217.760. The **parole** board shall exercise independence in making decisions about individual cases, but operate cooperatively within the department and with other agencies, officials, courts, and stakeholders to achieve systemic improvement including the requirements of this section.

2. The **parole** board shall adopt parole guidelines to:

- (1) Preserve finite prison capacity for the most serious and violent offenders;
- (2) Release supervision-manageable cases consistent with section 217.690;
- (3) Use finite resources guided by validated risk and needs assessments;
- (4) Support a seamless reentry process;
- (5) Set appropriate conditions of supervision; and
- (6) Develop effective strategies for responding to violation behaviors.

3. The **parole** board shall collect, analyze, and apply data in carrying out its responsibilities to achieve its mission and end goals. The **parole** board shall establish agency performance and outcome measures that are directly responsive to statutory responsibilities and consistent with agency goals for release decisions, supervision, revocation, recidivism, and caseloads.

4. The **parole** board shall publish parole data, including grant rates, revocation and recidivism rates, length of time served, and successful supervision completions, and other performance metrics.

5. The **chair of the board** shall **employ such employees as necessary to carry out the chair's responsibilities, shall serve as the appointing authority over such employees, and shall provide for appropriate training to members and staff, including communication skills.**

6. The division of probation and parole shall provide such programs as necessary to carry out its responsibilities consistent with its goals and statutory obligations.

217.665. 1. Beginning August 28, 1996, the parole board shall consist of seven members appointed by the governor by and with the advice and consent of the senate.

2. Beginning August 28, 1996, members of the board shall be persons of recognized integrity and honor, known to possess education and ability in decision making through career experience and other qualifications for the successful performance of their official duties. Not more than four members of the board shall be of the same political party.

3. At the expiration of the term of each member and of each succeeding member, the governor shall appoint a successor who shall hold office for a term of six years and until his successor has been appointed and qualified. Members may be appointed to succeed themselves.

4. Vacancies occurring in the office of any member shall be filled by appointment by the governor for the unexpired term.

5. The governor shall designate one member of the board as ~~chairman~~ **chair** and one member as vice ~~chairman~~ **chair**. The ~~chairman~~ **chair** shall establish the duties and responsibilities of the members of the board and supervise their performance and may require reports from any member as to his or her conduct and exercise of duties. In the event of the ~~chairman's~~ **chair's** removal, death, resignation, or inability to serve, the vice ~~chairman~~ **chair** shall act as ~~chairman~~ **chair** upon written order of the governor or ~~chairman~~ **chair**.

6. Members of the board shall devote full time to the duties of their office and before taking office shall subscribe to an oath or affirmation to support the Constitution of the United States and the Constitution of the State of Missouri. The oath shall be signed in the office of the secretary of state.

7. The annual compensation for each member of the board whose term commenced before August 28, 1999, shall be forty-five thousand dollars plus any salary adjustment, including prior salary adjustments, provided pursuant to section 105.005. Salaries for board members whose terms commence after August 27, 1999, shall be set as provided in section 105.950; provided, however, that the compensation of a board member shall not be increased during the member's term of office, except as provided in section 105.005. In addition to compensation provided by law, the members shall be entitled to reimbursement for necessary travel and other expenses incurred pursuant to section 33.090.

8. Any person who served as a member of the board of probation and parole prior to July 1, 2000, shall be made, constituted, appointed and employed by the board of trustees of the state employees' retirement system as a special consultant on the problems of retirement, aging and other state matters. As compensation for such services, such consultant shall not be denied use of any unused sick leave, or the ability to receive credit for unused sick leave pursuant to chapter 104, provided such sick leave was maintained by the board of probation and parole in the regular course of business prior to July 1, 2000, but only to the extent of such sick leave records are consistent with the rules promulgated pursuant to section 36.350. Nothing in this section shall authorize the use of any other form of leave that may have been maintained by the board prior to July 1, 2000.

217.690. 1. All releases or paroles shall issue upon order of the **parole** board, duly adopted.

2. Before ordering the parole of any offender, the **parole** board shall conduct a validated risk and needs assessment and evaluate the case under the rules governing parole that are promulgated by the **parole** board. The **parole** board shall then have the offender appear before a hearing panel and shall conduct a personal interview with him, unless waived by the offender, or if the guidelines indicate the offender may be paroled without need for an interview. The guidelines and rules shall not allow for the waiver of a hearing if a victim requests a hearing. The appearance or presence may occur by means of a videoconference at the discretion of the **parole** board. A parole may be ordered for the best interest of society when there is a reasonable probability, based on the risk assessment and indicators of release readiness, that the person can be supervised under parole supervision and successfully reintegrated into the community, not as an award of clemency; it shall not be considered a reduction of sentence or a pardon. Every offender while on parole shall remain in the legal custody of the department but shall be subject to the orders of the **parole** board.

3. The division of probation and parole has discretionary authority to require the payment of a fee, not to exceed sixty dollars per month, from every offender placed under division supervision on probation, parole, or conditional release, to waive all or part of any fee, to sanction offenders for willful nonpayment of fees, and to contract with a private entity for fee collections services. All fees collected shall be deposited in the inmate fund established in section 217.430. Fees collected may be used to pay the costs of contracted collections services. The fees collected may otherwise be used to provide community corrections and intervention services for offenders. Such services include substance abuse assessment and treatment, mental health assessment and treatment, electronic monitoring services, residential facilities services, employment placement services, and other offender community corrections or intervention services designated by the division of probation and parole to assist offenders to successfully complete probation, parole, or conditional release. The ~~board~~ **division of probation and parole** shall adopt rules not inconsistent with law, in accordance with section 217.040, with respect to sanctioning offenders and with respect to establishing, waiving, collecting, and using fees.

4. The **parole** board shall adopt rules not inconsistent with law, in accordance with section 217.040, with respect to the eligibility of offenders for parole, the conduct of parole hearings or conditions to be imposed upon paroled offenders. Whenever an order for parole is issued it shall recite the conditions of such parole.

5. When considering parole for an offender with consecutive sentences, the minimum term for eligibility for parole shall be calculated by adding the minimum terms for parole eligibility for each of the consecutive sentences, except the minimum term for parole eligibility shall not exceed the minimum term for parole eligibility for an ordinary life sentence.

6. Any offender under a sentence for first degree murder who has been denied release on parole after a parole hearing shall not be eligible for another parole hearing until at least three years from the month of the parole denial; however, this subsection shall not prevent a release pursuant to subsection 4 of section 558.011.

7. A victim who has requested an opportunity to be heard shall receive notice that the **parole** board is conducting an assessment of the offender's risk and readiness for release and that the victim's input will be particularly helpful when it pertains to safety concerns and specific protective measures that may be beneficial to the victim should the offender be granted release.

8. Parole hearings shall, at a minimum, contain the following procedures:

(1) The victim or person representing the victim who attends a hearing may be accompanied by one other person;

(2) The victim or person representing the victim who attends a hearing shall have the option of giving testimony in the presence of the inmate or to the hearing panel without the inmate being present;

(3) The victim or person representing the victim may call or write the parole board rather than attend the hearing;

(4) The victim or person representing the victim may have a personal meeting with a **parole** board member at the **parole** board's central office;

(5) The judge, prosecuting attorney or circuit attorney and a representative of the local law enforcement agency investigating the crime shall be allowed to attend the hearing or provide information to the hearing panel in regard to the parole consideration; and

(6) The **parole** board shall evaluate information listed in the juvenile sex offender registry pursuant to section 211.425, provided the offender is between the ages of seventeen and twenty-one, as it impacts the safety of the community.

9. The **parole** board shall notify any person of the results of a parole eligibility hearing if the person indicates to the **parole** board a desire to be notified.

10. The **parole** board may, at its discretion, require any offender seeking parole to meet certain conditions during the term of that parole so long as said conditions are not illegal or impossible for the offender to perform. These conditions may include an amount of restitution to the state for the cost of that offender's incarceration.

11. Special parole conditions shall be responsive to the assessed risk and needs of the offender or the need for extraordinary supervision, such as electronic monitoring. The **parole** board shall adopt rules to minimize the conditions placed on low-risk cases, to frontload conditions upon release, and to require the modification and reduction of conditions based on the person's continuing stability in the community. **Parole** board rules shall permit parole conditions to be modified by parole officers with review and approval by supervisors.

12. Nothing contained in this section shall be construed to require the release of an offender on parole nor to reduce the sentence of an offender heretofore committed.

13. Beginning January 1, 2001, the **parole** board shall not order a parole unless the offender has obtained a high school diploma or its equivalent, or unless the **parole** board is satisfied that the offender, while committed to the custody of the department, has made an honest good-faith effort to obtain a high school diploma or its equivalent; provided that the director may waive this requirement by certifying in writing to the **parole** board that the offender has actively participated in mandatory education programs or is academically unable to obtain a high school diploma or its equivalent.

14. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

217.692. 1. Notwithstanding any other provision of law to the contrary, any offender incarcerated in a correctional institution serving any sentence of life with no parole for fifty years or life without parole, whose plea of guilt was entered or whose trial commenced prior to December 31, 1990, and who:

- (1) Pleaded guilty to or was found guilty of a homicide of a spouse or domestic partner;
- (2) Has no prior violent felony convictions;
- (3) No longer has a cognizable legal claim or legal recourse; and
- (4) Has a history of being a victim of continual and substantial physical or sexual domestic violence that was not presented as an affirmative defense at trial or sentencing and such history can be corroborated with evidence of facts or circumstances which existed at the time of the alleged physical or sexual domestic violence of the offender, including but not limited to witness statements, hospital records, social services records, and law enforcement records;

shall be eligible for parole after having served fifteen years of such sentence when the **parole** board determines by using the guidelines established by this section that there is a strong and reasonable probability that the person will not thereafter violate the law.

2. The ~~[board of probation and]~~ **parole board** shall give a thorough review of the case history and prison record of any offender described in subsection 1 of this section. At the end of the **parole** board's review, the **parole** board shall provide the offender with a copy of a statement of reasons for its parole decision.

3. Any offender released under the provisions of this section shall be under the supervision of the ~~[parole-board]~~ **division of probation and parole** for an amount of time to be determined by the **parole** board.

4. The parole board shall consider, but not be limited to the following criteria when making its parole decision:

- (1) Length of time served;
- (2) Prison record and self-rehabilitation efforts;
- (3) Whether the history of the case included corroborative material of physical, sexual, mental, or emotional abuse of the offender, including but not limited to witness statements, hospital records, social service records, and law enforcement records;
- (4) If an offer of a plea bargain was made and if so, why the offender rejected or accepted the offer;
- (5) Any victim information outlined in subsection 8 of section 217.690 and section 595.209;
- (6) The offender's continued claim of innocence;
- (7) The age and maturity of the offender at the time of the **parole** board's decision;
- (8) The age and maturity of the offender at the time of the crime and any contributing influence affecting the offender's judgment;
- (9) The presence of a workable parole plan; and
- (10) Community and family support.

5. Nothing in this section shall limit the review of any offender's case who is eligible for parole prior to fifteen years, nor shall it limit in any way the parole board's power to grant parole prior to fifteen years.

6. Nothing in this section shall limit the review of any offender's case who has applied for executive clemency, nor shall it limit in any way the governor's power to grant clemency.

7. It shall be the responsibility of the offender to petition the **parole** board for a hearing under this section.

8. A person commits the crime of perjury if he or she, with the purpose to deceive, knowingly makes a false witness statement to the **parole** board. Perjury under this section shall be a class D felony.

9. In cases where witness statements alleging physical or sexual domestic violence are in conflict as to whether such violence occurred or was continual and substantial in nature, the history of such alleged violence shall be established by other corroborative evidence in addition to witness statements, as provided by subsection 1 of this section. A contradictory statement of the victim shall not be deemed a conflicting statement for purposes of this section.

217.695. 1. As used in this section, the following terms mean:

- (1) "Chief law enforcement official", the county sheriff, chief of police or other public official responsible for enforcement of criminal laws within a county or city not within a county;
- (2) "County" includes a city not within a county;
- (3) "Offender", a person in the custody of the department or under the supervision of the ~~[board]~~ **division of probation and parole**.

2. Each offender to be released from custody of the department who will be under the supervision of the ~~[board]~~ **division of probation and parole**, except an offender transferred to another state pursuant to the interstate corrections compact, shall shortly before release be required to: complete a registration form indicating his intended address upon release, employer, parent's address, and such other information as may be required; submit to photographs; submit to fingerprints; or undergo other identification procedures including but not limited to hair samples or other identification indicia. All data and indicia of identification shall be compiled in duplicate, with one set to be retained by the department, and one set for the chief law enforcement official of the county of intended residence.

3. Any offender subject to the provisions of this section who changes his county of residence shall, in addition to notifying the ~~[board]~~ **division** of probation and parole, notify and register with the chief law enforcement official of the county of residence within seven days after he changes his residence to that county.

4. Failure by an offender to register with the chief law enforcement official upon a change in the county of his residence shall be cause for revocation of the parole of the person except for good cause shown.

5. The department, the ~~[board]~~ **division of probation and parole**, and the chief law enforcement official shall cause the information collected on the initial registration and any subsequent changes in residence or registration to be recorded with the highway patrol criminal information system.

6. The director of the department of public safety shall design and distribute the registration forms required by this section and shall provide any administrative assistance needed to facilitate the provisions of this section.

217.710. 1. Probation and parole officers, supervisors and members of the ~~[board of probation and]~~ **parole board**, who are certified pursuant to the requirements of subsection 2 of this section shall have the authority to carry their firearms at all times. The department of corrections shall promulgate policies and operating regulations which govern the use of firearms by probation and parole officers, supervisors and members of the **parole board** when carrying out the provisions of sections 217.650 to 217.810. Mere possession of a firearm shall not constitute an employment activity for the purpose of calculating compensatory time or overtime.

2. The department shall determine the content of the required firearms safety training and provide firearms certification and recertification training for probation and parole officers, supervisors and members of the ~~[board of probation and]~~ **parole board**. A minimum of sixteen hours of firearms safety training shall be required. In no event shall firearms certification or recertification training for probation and parole officers and supervisors exceed the training required for officers of the state highway patrol.

3. The department shall determine the type of firearm to be carried by the officers, supervisors and members of the ~~[board of probation and]~~ **parole board**.

4. Any officer, supervisor or member of the ~~[board of probation and]~~ **parole board** that chooses to carry a firearm in the performance of such officer's, supervisor's or member's duties shall purchase the firearm and holster.

5. The department shall furnish such ammunition as is necessary for the performance of the officer's, supervisor's and member's duties.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority of this chapter, shall become effective only if the agency has fully complied with all of the requirements of chapter 536 including but not limited to, section 536.028, if applicable, after August 28, 1998. All rulemaking authority delegated prior to August 28, 1998, is of no force and effect and repealed as of August 28, 1998, however nothing in section 571.030 or this section shall be interpreted to repeal or affect the validity of any rule adopted and promulgated prior to August 28, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in section 571.030 or this section shall affect the validity of any rule adopted and promulgated prior to August 28, 1998.

217.735. 1. Notwithstanding any other provision of law to the contrary, the division of probation and parole shall supervise an offender for the duration of his or her natural life when the offender has been found guilty of an offense under:

(1) Section 566.030, 566.032, 566.060, 566.062, 566.067, 566.083, 566.100, 566.151, 566.212, 566.213, 568.020, 568.080, or 568.090 based on an act committed on or after August 28, 2006; or

(2) Section 566.068, 566.069, 566.210, 566.211, 573.200, or 573.205 based on an act committed on or after January 1, 2017, against a victim who was less than fourteen years old and the offender is a prior sex offender as defined in subsection 2 of this section.

2. For the purpose of this section, a prior sex offender is a person who has previously pleaded guilty to or been found guilty of an offense contained in chapter 566 or violating section 568.020 when the person had sexual intercourse or deviate sexual intercourse with the victim, or violating subdivision (2) of subsection 1 of section 568.045.

3. Subsection 1 of this section applies to offenders who have been granted probation, and to offenders who have been released on parole, conditional release, or upon serving their full sentence without early release. Supervision of an offender who was released after serving his or her full sentence will be considered as supervision on parole.

4. A mandatory condition of lifetime supervision of an offender under this section is that the offender be electronically monitored. Electronic monitoring shall be based on a global positioning system or other technology that identifies and records the offender's location at all times.

5. In appropriate cases as determined by a risk assessment, the **parole** board may terminate the supervision of an offender who is being supervised under this section when the offender is sixty-five years of age or older.

6. In accordance with section 217.040, the ~~[board]~~ **division of probation and parole** may adopt rules relating to supervision and electronic monitoring of offenders under this section.

217.829. 1. The department shall develop a form which shall be used by the department to obtain information from all offenders regarding their assets.

2. The form shall be submitted to each offender as of the date the form is developed and to every offender who thereafter is sentenced to imprisonment under the jurisdiction of the department. The form may be resubmitted to an offender by the department for purposes of obtaining current information regarding assets of the offender.

3. Every offender shall complete the form or provide for completion of the form and the offender shall swear or affirm under oath that to the best of his or her knowledge the information provided is complete and accurate. Any person who shall knowingly provide false information on said form to state officials or employees shall be guilty of the crime of making a false affidavit as provided by section 575.050.

4. Failure by an offender to fully, adequately and correctly complete the form may be considered by the ~~[board of probation and]~~ **parole board** for purposes of a parole determination, and in determining an offender's parole release date or eligibility and shall constitute sufficient grounds for denial of parole.

5. Prior to release of any offender from imprisonment, and again prior to release from the jurisdiction of the department, the department shall request from the offender an assignment of ten percent of any wages, salary, benefits or payments from any source. Such an assignment shall be valid for the longer period of five years from the date of its execution, or five years from the date that the offender is released from the jurisdiction of the department or any of its divisions or agencies. The assignment shall secure payment of the total cost of care of the offender executing the assignment. The restrictions on the maximum amount of earnings subject to garnishment contained in section 525.030 shall apply to earnings subject to assignments executed pursuant to this subsection.

549.500. All documents prepared or obtained in the discharge of official duties by any member or employee of the ~~[board of probation and]~~ **parole board or employee of the division of probation and parole** shall be privileged and shall not be disclosed directly or indirectly to anyone other than members of the **parole** board and other authorized employees of the department pursuant to section 217.075. The **parole** board may at its discretion permit the inspection of the report or parts thereof by the offender or his attorney or other persons having a proper interest therein."; and

Further amend said bill, Page 2, Section 557.045, Line 15, by inserting after all of said section and line the following:

"557.051. 1. A person who has been found guilty of an offense under chapter 566, or any sex offense involving a child under chapter 568 or 573, and who is granted a suspended imposition or execution of sentence or placed under the supervision of the ~~[board]~~ **division of probation and parole** shall be required to participate in and successfully complete a program of treatment, education and rehabilitation designed for perpetrators of sexual offenses. Persons required to attend a program under this section shall be required to follow all directives of the treatment program provider, and may be charged a reasonable fee to cover the costs of such program.

2. A person who provides assessment services or who makes a report, finding, or recommendation for any offender to attend any counseling or program of treatment, education or rehabilitation as a condition or requirement of probation following a finding of guilt for an offense under chapter 566, or any sex offense involving a child under chapter 568 or 573, shall not be related within the third degree of consanguinity or affinity to any person who has a financial interest, whether direct or indirect, in the counseling or program of treatment, education or rehabilitation or any financial interest, whether direct or indirect, in any private entity which provides the counseling or program of treatment, education or rehabilitation. A person who violates this subsection shall thereafter:

(1) Immediately remit to the state of Missouri any financial income gained as a direct or indirect result of the action constituting the violation;

(2) Be prohibited from providing assessment or counseling services or any program of treatment, education or rehabilitation to, for, on behalf of, at the direction of, or in contract with the state ~~[board]~~ **division** of probation and parole or any office thereof; and

(3) Be prohibited from having any financial interest, whether direct or indirect, in any private entity which provides assessment or counseling services or any program of treatment, education or rehabilitation to, for, on behalf of, at the direction of, or in contract with the ~~[state-board]~~ **division** of probation and parole or any office thereof.

3. The provisions of subsection 2 of this section shall not apply when the department of corrections has identified only one qualified service provider within reasonably accessible distance from the offender or when the only providers available within a reasonable distance are related within the third degree of consanguinity or affinity to any person who has a financial interest in the service provider.

558.011. 1. The authorized terms of imprisonment, including both prison and conditional release terms, are:

(1) For a class A felony, a term of years not less than ten years and not to exceed thirty years, or life imprisonment;

(2) For a class B felony, a term of years not less than five years and not to exceed fifteen years;

(3) For a class C felony, a term of years not less than three years and not to exceed ten years;

(4) For a class D felony, a term of years not to exceed seven years;

(5) For a class E felony, a term of years not to exceed four years;

(6) For a class A misdemeanor, a term not to exceed one year;

(7) For a class B misdemeanor, a term not to exceed six months;

(8) For a class C misdemeanor, a term not to exceed fifteen days.

2. In cases of class D and E felonies, the court shall have discretion to imprison for a special term not to exceed one year in the county jail or other authorized penal institution, and the place of confinement shall be fixed by the court. If the court imposes a sentence of imprisonment for a term longer than one year upon a person convicted of a class D or E felony, it shall commit the person to the custody of the department of corrections.

3. (1) When a regular sentence of imprisonment for a felony is imposed, the court shall commit the person to the custody of the department of corrections for the term imposed under section 557.036, or until released under procedures established elsewhere by law.

(2) A sentence of imprisonment for a misdemeanor shall be for a definite term and the court shall commit the person to the county jail or other authorized penal institution for the term of his or her sentence or until released under procedure established elsewhere by law.

4. (1) Except as otherwise provided, a sentence of imprisonment for a term of years for felonies other than dangerous felonies as defined in section 556.061, and other than sentences of imprisonment which involve the individual's fourth or subsequent remand to the department of corrections shall consist of a prison term and a conditional release term. The conditional release term of any term imposed under section 557.036 shall be:

(a) One-third for terms of nine years or less;

(b) Three years for terms between nine and fifteen years;

(c) Five years for terms more than fifteen years; and the prison term shall be the remainder of such term.

The prison term may be extended by the ~~[board of probation and]~~ parole **board** pursuant to subsection 5 of this section.

(2) "Conditional release" means the conditional discharge of an offender by the ~~[board of probation and]~~ parole **board**, subject to conditions of release that the **parole board** deems reasonable to assist the offender to lead a law-abiding life, and subject to the supervision under the ~~[state-board]~~ **division** of probation and parole. The conditions of release shall include avoidance by the offender of any other offense, federal or state, and other conditions that the **parole board** in its discretion deems reasonably necessary to assist the releasee in avoiding further violation of the law.

5. The date of conditional release from the prison term may be extended up to a maximum of the entire sentence of imprisonment by the ~~[board of probation and]~~ parole **board**. The director of any division of the department of corrections except the ~~[board]~~ **division** of probation and parole may file with the ~~[board of probation and]~~ parole **board** a petition to extend the conditional release date when an offender fails to follow the rules and regulations of the division or commits an act in violation of such rules. Within ten working days of receipt of the petition to extend the conditional release date, the ~~[board of probation and]~~ parole **board** shall convene a hearing on the petition. The offender shall be present and may call witnesses in his or her behalf and cross-examine witnesses appearing against the offender. The hearing shall be conducted as provided in section 217.670. If the violation

occurs in close proximity to the conditional release date, the conditional release may be held for a maximum of fifteen working days to permit necessary time for the division director to file a petition for an extension with the **parole** board and for the **parole** board to conduct a hearing, provided some affirmative manifestation of an intent to extend the conditional release has occurred prior to the conditional release date. If at the end of a fifteen-working-day period a **parole** board decision has not been reached, the offender shall be released conditionally. The decision of the **parole** board shall be final.

558.026. 1. Multiple sentences of imprisonment shall run concurrently unless the court specifies that they shall run consecutively; except in the case of multiple sentences of imprisonment imposed for any offense committed during or at the same time as, or multiple offenses of, the following felonies:

- (1) Rape in the first degree, forcible rape, or rape;
- (2) Statutory rape in the first degree;
- (3) Sodomy in the first degree, forcible sodomy, or sodomy;
- (4) Statutory sodomy in the first degree; or
- (5) An attempt to commit any of the felonies listed in this subsection. In such case, the sentence of

imprisonment imposed for any felony listed in this subsection or an attempt to commit any of the aforesaid shall run consecutively to the other sentences. The sentences imposed for any other offense may run concurrently.

2. If a person who is on probation, parole or conditional release is sentenced to a term of imprisonment for an offense committed after the granting of probation or parole or after the start of his conditional release term, the court shall direct the manner in which the sentence or sentences imposed by the court shall run with respect to any resulting probation, parole or conditional release revocation term or terms. If the subsequent sentence to imprisonment is in another jurisdiction, the court shall specify how any resulting probation, parole or conditional release revocation term or terms shall run with respect to the foreign sentence of imprisonment.

3. A court may cause any sentence it imposes to run concurrently with a sentence an individual is serving or is to serve in another state or in a federal correctional center. If the Missouri sentence is served in another state or in a federal correctional center, subsection 4 of section 558.011 and section 217.690 shall apply as if the individual were serving his sentence within the department of corrections of the state of Missouri, except that a personal hearing before the ~~board of probation and~~ **parole board** shall not be required for parole consideration.

558.031. 1. A sentence of imprisonment shall commence when a person convicted of an offense in this state is received into the custody of the department of corrections or other place of confinement where the offender is sentenced. Such person shall receive credit toward the service of a sentence of imprisonment for all time in prison, jail or custody after the offense occurred and before the commencement of the sentence, when the time in custody was related to that offense, except:

- (1) Such credit shall only be applied once when sentences are consecutive;
- (2) Such credit shall only be applied if the person convicted was in custody in the state of Missouri, unless such custody was compelled exclusively by the state of Missouri's action; and
- (3) As provided in section 559.100.

2. The officer required by law to deliver a person convicted of an offense in this state to the department of corrections shall endorse upon the papers required by section 217.305 both the dates the offender was in custody and the period of time to be credited toward the service of the sentence of imprisonment, except as endorsed by such officer.

3. If a person convicted of an offense escapes from custody, such escape shall interrupt the sentence. The interruption shall continue until such person is returned to the correctional center where the sentence was being served, or in the case of a person committed to the custody of the department of corrections, to any correctional center operated by the department of corrections. An escape shall also interrupt the jail time credit to be applied to a sentence which had not commenced when the escape occurred.

4. If a sentence of imprisonment is vacated and a new sentence imposed upon the offender for that offense, all time served under the vacated sentence shall be credited against the new sentence, unless the time has already been credited to another sentence as provided in subsection 1 of this section.

5. If a person released from imprisonment on parole or serving a conditional release term violates any of the conditions of his or her parole or release, he or she may be treated as a parole violator. If the ~~board of probation and~~ **parole board** revokes the parole or conditional release, the paroled person shall serve the remainder of the prison term and conditional release term, as an additional prison term, and the conditionally released person shall serve the remainder of the conditional release term as a prison term, unless released on parole.

558.046. The sentencing court may, upon petition, reduce any term of sentence or probation pronounced by the court or a term of conditional release or parole pronounced by the ~~state board of probation and~~ **parole board** if the court determines that:

- (1) The convicted person was:
 - (a) Convicted of an offense that did not involve violence or the threat of violence; and
 - (b) Convicted of an offense that involved alcohol or illegal drugs; and
- (2) Since the commission of such offense, the convicted person has successfully completed a detoxification and rehabilitation program; and
- (3) The convicted person is not:
 - (a) A prior offender, a persistent offender, a dangerous offender or a persistent misdemeanor offender as defined by section 558.016; or
 - (b) A persistent sexual offender as defined in section 566.125; or
 - (c) A prior offender, a persistent offender or a class X offender as defined in section 558.019.

559.026. Except in infraction cases, when probation is granted, the court, in addition to conditions imposed pursuant to section 559.021, may require as a condition of probation that the offender submit to a period of detention up to forty-eight hours after the determination by a probation or parole officer that the offender violated a condition of continued probation or parole in an appropriate institution at whatever time or intervals within the period of probation, consecutive or nonconsecutive, the court shall designate, or the ~~[board]~~ **division** of probation and parole shall direct. Any person placed on probation in a county of the first class or second class or in any city with a population of five hundred thousand or more and detained as herein provided shall be subject to all provisions of section 221.170, even though he was not convicted and sentenced to a jail or workhouse.

(1) In misdemeanor cases, the period of detention under this section shall not exceed the shorter of thirty days or the maximum term of imprisonment authorized for the misdemeanor by chapter 558.

(2) In felony cases, the period of detention under this section shall not exceed one hundred twenty days.

(3) If probation is revoked and a term of imprisonment is served by reason thereof, the time spent in a jail, half-way house, honor center, workhouse or other institution as a detention condition of probation shall be credited against the prison or jail term served for the offense in connection with which the detention condition was imposed.

559.105. 1. Any person who has been found guilty of or has pled guilty to an offense may be ordered by the court to make restitution to the victim for the victim's losses due to such offense. Restitution pursuant to this section shall include, but not be limited to a victim's reasonable expenses to participate in the prosecution of the crime.

2. No person ordered by the court to pay restitution pursuant to this section shall be released from probation until such restitution is complete. If full restitution is not made within the original term of probation, the court shall order the maximum term of probation allowed for such offense.

3. Any person eligible to be released on parole shall be required, as a condition of parole, to make restitution pursuant to this section. The ~~[board of probation and]~~ parole **board** shall not release any person from any term of parole for such offense until the person has completed such restitution, or until the maximum term of parole for such offense has been served.

4. The court may set an amount of restitution to be paid by the defendant. Said amount may be taken from the inmate's account at the department of corrections while the defendant is incarcerated. Upon conditional release or parole, if any amount of such court-ordered restitution is unpaid, the payment of the unpaid balance may be collected as a condition of conditional release or parole by the prosecuting attorney or circuit attorney under section 559.100. The prosecuting attorney or circuit attorney may refer any failure to make such restitution as a condition of conditional release or parole to the parole board for enforcement.

559.106. 1. Notwithstanding any statutory provision to the contrary, when a court grants probation to an offender who has been found guilty of an offense in:

(1) Section 566.030, 566.032, 566.060, 566.062, 566.067, 566.083, 566.100, 566.151, ~~[566.212, 566.213]~~ **566.210, 566.211**, 568.020, ~~[568.080, or 568.090]~~ **573.200, or 573.205**, based on an act committed on or after August 28, 2006; or

(2) Section 566.068, 566.069, 566.210, 566.211, 573.200, or 573.205 based on an act committed on or after January 1, 2017, against a victim who was less than fourteen years of age and the offender is a prior sex offender as defined in subsection 2 of this section;

the court shall order that the offender be supervised by the ~~[board]~~ **division** of probation and parole for the duration of his or her natural life.

2. For the purpose of this section, a prior sex offender is a person who has previously been found guilty of an offense contained in chapter 566, or violating section 568.020, when the person had sexual intercourse or deviate sexual intercourse with the victim, or of violating subdivision (2) of subsection 1 of section 568.045.

3. When probation for the duration of the offender's natural life has been ordered, a mandatory condition of such probation is that the offender be electronically monitored. Electronic monitoring shall be based on a global positioning system or other technology that identifies and records the offender's location at all times.

4. In appropriate cases as determined by a risk assessment, the court may terminate the probation of an offender who is being supervised under this section when the offender is sixty-five years of age or older.

559.115. 1. Neither probation nor parole shall be granted by the circuit court between the time the transcript on appeal from the offender's conviction has been filed in appellate court and the disposition of the appeal by such court.

2. Unless otherwise prohibited by subsection 8 of this section, a circuit court only upon its own motion and not that of the state or the offender shall have the power to grant probation to an offender anytime up to one hundred twenty days after such offender has been delivered to the department of corrections but not thereafter. The court may request information and a recommendation from the department concerning the offender and such offender's behavior during the period of incarceration. Except as provided in this section, the court may place the offender on probation in a program created pursuant to section 217.777, or may place the offender on probation with any other conditions authorized by law.

3. The court may recommend placement of an offender in a department of corrections one hundred twenty-day program under this subsection or order such placement under subsection 4 of section 559.036. Upon the recommendation or order of the court, the department of corrections shall assess each offender to determine the appropriate one hundred twenty-day program in which to place the offender, which may include placement in the shock incarceration program or institutional treatment program. When the court recommends and receives placement of an offender in a department of corrections one hundred twenty-day program, the offender shall be released on probation if the department of corrections determines that the offender has successfully completed the program except as follows. Upon successful completion of a program under this subsection, the ~~board~~ **division** of probation and parole shall advise the sentencing court of an offender's probationary release date thirty days prior to release. The court shall follow the recommendation of the department unless the court determines that probation is not appropriate. If the court determines that probation is not appropriate, the court may order the execution of the offender's sentence only after conducting a hearing on the matter within ninety to one hundred twenty days from the date the offender was delivered to the department of corrections. If the department determines the offender has not successfully completed a one hundred twenty-day program under this subsection, the offender shall be removed from the program and the court shall be advised of the removal. The department shall report on the offender's participation in the program and may provide recommendations for terms and conditions of an offender's probation. The court shall then have the power to grant probation or order the execution of the offender's sentence.

4. If the court is advised that an offender is not eligible for placement in a one hundred twenty-day program under subsection 3 of this section, the court shall consider other authorized dispositions. If the department of corrections one hundred twenty-day program under subsection 3 of this section is full, the court may place the offender in a private program approved by the department of corrections or the court, the expenses of such program to be paid by the offender, or in an available program offered by another organization. If the offender is convicted of a class C, class D, or class E nonviolent felony, the court may order probation while awaiting appointment to treatment.

5. Except when the offender has been found to be a predatory sexual offender pursuant to section 566.125, the court shall request the department of corrections to conduct a sexual offender assessment if the defendant has been found guilty of sexual abuse when classified as a class B felony. Upon completion of the assessment, the department shall provide to the court a report on the offender and may provide recommendations for terms and conditions of an offender's probation. The assessment shall not be considered a one hundred twenty-day program as provided under subsection 3 of this section. The process for granting probation to an offender who has completed the assessment shall be as provided under subsections 2 and 6 of this section.

6. Unless the offender is being granted probation pursuant to successful completion of a one hundred twenty-day program the circuit court shall notify the state in writing when the court intends to grant probation to the offender pursuant to the provisions of this section. The state may, in writing, request a hearing within ten days of receipt of the court's notification that the court intends to grant probation. Upon the state's request for a hearing, the court shall grant a hearing as soon as reasonably possible. If the state does not respond to the court's notice in writing within ten days, the court may proceed upon its own motion to grant probation.

7. An offender's first incarceration under this section prior to release on probation shall not be considered a previous prison commitment for the purpose of determining a minimum prison term under the provisions of section 558.019.

8. Notwithstanding any other provision of law, probation may not be granted pursuant to this section to offenders who have been convicted of murder in the second degree pursuant to section 565.021; forcible rape pursuant to section 566.030 as it existed prior to August 28, 2013; rape in the first degree under section 566.030; forcible sodomy pursuant to section 566.060 as it existed prior to August 28, 2013; sodomy in the first degree under section 566.060; statutory rape in the first degree pursuant to section 566.032; statutory sodomy in the first degree pursuant to section 566.062; child molestation in the first degree pursuant to section 566.067 when classified as a class A felony; abuse of a child pursuant to section 568.060 when classified as a class A felony; or an offender who has been found to be a predatory sexual offender pursuant to section 566.125; or any offense in which there exists a statutory prohibition against either probation or parole.

559.125. 1. The clerk of the court shall keep in a permanent file all applications for probation or parole by the court, and shall keep in such manner as may be prescribed by the court complete and full records of all presentence investigations requested, probations or paroles granted, revoked or terminated and all discharges from probations or paroles. All court orders relating to any presentence investigation requested and probation or parole granted under the provisions of this chapter and sections 558.011 and 558.026 shall be kept in a like manner, and, if the defendant subject to any such order is subject to an investigation or is under the supervision of the ~~[state board]~~ **division** of probation and parole, a copy of the order shall be sent to the ~~[board]~~ **division of probation and parole**. In any county where a parole board ceases to exist, the clerk of the court shall preserve the records of that **parole** board.

2. Information and data obtained by a probation or parole officer shall be privileged information and shall not be receivable in any court. Such information shall not be disclosed directly or indirectly to anyone other than the members of a parole board and the judge entitled to receive reports, except the court, **the division of probation and parole**, or the **parole** board may in its discretion permit the inspection of the report, or parts of such report, by the defendant, or offender or his or her attorney, or other person having a proper interest therein.

3. The provisions of subsection 2 of this section notwithstanding, the presentence investigation report shall be made available to the state and all information and data obtained in connection with preparation of the presentence investigation report may be made available to the state at the discretion of the court upon a showing that the receipt of the information and data is in the best interest of the state.

559.600. 1. In cases where the ~~[board]~~ **division** of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the ~~[board]~~ **division** of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings.

559.602. A private entity seeking to provide probation supervision and rehabilitation services to misdemeanor offenders shall make timely written application to the judges in a circuit. When approved by the judges of a circuit, the application, the judicial order of approval and the contract shall be forwarded to the ~~[board]~~ **division** of probation and parole. The contract shall contain the responsibilities of the private entity, including the offenses for which persons will be supervised. The ~~[board]~~ **division** may then withdraw supervision of misdemeanor offenders which are to be supervised by the court-approved private entity in that circuit.

559.607. 1. Judges of the municipal division in any circuit, acting through a chief or presiding judge, either may contract with a private or public entity or may employ any qualified person to serve as the city's probation officer to provide probation and rehabilitation services for persons placed on probation for violation of any ordinance of the city, specifically including the offense of operating or being in physical control of a motor vehicle while under the influence of intoxicating liquor or narcotic drugs. The contracting city shall not be required to pay for any part of the cost of probation and rehabilitation services authorized under sections 559.600 to 559.615.

Persons found guilty or pleading guilty to ordinance violations and placed on probation by municipal or city court judges shall contribute a service fee to the court in the amount set forth in section 559.604 to pay the cost of their probation supervision provided by a probation officer employed by the court or by a contract probation officer as provided for in section 559.604.

2. When approved by municipal court judges in the municipal division, the application, judicial order of approval, and the contract shall be forwarded to and filed with the ~~board~~ **division** of probation and parole. The court-approved private or public entity or probation officer employed by the court shall then function as the probation office for the city, pursuant to the terms of the contract or conditions of employment and the terms of probation ordered by the judge. Any city in this state which presently does not have probation services available for persons convicted of its ordinance violations, or that contracts out those services with a private entity, may, under the procedures authorized in sections 559.600 to 559.615, contract with and continue to contract with a private entity or employ any qualified person and contract with the municipal division to provide such probation supervision and rehabilitation services.

566.145. 1. A person commits the offense of sexual conduct with a prisoner or offender if he or she:

(1) Is an employee of, or assigned to work in, any jail, prison or correctional facility and engages in sexual conduct with a prisoner or an offender who is confined in a jail, prison, or correctional facility; or

(2) Is a probation and parole officer and engages in sexual conduct with an offender who is under the direct supervision of the officer.

2. For the purposes of this section the following terms shall mean:

(1) "Offender", includes any person in the custody of a prison or correctional facility and any person who is under the supervision of the ~~state board~~ **division** of probation and parole;

(2) "Prisoner", includes any person who is in the custody of a jail, whether pretrial or after disposition of a charge.

3. The offense of sexual conduct with a prisoner or offender is a class E felony.

4. Consent of a prisoner or offender is not a defense.

571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015.

2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are

reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the identification defined in subsection 13 of this section, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the ~~board of probation and parole board~~;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or eighteen years of age or older and a member of the United States Armed Forces, or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event.

4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

7. Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

8. A person who commits the ~~crime~~ offense of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony;
(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply;

(3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

10. Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

11. Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

12. As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

13. The identification required by subdivision (1) of subsection 2 of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm."; and

Further amend said bill, Page 4, Section 574.085, Line 22, by inserting after all of said section and line the following:

"575.205. 1. A person commits the offense of tampering with electronic monitoring equipment if he or she intentionally removes, alters, tampers with, damages, or destroys electronic monitoring equipment which a court, **division of probation and parole**, or the ~~board of probation and~~ parole **board** has required such person to wear.

2. This section does not apply to the owner of the equipment or an agent of the owner who is performing ordinary maintenance or repairs on the equipment.

3. The offense of tampering with electronic monitoring equipment is a class D felony.

575.206. 1. A person commits the offense of violating a condition of lifetime supervision if he or she knowingly violates a condition of probation, parole, or conditional release when such condition was imposed by an order of a court under section 559.106 or an order of the ~~board of probation and~~ parole **board** under section 217.735.

2. The offense of violating a condition of lifetime supervision is a class D felony.

589.042. The court or the ~~board of probation and~~ parole **board** shall have the authority to require a person who is required to register as a sexual offender under sections 589.400 to 589.425 to give his or her assigned probation or parole officer access to his or her personal home computer as a condition of probation or parole in order to monitor and prevent such offender from obtaining and keeping child pornography or from committing an offense under chapter 566. Such access shall allow the probation or parole officer to view the internet use history, computer hardware, and computer software of any computer, including a laptop computer, that the offender owns."; and

Further amend said bill,"; and

Further amend said amendment, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

"regarding a license issued by the director under this chapter.

650.055. 1. Every individual who:

- (1) Is found guilty of a felony or any offense under chapter 566; or
- (2) Is seventeen years of age or older and arrested for burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or a felony offense under chapter 565, 566, 567, 568, or 573; or
- (3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or
- (4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425;

shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

- (1) Upon booking at a county jail or detention facility; or
- (2) Upon entering or before release from the department of corrections reception and diagnostic centers; or
- (3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or

(5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The ~~board~~ **division** of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

(1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;

(2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;

(3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;

(4) The individual whose DNA sample has been collected, or his or her attorney; or

(5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. (1) An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal, or through the court granting an expungement of all official records under section 568.040. A certified copy of the court order establishing that such conviction has been reversed, guilty plea has been set aside, or expungement has been granted under section 568.040 shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order, the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

(2) A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on the grounds that the conviction has been reversed, the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside, or an expungement of all official records has been granted by the court under section 568.040.

(3) Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction, setting aside the plea, or granting an expungement of all official records under section 568.040, and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

(4) The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

(5) Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict.

If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.

650.058. 1. Notwithstanding the sovereign immunity of the state, any individual who was found guilty of a felony in a Missouri court and was later determined to be actually innocent of such crime solely as a result of DNA profiling analysis may be paid restitution. The individual may receive an amount of one hundred dollars per day for each day of postconviction incarceration for the crime for which the individual is determined to be actually innocent. The petition for the payment of said restitution shall be filed with the sentencing court. For the purposes of this section, the term "actually innocent" shall mean:

(1) The individual was convicted of a felony for which a final order of release was entered by the court;

(2) All appeals of the order of release have been exhausted;

(3) The individual was not serving any term of a sentence for any other crime concurrently with the sentence for which he or she is determined to be actually innocent, unless such individual was serving another concurrent sentence because his or her parole was revoked by a court or the ~~board of probation and parole~~ **parole board** in connection with the crime for which the person has been exonerated. Regardless of whether any other basis may exist for the revocation of the person's probation or parole at the time of conviction for the crime for which the person is later determined to be actually innocent, when the court's or the ~~board of probation and parole's~~ **parole board's** sole stated reason for the revocation in its order is the conviction for the crime for which the person is later determined to be actually innocent, such order shall, for purposes of this section only, be conclusive evidence that their probation or parole was revoked in connection with the crime for which the person has been exonerated; and

(4) Testing ordered under section 547.035, or testing by the order of any state or federal court, if such person was exonerated on or before August 28, 2004, or testing ordered under section 650.055, if such person was or is exonerated after August 28, 2004, demonstrates a person's innocence of the crime for which the person is in custody.

Any individual who receives restitution under this section shall be prohibited from seeking any civil redress from the state, its departments and agencies, or any employee thereof, or any political subdivision or its employees. This section shall not be construed as a waiver of sovereign immunity for any purposes other than the restitution provided for herein. The department of corrections shall determine the aggregate amount of restitution owed during a fiscal year. If insufficient moneys are appropriated each fiscal year to pay restitution to such persons, the department shall pay each individual who has received an order awarding restitution a pro rata share of the amount appropriated. Provided sufficient moneys are appropriated to the department, the amounts owed to such individual shall be paid on June thirtieth of each subsequent fiscal year, until such time as the restitution to the individual has been paid in full. However, no individual awarded restitution under this subsection shall receive more than thirty-six thousand five hundred dollars during each fiscal year. No interest on unpaid restitution shall be awarded to the individual. No individual who has been determined by the court to be actually innocent shall be responsible for the costs of care under section 217.831.

2. If the results of the DNA testing confirm the person's guilt, then the person filing for DNA testing under section 547.035, shall:

(1) Be liable for any reasonable costs incurred when conducting the DNA test, including but not limited to the cost of the test. Such costs shall be determined by the court and shall be included in the findings of fact and conclusions of law made by the court; and

(2) Be sanctioned under the provisions of section 217.262.

3. A petition for payment of restitution under this section may only be filed by the individual determined to be actually innocent or the individual's legal guardian. No claim or petition for restitution under this section may be filed by the individual's heirs or assigns. An individual's right to receive restitution under this section is not assignable or otherwise transferrable. The state's obligation to pay restitution under this section shall cease upon the individual's death. Any beneficiary designation that purports to bequeath, assign, or otherwise convey the right to receive such restitution shall be void and unenforceable.

4. An individual who is determined to be actually innocent of a crime under this chapter shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records all recordations of his or her arrest, plea, trial or conviction. Upon granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and only available to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction or expungement in response to any inquiry made of him or her for any purpose whatsoever and no such inquiry shall be made for information relating to an expungement under this section.

~~[217.660. 1. The chairman of the board of probation and parole shall be the director of the division.~~

~~2. In addition to the compensation as a member of the board, any chairman whose term of office began before August 28, 1999, shall receive three thousand eight hundred seventy-five dollars per year for duties as chairman.]"; and"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Mackey offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the number "26," the following:

"Page 5, Section 590.502, Line 27, by inserting after the word **"complaint"** the following:

"or, in the case of investigations alleging internal discrimination or harassment, a general written synopsis with the complainant's name redacted,"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mackey, **House Amendment No. 3 to House Amendment No. 1** was adopted.

Representative Bosley offered **House Amendment No. 4 to House Amendment No. 1.**

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

"regarding a license issued by the director under this chapter.

590.1065. 1. The provisions of this section shall be known and may be cited as the "Law Enforcement Accountability Act".

2. A peace officer shall intervene to prevent or stop another peace officer from using physical force that exceeds the degree of force permitted under this chapter in pursuance of the other peace officer's law enforcement duties in carrying out an arrest of any person, placing any person under detention, taking any person into custody, booking any person, or in the process of crowd or riot control without regard to chain of command.

3. A peace officer who intervenes as required under subsection 1 of this section shall report the intervention to his or her immediate supervisor. At a minimum, the report required under this subsection shall include:

- (1) The date, time, and place of the occurrence;**
- (2) The identity, if known and description of the participants; and**
- (3) A description of the intervention actions taken.**

Such report shall be made in writing within ten days of the occurrence of the use of such force and shall be appended to all other reports of the incident.

4. A member of a law enforcement agency shall not discipline or retaliate in any way against a peace officer for intervening as required under subsection 1 of this section, reporting unconstitutional conduct, or failing to follow what the peace officer reasonably believes is an unconstitutional directive.

5. When an internal investigation finds that a peace officer failed to intervene or prevent the use of unlawful physical force under this section, such finding shall be presented to the prosecuting attorney for a determination as to whether charges should be filed. However, nothing in this subsection prohibits the prosecuting attorney from charging a peace officer with failure to intervene before the conclusion of any internal investigation.

6. In addition to any criminal liability and penalty, when an internal investigation finds that a peace officer failed to intervene or prevent the use of unlawful physical force under this section in an incident resulting in serious bodily injury or death to any person, the peace officer's employer shall subject the peace officer to discipline, up to and including termination, to the extent permitted under applicable constitutional and statutory law, and the POST Commission shall revoke the peace officer's certification under chapter 590 upon receipt of notice of the peace officer's discipline. Such revocation may only be overturned if the peace officer is exonerated by a court.

7. In a case in which the prosecution charges a peace officer with offenses related to and based on the use of excessive force but does not file charges against any other peace officer or officers who were at the scene during the use of force, the prosecuting attorney shall prepare a written report explaining his or her basis for the decision not to charge any other peace officer with criminal conduct and shall disclose the report to the public; except that if disclosure of the report would substantially interfere with or jeopardize an ongoing criminal investigation, the prosecuting attorney may delay public disclosure for up to forty-five days. The prosecuting attorney shall post the written report on its website or, if it does not have a website, make it publicly available upon request.

8. The offense of failing to intervene to prevent the use of unlawful force under this section is considered an act of complicity and the penalty for such act shall be equal to the penalty imposed against the peace officer who committed the original wrongdoing for which the peace officer failed to intervene. Nothing in this subsection shall prohibit or discourage prosecution of any other criminal offense related to failure to intervene, including a higher charge, if supported by the evidence."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davis	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gunby	Ingle

Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Rowland	Sauls	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 018

Bangert	Baringer	Chipman	Davidson	Derges
Evans	Gray	Hicks	Houx	McDaniel
Morse	Patterson	Pietzman	Schnelting	Sharp 36
Stephens 128	Tate	Taylor 139		

VACANCIES: 001

Representative Bosley moved that **House Amendment No. 4 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 32	Coleman 97	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roden	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Doll	Ellebracht

Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Bangert	Baringer	Barnes	Chipman
Cook	Derges	Houx	McDaniel	Morse
Patterson	Phifer	Pietzman	Price IV	Roberts
Rone	Schnelting	Smith 163	Tate	Taylor 139

VACANCIES: 001

On motion of Representative Schroer, **House Amendment No. 1, as amended**, was adopted.

Representative Barnes offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 557.045, Line 15, by inserting after said section and line the following:

- "565.093. 1. As used in this section, the following terms and phrases mean:**
- (1) "Harassment", verbal or nonverbal behavior by a person that would cause a reasonable person to be placed in fear of receiving bodily harm;**
 - (2) "Recreation athletic contest official", any referee, umpire, coach, instructor, administrator, staff person, or recreation employee of any public or quasi-public recreation program;**
 - (3) "School athletic contest official", any referee, umpire, coach, instructor, administrator, staff person, or school or school board employee of any public or private elementary or secondary school.**
- 2. A person commits the offense of harassment of a school or recreation athletic contest official if the harassment occurs under the following circumstances:**
- (1) While the school or recreation athletic contest official is actively engaged in the conducting, supervising, refereeing, or officiating of a school-sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest; or**
 - (2) In the immediate vicinity of a school-sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest and is based on the official's performance in the conducting, supervising, refereeing, or officiating of a school-sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest.**
- 3. A person who commits the offense of harassment of a school or recreation athletic contest official shall be fined no more than five hundred dollars, imprisoned for no more than ninety days, or both.**
- 4. In addition to any other penalty imposed, the court shall order the person:**
- (1) To perform forty hours of court-approved community service work; and**
 - (2) To participate in a court-approved counseling program that may include anger management, abusive behavior intervention groups, or any other type of counseling deemed appropriate by the court. Any costs associated with the counseling program shall be paid by such person.**
- 5. Participation in the community service and counseling program required under subsection 4 of this section shall not be suspended.**

569.154. 1. A person commits the offense of entry or remaining on site of a school or recreation athletic contest if such person, without authority, goes into or upon or remains in or upon, or attempts to go into or upon or remain in or upon, any immovable property or other site or location that belongs to another and that is used for any school or recreation athletic contest, including any area in the immediate vicinity of the site or location of the school or recreation athletic contest, after having been forbidden to do so, either orally or in writing, by any owner, lessee, or custodian of the property or by any other authorized person.

2. A person who violates subsection 1 of this section shall be fined no more than five hundred dollars, imprisoned for no more than six months, or both."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes, **House Amendment No. 2** was adopted.

Representative Porter offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 4, Section 590.502, Lines 2-3, by deleting the phrase "**an agency or department**" and inserting in lieu thereof the phrase "**a law enforcement agency**"; and

Further amend said bill, page, and section, Line 4, by deleting said line and inserting in lieu thereof the words "**issued by such agency**"; and

Further amend said bill, page, and section, Line 14, by deleting the word "**sworn**" and inserting in lieu thereof the word "**commissioned**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory (51) offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the number "26," the following:

"Page 2, Section 67.030, Line 20, by inserting after the word "**agency**" the phrase "**except for those created under section 162.215**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (51), **House Amendment No. 1 to House Amendment No. 3** was adopted.

Representative Perkins offered **House Amendment No. 2 to House Amendment No. 3**.

House Amendment No. 2
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 9, by inserting after all of said line the following:

"Further amend said bill and section, Page 7, Line 97, by inserting after the first occurrence of the word "by" the words "**lawful subpoena or**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 2 to House Amendment No. 3** was adopted.

On motion of Representative Porter, **House Amendment No. 3, as amended**, was adopted.

Representative Sharp (36) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"217.690. 1. All releases or paroles shall issue upon order of the board, duly adopted.

2. Before ordering the parole of any offender, the board shall conduct a validated risk and needs assessment and evaluate the case under the rules governing parole that are promulgated by the board. The board shall then have the offender appear before a hearing panel and shall conduct a personal interview with him, unless waived by the offender, or if the guidelines indicate the offender may be paroled without need for an interview. The guidelines and rules shall not allow for the waiver of a hearing if a victim requests a hearing. The appearance or presence may occur by means of a videoconference at the discretion of the board. A parole may be ordered for the best interest of society when there is a reasonable probability, based on the risk assessment and indicators of release readiness, that the person can be supervised under parole supervision and successfully reintegrated into the community, not as an award of clemency; it shall not be considered a reduction of sentence or a pardon. Every offender while on parole shall remain in the legal custody of the department but shall be subject to the orders of the board.

3. The division of probation and parole has discretionary authority to require the payment of a fee, not to exceed sixty dollars per month, from every offender placed under division supervision on probation, parole, or conditional release, to waive all or part of any fee, to sanction offenders for willful nonpayment of fees, and to contract with a private entity for fee collections services. All fees collected shall be deposited in the inmate fund established in section 217.430. Fees collected may be used to pay the costs of contracted collections services. The fees collected may otherwise be used to provide community corrections and intervention services for offenders. Such services include substance abuse assessment and treatment, mental health assessment and treatment, electronic monitoring services, residential facilities services, employment placement services, and other offender community corrections or intervention services designated by the division of probation and parole to assist offenders to successfully complete probation, parole, or conditional release. The board shall adopt rules not inconsistent with law, in accordance with section 217.040, with respect to sanctioning offenders and with respect to establishing, waiving, collecting, and using fees.

4. The board shall adopt rules not inconsistent with law, in accordance with section 217.040, with respect to the eligibility of offenders for parole, the conduct of parole hearings or conditions to be imposed upon paroled offenders. Whenever an order for parole is issued it shall recite the conditions of such parole.

5. When considering parole for an offender with consecutive sentences, the minimum term for eligibility for parole shall be calculated by adding the minimum terms for parole eligibility for each of the consecutive sentences, except the minimum term for parole eligibility shall not exceed the minimum term for parole eligibility for an ordinary life sentence.

6. Any offender sentenced to a term of imprisonment amounting to fifteen years or more or multiple terms of imprisonment that, taken together, amount to fifteen or more years who was under eighteen years of age at the time of the commission of the offense or offenses may be eligible for parole after serving fifteen years of incarceration, regardless of whether the case is final for the purposes of appeal, and may be eligible for reconsideration hearings in accordance with regulations promulgated by the parole board.

7. The provisions of subsection 6 shall not apply to an offender found guilty of murder in the first degree or capital murder who was under eighteen years of age when the offender committed the offense or offenses who may be found ineligible for parole or whose parole eligibility may be controlled by section 558.047 or 565.033.

8. Any offender under a sentence for first degree murder who has been denied release on parole after a parole hearing shall not be eligible for another parole hearing until at least three years from the month of the parole denial; however, this subsection shall not prevent a release pursuant to subsection 4 of section 558.011.

~~[7-]~~ 9. A victim who has requested an opportunity to be heard shall receive notice that the **parole** board is conducting an assessment of the offender's risk and readiness for release and that the victim's input will be particularly helpful when it pertains to safety concerns and specific protective measures that may be beneficial to the victim should the offender be granted release.

~~[8-]~~ 10. Parole hearings shall, at a minimum, contain the following procedures:

(1) The victim or person representing the victim who attends a hearing may be accompanied by one other person;

(2) The victim or person representing the victim who attends a hearing shall have the option of giving testimony in the presence of the inmate or to the hearing panel without the inmate being present;

(3) The victim or person representing the victim may call or write the parole board rather than attend the hearing;

(4) The victim or person representing the victim may have a personal meeting with a **parole** board member at the **parole** board's central office;

(5) The judge, prosecuting attorney or circuit attorney and a representative of the local law enforcement agency investigating the crime shall be allowed to attend the hearing or provide information to the hearing panel in regard to the parole consideration; and

(6) The **parole** board shall evaluate information listed in the juvenile sex offender registry pursuant to section 211.425, provided the offender is between the ages of seventeen and twenty-one, as it impacts the safety of the community.

~~[9-]~~ 11. The **parole** board shall notify any person of the results of a parole eligibility hearing if the person indicates to the **parole** board a desire to be notified.

~~[10-]~~ 12. The **parole** board may, at its discretion, require any offender seeking parole to meet certain conditions during the term of that parole so long as said conditions are not illegal or impossible for the offender to perform. These conditions may include an amount of restitution to the state for the cost of that offender's incarceration.

~~[11-]~~ 13. Special parole conditions shall be responsive to the assessed risk and needs of the offender or the need for extraordinary supervision, such as electronic monitoring. The **parole** board shall adopt rules to minimize the conditions placed on low-risk cases, to frontload conditions upon release, and to require the modification and reduction of conditions based on the person's continuing stability in the community. **Parole** board rules shall permit parole conditions to be modified by parole officers with review and approval by supervisors.

~~[12-]~~ 14. Nothing contained in this section shall be construed to require the release of an offender on parole nor to reduce the sentence of an offender heretofore committed.

~~[13-]~~ 15. Beginning January 1, 2001, the **parole** board shall not order a parole unless the offender has obtained a high school diploma or its equivalent, or unless the **parole** board is satisfied that the offender, while committed to the custody of the department, has made an honest good-faith effort to obtain a high school diploma or its equivalent; provided that the director may waive this requirement by certifying in writing to the **parole** board that the offender has actively participated in mandatory education programs or is academically unable to obtain a high school diploma or its equivalent.

[14-] 16. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

217.692. 1. Notwithstanding any other provision of law to the contrary, any offender incarcerated in a correctional institution serving any sentence of life with no parole for fifty years or life without parole, whose plea of guilt was entered or whose trial commenced prior to December 31, 1990, and who:

- (1) Pleaded guilty to or was found guilty of a homicide of a spouse or domestic partner;
- (2) Has no prior violent felony convictions;
- (3) No longer has a cognizable legal claim or legal recourse; and
- (4) Has a history of being a victim of continual and substantial physical or sexual domestic violence that was not presented as an affirmative defense at trial or sentencing and such history can be corroborated with evidence of facts or circumstances which existed at the time of the alleged physical or sexual domestic violence of the offender, including but not limited to witness statements, hospital records, social services records, and law enforcement records;

shall be eligible for parole after having served fifteen years of such sentence when the board determines by using the guidelines established by this section that there is a strong and reasonable probability that the person will not thereafter violate the law.

2. The board of probation and parole shall give a thorough review of the case history and prison record of any offender described in subsection 1 of this section. At the end of the board's review, the board shall provide the offender with a copy of a statement of reasons for its parole decision.

3. Any offender released under the provisions of this section shall be under the supervision of the parole board for an amount of time to be determined by the board.

4. The parole board shall consider, but not be limited to the following criteria when making its parole decision:

- (1) Length of time served;
- (2) Prison record and self-rehabilitation efforts;
- (3) Whether the history of the case included corroborative material of physical, sexual, mental, or emotional abuse of the offender, including but not limited to witness statements, hospital records, social service records, and law enforcement records;
- (4) If an offer of a plea bargain was made and if so, why the offender rejected or accepted the offer;
- (5) Any victim information outlined in subsection [8] 10. of section 217.690 and section 595.209;
- (6) The offender's continued claim of innocence;
- (7) The age and maturity of the offender at the time of the board's decision;
- (8) The age and maturity of the offender at the time of the crime and any contributing influence affecting the offender's judgment;
- (9) The presence of a workable parole plan; and
- (10) Community and family support.

5. Nothing in this section shall limit the review of any offender's case who is eligible for parole prior to fifteen years, nor shall it limit in any way the parole board's power to grant parole prior to fifteen years.

6. Nothing in this section shall limit the review of any offender's case who has applied for executive clemency, nor shall it limit in any way the governor's power to grant clemency.

7. It shall be the responsibility of the offender to petition the board for a hearing under this section.

8. A person commits the crime of perjury if he or she, with the purpose to deceive, knowingly makes a false witness statement to the board. Perjury under this section shall be a class D felony.

9. In cases where witness statements alleging physical or sexual domestic violence are in conflict as to whether such violence occurred or was continual and substantial in nature, the history of such alleged violence shall be established by other corroborative evidence in addition to witness statements, as provided by subsection 1 of this section. A contradictory statement of the victim shall not be deemed a conflicting statement for purposes of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sharp (36), **House Amendment No. 4** was adopted.

Representative Dogan offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 557.045, Line 15, by inserting after said section and line the following:

"566.145. 1. A person commits the offense of sexual conduct **in the course of public duty if the person engages in sexual conduct:**

(1) With a **detainee, a prisoner, or an offender** ~~if he or she~~ **and the person:**

~~[(4)]~~ (a) Is an employee of, or assigned to work in, any jail, prison or correctional facility and engages in sexual conduct with a prisoner or an offender who is confined in a jail, prison, or correctional facility; ~~or~~
——— (2) (b) Is a probation and parole officer and engages in sexual conduct with an offender who is under the direct supervision of the officer; **or**

(c) **Is a law enforcement officer and engages in sexual conduct with a detainee or prisoner who is in the custody of such officer; or**

(2) **With someone who is not a detainee, a prisoner, or an offender and the person is:**

(a) **A probation and parole officer, a police officer, or an employee of, or assigned to work in, any jail, prison, or correctional facility;**

(b) **On duty; and**

(c) **The offense was committed by means of coercion as defined in section 566.200.**

2. For the purposes of this section the following terms shall mean:

(1) **"Detainee", a person deprived of liberty and kept under involuntary restraint, confinement, or custody;**

(2) **"Offender", includes any person in the custody of a prison or correctional facility and any person who is under the supervision of the state board of probation and parole;**

~~[(2)]~~ (3) **"Prisoner", includes any person who is in the custody of a jail, whether pretrial or after disposition of a charge.**

3. The offense of sexual conduct ~~[with a prisoner or offender]~~ **in the course of public duty** is a class E felony.

4. Consent of a **detainee, a prisoner** ~~[or]~~ **, an offender, or any other person** is not a defense."; and

Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after said section and line the following:

"590.805. 1. A law enforcement officer shall not knowingly use a respiratory choke-hold unless the use is in defense of the officer or another from serious physical injury or death.

2. A respiratory choke-hold includes the use of any body part or object to attempt to control or disable by applying pressure to a person's neck with the purpose of controlling or restricting such person's breathing."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cook offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1

to

House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""565.052. 1. A person commits the offense of assault in the second degree if he or she:

(1) Attempts to kill or knowingly causes or attempts to cause serious physical injury to another person under the influence of sudden passion arising out of adequate cause; or

(2) Attempts to cause or knowingly causes physical injury to another person by means of a deadly weapon or dangerous instrument; or

(3) Recklessly causes serious physical injury to another person; or

(4) Recklessly causes physical injury to another person by means of discharge of a firearm.

2. The defendant shall have the burden of injecting the issue of influence of sudden passion arising from adequate cause under subdivision (1) of subsection 1 of this section.

3. The offense of assault in the second degree is a class D felony, unless the victim of such assault is a special victim, as the term "special victim" is defined under section 565.002, in which case it is a class B felony.

4. A person convicted of the offense of assault in the second degree shall serve eighty-five percent of his or her sentence if the victim was a "special victim" as defined in paragraph (a), (b), (c), or (g) of subdivision (14) of section 565.002.

566.145. 1. A person commits the offense of sexual conduct **in the course of public duty if**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 5 was withdrawn.

Representative Taylor (139) assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Hicks	Hill	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wright	Mr. Speaker	

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Johnson	Lewis 25	Mackey

McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 020

Black 7	Chipman	Fitzwater	Francis	Henderson
Houx	Hovis	Ingle	Kidd	Knight
McDaniel	Morse	O'Donnell	Owen	Patterson
Pietzman	Sassmann	Schnelting	Tate	Wiemann

VACANCIES: 001

On motion of Representative Dogan, **House Amendment No. 5** was adopted by the following vote, the ayes and notes having been demanded by Representative Dogan:

AYES: 111

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burnett	Burton	Butz	Chipman
Christofanelli	Clemens	Collins	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Fishel	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haley
Hannegan	Hicks	Hovis	Hurlbert	Ingle
Johnson	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	McCreery	McGaugh	McGill
Merideth	Mosley	Nurrenbern	Patterson	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sauls
Schroer	Schwadron	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Thomas	Trent	Turnbaugh	Unsicker	Veit
Walsh Moore 93	Weber	Windham	Wright	Young
Mr. Speaker				

NOES: 034

Bailey	Baker	Basye	Billington	Black 137
Boggs	Burger	Busick	Coleman 32	Cook
Derges	Falkner	Haden	Haffner	Hardwick
Hill	Hudson	Kalberloh	Kelley 127	Mayhew
Murphy	Perkins	Pollock 123	Roden	Seitz
Simmons	Terry	Thompson	Toalson Reich	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Black 7	Coleman 97	Fitzwater	Francis
Henderson	Houx	Knight	McDaniel	Morse
O'Donnell	Owen	Pietzman	Proudie	Sassmann
Schnelting	Tate			

VACANCIES: 001

Representative Richey offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"84.575. 1. The board of police commissioners established by section 84.350 shall not require, as a condition of employment, that any currently employed or prospective law enforcement officer or other employee reside within any jurisdictional limit. If the board of police commissioners has a residency rule or requirement for law enforcement officers or other employees that is in effect on or before August 28, 2021, the residency rule or requirement shall not apply and shall not be enforced.

2. The board of police commissioners may impose a residency rule or requirement on law enforcement officers or other employees, but the rule or requirement shall be no more restrictive than requiring such personnel to reside within thirty miles from the nearest city limit and within the boundaries of the state of Missouri.

311.620. 1. No person shall be appointed as agent, assistant, deputy or inspector under the provisions of the liquor control law who shall have been convicted of or against whom any indictment may be pending for any offense; nor shall any person be appointed as such agent, assistant, deputy or inspector who is not of good character or who is not a citizen of the United States, and who is not ~~[or has not been]~~ a resident taxpaying citizen of the state ~~[for a period of three years previous to his]~~ **at the time of his or her** appointment; or who is not able to read and write the English language or who does not possess ordinary physical strength and who is not able to pass such physical and mental examination as the ~~[majority of a board, consisting of the governor, lieutenant-governor, attorney general, and the]~~ supervisor of ~~[liquor]~~ **alcohol and tobacco** control may prescribe.

2. No agent, assistant, deputy or inspector so appointed shall hold any other commission or office, elective or appointive, or accept any other employment compensation while he **or she** is an employee of the ~~[department]~~ **division of [liquor] alcohol and tobacco** control, except with the written permission of the supervisor of ~~[liquor]~~ **alcohol and tobacco** control. No agent, assistant, deputy or inspector of the ~~[department]~~ **division of [liquor] alcohol and tobacco** control shall accept any reward or gift other than his **or her** regular salary and expenses as provided in this chapter. No agent, assistant, deputy or inspector of the ~~[department]~~ **division of [liquor] alcohol and tobacco** control shall perform any police duty connected with the conduct of any election, nor at any time or in any manner electioneer for or against any party ticket, or any candidate for nomination or office on any party ticket, nor for or against any proposition of any kind or nature to be voted upon at any election.

3. The agents, assistants, deputies and inspectors appointed under the provisions of section 311.610 shall before entering upon the discharge of their duties, each take and subscribe an oath to support the Constitution and laws of the United States and the State of Missouri and to faithfully demean themselves in office in the form prescribed by Section 11, Article VII of the Constitution of this State, and they shall each give bond to be approved by the supervisor of ~~[liquor]~~ **alcohol and tobacco** control for faithful performance of the duties of their respective offices and to safely keep and account for all moneys and property received by them. This bond shall be in the sum of five thousand dollars, and the cost of furnishing all such bonds shall be paid by the state.

4. Any agent, assistant, deputy or inspector of the ~~[department]~~ **division of [liquor] alcohol and tobacco** control who shall violate the provisions of this chapter shall be immediately discharged."; and

Further amend said bill, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"590.055. Every law enforcement agency in the state shall provide ethical use of force training and diversity training. The department of public safety shall determine appropriate training objectives and curriculum and shall provide the funding for such training to law enforcement agencies or to training providers. Such trainings shall be completed by every commissioned peace officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative DeGroot offered **House Amendment No. 1 to House Amendment No. 6.**

*House Amendment No. 1
to
House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Line 18, by inserting after all of said line the following:

"Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after all of said section and line the following:

"590.1265. 1. The provisions of this section shall be known and may be cited as the "Police Use of Force Transparency Act of 2021".

2. For purposes of this section, the following terms mean:

- (1) "Law enforcement agency", the same meaning as defined in section 590.1040;**
- (2) "Peace officer", the same meaning as defined in section 590.010;**
- (3) "Use-of-force incident", an incident in which:**
 - (a) A fatality occurs that is connected to a use of force by a peace officer;**
 - (b) Serious bodily injury occurs that is connected to a use of force by a peace officer; or**
 - (c) In the absence of death or serious bodily injury, a peace officer discharges a firearm at, or in the direction of, a person.**

3. Each law enforcement agency shall, at least annually, collect and report local data on use-of-force incidents involving peace officers to the National Use of Force Data Collection through the Law Enforcement Enterprise Portal administered by the Federal Bureau of Investigation.

4. Each law enforcement agency shall additionally report the data submitted under subsection 3 of this section to the department of public safety. Law enforcement agencies shall not include personally identifying information of individual peace officers in their reports.

5. The department of public safety shall, no later than June 30, 2022, develop standards and procedures governing the collection and reporting of use-of-force data under this section. The standards and procedures shall be consistent with the requirements, definitions, and methods of the National Use of Force Data Collection administered by the Federal Bureau of Investigation.

6. The department of public safety shall publish the data reported by law enforcement agencies under subsection 4 of this section, including statewide aggregate data and agency-specific data, in a publicly available report. Such data shall be deemed a public record consistent with the provisions and exemptions contained in chapter 610.

7. The department of public safety shall undertake an analysis of any trends and disparities in rates of use of force by all law enforcement agencies, with a report to be released to the public no later than January 1, 2025. The report shall be updated periodically thereafter, but not less than once every five years."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Amendment No. 1 to House Amendment No. 6** was adopted.

Representative Hicks offered **House Amendment No. 2 to House Amendment No. 6.**

House Amendment No. 2
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the number "26," the following:

"Page 1, Section A, Line 3, by inserting after said section and line the following:

"27.010. The attorney general for the state of Missouri shall be elected at each general election at which a governor and other state officers are elected, and his term shall begin at 12:00 noon on the second Monday in January next succeeding his election, and shall continue for four years, or until his successor is elected and qualified. The attorney general shall **not be required to** reside at the seat of government ~~and~~ **but shall** keep his office in the supreme court building[-] and receive an annual salary of sixty-five thousand dollars plus any salary adjustment provided pursuant to section 105.005, payable out of the state treasury. The salary shall constitute the total compensation for all duties to be performed by him and there shall be no further payments made to or accepted by him for the performance of any duty now required of him under any existing law. The attorney general shall devote his full time to his office, and, except in the performance of his official duties, shall not engage in the practice of law."; and

Further amend said bill and page, Section 67.030, Line 14, by inserting after said section and line the following:

"79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.

2. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

- (1) The board has no authority to set utility rates or to issue bonds;**
- (2) The person resides within five miles of the city limits;**
- (3) The person owns real property or a business in the city;**
- (4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and**
- (5) The person has no pecuniary interest in, and is not a board member of, any utility company that offers the same type of service as a utility managed by the board."; and**

Further amend said bill,"; and

Further amend said amendment and page, Line 13, by inserting after said line the following:

"285.575. 1. This section shall be known and may be cited as the "Whistleblower's Protection Act".

2. As used in this section, the following terms shall mean:

(1) "Because" or "because of", as it relates to the adverse decision or action, the person's status as a protected person was the motivating factor;

(2) "Employer", an entity that has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year. "Employer" shall not include the state of Missouri or its agencies, instrumentalities, or political subdivisions, including but not limited to any public institution of higher education, a corporation wholly owned by the state of Missouri, an individual employed by an employer, or corporations and associations owned or operated by religious or sectarian organizations; **except that, "employer" shall include law enforcement agencies;**

(3) "Proper authorities", a governmental or law enforcement agency, an officer of an employee's employer, the employee's supervisor employed by the employer, or the employee's human resources representative employed by the employer;

(4) "Protected person", an employee of an employer who has reported to the proper authorities an unlawful act of his or her employer; an employee of an employer who reports to his or her employer serious misconduct of the employer that violates a clear mandate of public policy as articulated in a constitutional provision, statute, or regulation promulgated under statute; or an employee of an employer who has refused to carry out a directive issued by his or her employer that if completed would be a violation of the law[~~—An employee of an employer is not a protected person if:~~

~~—— (a) The employee is a supervisory, managerial, or executive employee or an officer of his or her employer and the unlawful act or serious misconduct reported concerns matters upon which the employee is employed to report or provide professional opinion; or~~

~~—— (b) The proper authority or person to whom the employee makes his or her report is the person whom the employee claims to have committed the unlawful act or violation of a clear mandate of public policy];~~

(5) "The motivating factor", the employee's protected classification actually played a role in the adverse decision or action and had a determinative influence on the adverse decision or action.

3. This section is intended to codify the existing common law exceptions to the at-will employment doctrine and to limit their future expansion by the courts. This section, in addition to chapter 213 and chapter 287, shall provide the exclusive remedy for any and all claims of unlawful employment practices.

4. It shall be an unlawful employment practice for an employer to discharge an individual defined as a protected person in this section because of that person's status as a protected person.

5. A protected person aggrieved by a violation of this section shall have a private right of action for actual damages for violations of this section but not for punitive damages. [~~However, if a private right of action for damages exists under another statutory or regulatory scheme, whether under state or federal law, no private right of action shall exist under this statute.~~]

6. Any party to any action initiated under this section may demand a trial by jury.

7. A protected person aggrieved by a violation of this section shall have a private right of action that may be filed in a court of competent jurisdiction. The only remedies available in such an action shall be:

(1) Back pay;

(2) Reimbursement of medical bills directly related to a violation of this section; and

(3) Additionally, if a protected person proves, by clear and convincing evidence, that the conduct of the employer was outrageous because of the employer's evil motive or reckless indifference to the rights of others, then, such person may receive double the amount awarded under subdivisions (1) and (2) of this subsection, as liquidated damages. In applying this subdivision, the provisions of section 510.263 shall be applied as though liquidated damages were punitive damages and as though the amounts referenced in subdivisions (1) and (2) of this subsection were compensatory damages.

8. The court, in addition to the damages set forth in subsection 7 of this section, may award the prevailing party court costs and reasonable attorney fees; except that a prevailing respondent may be awarded reasonable attorney fees only upon a showing that the case was without foundation."; and

Further amend said amendment, Page 2, Line 18, by inserting after said line the following:

"Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after said section and line the following:

~~"[285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, emergency medical technician paramedics, dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.~~

~~2. No public safety employee of a city not within a county who is hired prior to September 1, 2023, shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.~~

~~3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 2 to House Amendment No. 6** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Baker	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lewis 6	Lovasco	Mayhew
McGaugh	McGirl	Murphy	Owen	Patterson
Perkins	Pike	Plocher	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Bailey	Black 7	Chipman	Cupps
Francis	Henderson	Houx	Kidd	Knight
Lewis 25	Mackey	McDaniel	Morse	O'Donnell
Pietzman	Pollitt 52	Schnelting	Simmons	Smith 163
Tate				

VACANCIES: 001

On motion of Representative Richey, **House Amendment No. 6, as amended**, was adopted.

Representative Walsh (50) offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, ~~or~~ coroner, **medical examiner, or forensic investigator of the county medical examiner's office**, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation

where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials or in support of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor.

307.175. 1. Motor vehicles and equipment which are operated by any member of an organized fire department, ambulance association, or rescue squad, whether paid or volunteer, may be operated on streets and highways in this state as an emergency vehicle under the provisions of section 304.022 while responding to a fire call or ambulance call or at the scene of a fire call or ambulance call and while using or sounding a warning siren and using or displaying thereon fixed, flashing or rotating blue lights, but sirens and blue lights shall be used only in bona fide emergencies.

2. (1) Notwithstanding subsection 1 of this section, the following vehicles may use or display fixed, flashing, or rotating red or red and blue lights:

(a) Emergency vehicles, as defined in section 304.022, when responding to an emergency;

(b) Vehicles operated as described in subsection 1 of this section;

(c) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the red or red and blue lights shall be displayed on vehicles or equipment described in this paragraph only between dusk and dawn, when such vehicles or equipment are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs. No more than two vehicles or pieces of equipment in a work zone may display fixed, flashing, or rotating lights under this subdivision;

(d) Vehicles and equipment owned, leased, or operated by a coroner, medical examiner, or forensic investigator of the county medical examiner's office or a similar entity, when responding to a crime scene, motor vehicle accident, workplace accident, or any location at which the services of such professionals have been requested by a law enforcement officer.

(2) The following vehicles and equipment may use or display fixed, flashing, or rotating amber or amber and white lights:

(a) Vehicles and equipment owned or leased by the state highways and transportation commission and operated by an authorized employee of the department of transportation;

(b) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs;

(c) Vehicles and equipment operated by a utility worker performing work for the utility, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, a utility worker is present, and such work zone is designated by a sign or signs. As used in this paragraph, the term "utility worker" means any employee while in performance of his or her job duties, including any person employed under contract of a utility that provides gas, heat, electricity, water, steam, telecommunications or cable services, or sewer services, whether privately, municipally, or cooperatively owned.

3. Permits for the operation of such vehicles equipped with sirens or blue lights shall be in writing and shall be issued and may be revoked by the chief of an organized fire department, organized ambulance association, rescue squad, or the state highways and transportation commission and no person shall use or display a siren or blue lights on a motor vehicle, fire, ambulance, or rescue equipment without a valid permit authorizing the use. A permit to use a siren or lights as heretofore set out does not relieve the operator of the vehicle so equipped with complying with all other traffic laws and regulations. Violation of this section constitutes a class A misdemeanor."; and

Further amend said bill, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"574.110. 1. A person commits the offense of using a laser pointer if such person knowingly directs a light from a laser pointer at a uniformed safety officer, including a peace officer as defined under section 590.010, security guard, firefighter, emergency medical worker, or other uniformed municipal, state, or federal officer.

2. As used in this section, "laser pointer" means a device that emits a visible light amplified by the stimulated emission of radiation.

3. The offense of using a laser pointer is a class A misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth offered **House Amendment No. 1 to House Amendment No. 7.**

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the word "Page" the following:

"1, Section A, Line 3, by inserting after all of said section and line the following:

"43.253. 1. Notwithstanding any other provision of law to the contrary, a minimum fee of five dollars may be charged by the Missouri state highway patrol for any records request where there are allowable fees of less than five dollars under this chapter or chapter 610. Such five-dollar fee shall be in place of any allowable fee of less than five dollars.

2. The superintendent of the Missouri state highway patrol may increase the minimum fee described in this section by no more than one dollar every other year, beginning August 28, 2022; however, the minimum fee described in this section shall not exceed ten dollars.

3. A request for public records under this chapter or chapter 610 shall be considered withdrawn if the requester fails to remit all fees within thirty days of a request for payment of the fees by the Missouri state highway patrol."; and

Further amend said bill, Page"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Schwadron offered **House Amendment No. 2 to House Amendment No. 7**.

*House Amendment No. 2
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 3, Line 21, by inserting after all of said line the following:

"Further amend said bill and page, Section 557.045, Line 15, by inserting after all of said section and line the following:

"570.212. 1. As used in this section, "mail" means a letter, postal card, package, bag, or other sealed article that:

(1) Is delivered by a common carrier or delivery service and not yet received by the addressee; or

(2) Has been left to be collected for delivery by a common carrier or delivery service.

2. A person commits the offense of mail theft if the person purposefully appropriates mail from another person's mailbox or premises without consent of the addressee and with intent to deprive such addressee of the mail.

3. The offense of mail theft is a class A misdemeanor for a first offense and a class E felony for any second or subsequent offense."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 2 to House Amendment No. 7** was adopted.

On motion of Representative Walsh (50), **House Amendment No. 7, as amended**, was adopted.

Representative Copeland offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"590.030. 1. The POST commission shall establish minimum standards for the basic training of peace officers. Such standards may vary for each class of license established pursuant to subsection 2 of section 590.020.

2. The director shall establish minimum age, citizenship, and general education requirements and may require a qualifying score on a certification examination as conditions of eligibility for a peace officer license. Such general education requirements shall require completion of a high school program of education under chapter 167 or obtainment of a General Educational Development (GED) certificate.

3. The director shall provide for the licensure, with or without additional basic training, of peace officers possessing credentials by other states or jurisdictions, including federal and military law enforcement officers.

4. The director shall establish a procedure for obtaining a peace officer license and shall issue the proper license when the requirements of this chapter have been met.

5. As conditions of licensure, all licensed peace officers shall:

(1) Obtain continuing law enforcement education pursuant to rules to be promulgated by the POST commission; ~~and~~

(2) Maintain a current address of record on file with the director; and

(3) Submit to being fingerprinted on or before January 1, 2022, and at any time a peace officer is commissioned with a different law enforcement agency, for the purposes of a criminal history background check and enrollment in the state and federal Rap Back programs, pursuant to section 43.540. The criminal history background check shall include the records of the Federal Bureau of Investigation. The resulting report shall be forwarded to the officer's commissioning law enforcement agency at the time of enrollment and Rap Back enrollment shall be for the purpose of the requirements of subsection 3 of section 590.070 and subsection 2 of section 590.118. An officer shall take all necessary steps to maintain enrollment in Rap Back for as long as the officer is commissioned with a law enforcement agency.

6. A peace officer license shall automatically expire if the licensee fails to hold a commission as a peace officer for a period of five consecutive years, provided that the POST commission shall provide for the relicensure of such persons and may require retraining as a condition of eligibility for relicensure, and provided that the director may provide for the continuing licensure, subject to restrictions, of persons who hold and exercise a law enforcement commission requiring a peace officer license but not meeting the definition of a peace officer pursuant to this chapter.

7. All law enforcement agencies shall enroll in the state and federal Rap Back programs on or before January 1, 2022, and continue to remain enrolled. The law enforcement agency shall take all necessary steps to maintain officer enrollment for all officers commissioned with that agency in the Rap Back programs. An officer shall submit to being fingerprinted at any law enforcement agency upon commissioning and for as long as the officer is commissioned with that agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative West offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after "Bill No. 26," the following:

"Page 1, Section 67.030, Line 14, by inserting after all of said line the following:

"67.287. 1. As used in this section, the following terms mean:

(1) "Minimum standards", adequate and material provision of each of the items listed in subsection 2 of this section;

(2) "Municipality", any city, town, or village located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(3) "Peace officer", any peace officer as defined in section 590.010 who is licensed under chapter 590.

2. Every municipality shall meet the following minimum standards within three years of August 28, 2015, by providing the following municipal services, financial services, and reports, except that the provision of subdivision (6) of this subsection shall be completed within ~~six~~ **two years of August 28, 2021**:

(1) A balanced annual budget listing anticipated revenues and expenditures, as required in section 67.010;

(2) An annual audit by a certified public accountant of the finances of the municipality that includes a report on the internal controls utilized by the municipality to prevent misuse of public funds. The municipality also shall include its current procedures that show compliance with or reasonable exceptions to the recommended internal controls;

(3) A cash management and accounting system that accounts for all revenues and expenditures;

(4) Adequate levels of insurance to minimize risk to include:

(a) General liability coverage;

- (b) If applicable, liability coverage with endorsements to cover emergency medical personnel and paramedics;
 - (c) If applicable, police professional liability coverage;
 - (d) Workers compensation benefits for injured employees under the provisions of chapter 287; and
 - (e) Bonds for local officials as required by section 77.390, 79.260, 80.250, or local charter;
 - (5) Access to a complete set of ordinances adopted by the governing body available to the public within ten business days of a written request. An online version of the regulations or code shall satisfy this requirement for those ordinances that are codified;
 - (6) If a municipality has a police department or contracts with another police department for public safety services, a police department accredited or certified by the Commission on Accreditation for Law Enforcement Agencies or the Missouri Police Chiefs Association or a contract for police service with a police department accredited or certified by such entities;
 - (7) Written policies regarding the safe operation of emergency vehicles, including a policy on police pursuit;
 - (8) Written policies regarding the use of force by peace officers;
 - (9) Written general orders for a municipal police department unless contracting with another municipality or county for police services;
 - (10) Written policies for collecting and reporting all crime and police stop data for the municipality as required by law. Such policies shall be forwarded to the attorney general's office;
 - (11) Construction code review by existing staff, directly or by contract with a public or private agency. The provisions of this subdivision shall not require the municipality to adopt an updated construction code; and
 - (12) Information published annually on the website of the municipality indicating how the municipality met the standards in this subsection. If there is no municipal website, the information shall be submitted to the county for publication on its website, if it has a website.
3. If any resident of a municipality has belief or knowledge that such municipality has failed to ensure that the standards listed in subsection 2 of this section are regularly provided and are likely to continue to be provided, he or she may make an affidavit before any person authorized to administer oaths setting forth the facts alleging the failure to meet the required standards and file the affidavit with the attorney general. It shall be the duty of the attorney general, if, in his or her opinion, the facts stated in the affidavit justify, to declare whether the municipality is operating below minimum standards, and if it is, the municipality shall have sixty days to rectify the deficiencies in services noted by the attorney general. If after sixty days the municipality is still deemed by the attorney general to have failed to rectify sufficient minimum standards to be in compliance with those specified by subsection 2 of this section, the attorney general may file suit in the circuit court of the county. If the court finds that the municipality is not in compliance with the minimum standards specified in subsection 2 of this section, the circuit court of the county shall order the following remedies:
- (1) Appointment of an administrative authority for the municipality including, but not limited to, another political subdivision, the state, or a qualified private party to administer all revenues under the name of the municipality or its agents and all funds collected on behalf of the municipality. If the court orders an administrative authority to administer the revenues under this subdivision, it may send an order to the director of revenue or other party charged with distributing tax revenue, as identified by the attorney general, to distribute such revenues and funds to the administrative authority who shall use such revenues and existing funds to provide the services required under a plan approved by the court. The court shall enter an order directing all financial and other institutions holding funds of the municipality, as identified by the attorney general, to honor the directives of the administrative authority;
 - (2) If the court finds that the minimum standards specified in subsection 2 of this section still are not established at the end of ninety days from the time the court finds that the municipality is not in compliance with the minimum standards specified in subsection 2 of this section, the court may either enter an order disincorporating the municipality or order placed on the ballot the question of whether to disincorporate the municipality as provided in subdivisions (1), (2), (4), and (5) of subsection 3 of section 479.368. The court also shall place the question of disincorporation on the ballot as provided by subdivisions (1), (2), (4), and (5) of subsection 3 of section 479.368 if at least twenty percent of the registered voters residing in the subject municipality or forty percent of the number of voters who voted in the last municipal election, whichever is lesser, submit a petition to the court while the matter is pending, seeking disincorporation. The question shall be submitted to the voters in substantially the following form:

The city/town/village of _____ has failed to meet minimum standards of governance as required by law. Shall the city/town/village of _____ be dissolved?

☐ YES ☐ NO

If electors vote to disincorporate, the court shall determine the date upon which the disincorporation shall occur, taking into consideration a logical transition.

4. The court shall have ongoing jurisdiction to enforce its orders and carry out the remedies in subsection 3 of this section."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative West, **House Amendment No. 1 to House Amendment No. 8** was adopted.

Representative Mayhew offered **House Amendment No. 2 to House Amendment No. 8.**

House Amendment No. 2

to

House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the number "26," the following:

"Page 1, Section A, Line 3, by inserting after said section and line the following:

"43.503. 1. For the purpose of maintaining complete and accurate criminal history record information, all police officers of this state, the clerk of each court, the department of corrections, the sheriff of each county, the chief law enforcement official of a city not within a county and the prosecuting attorney of each county or the circuit attorney of a city not within a county shall submit certain criminal arrest, charge, and disposition information to the central repository for filing without undue delay in the form and manner required by sections 43.500 to 43.651.

2. All law enforcement agencies making misdemeanor and felony arrests as determined by section 43.506 shall furnish without undue delay, to the central repository, fingerprints, photograph, and if available, any other unique biometric identification collected, charges, appropriate charge codes, and descriptions of all persons who are arrested for such offenses on standard fingerprint forms supplied or approved by the highway patrol or electronically in a format and manner approved by the highway patrol and in compliance with the standards set by the Federal Bureau of Investigation in its Automated Fingerprint Identification System or its successor program. All such agencies shall also notify the central repository of all decisions not to refer such arrests for prosecution. An agency making such arrests may enter into arrangements with other law enforcement agencies for the purpose of furnishing without undue delay such fingerprints, photograph, and if available, any other unique biometric identification collected, charges, appropriate charge codes, and descriptions to the central repository upon its behalf. **All such agencies shall also notify the central repository of any firearm reported stolen and the serial number of the firearm.**

3. In instances where an individual less than seventeen years of age and not currently certified as an adult is taken into custody for an offense which would be a felony if committed by an adult, the arresting officer shall take fingerprints for the central repository. These fingerprints shall be taken on fingerprint cards supplied by or approved by the highway patrol or transmitted electronically in a format and manner approved by the highway patrol and in compliance with the standards set by the Federal Bureau of Investigation in its Automated Fingerprint Identification System or its successor program. The fingerprint cards shall be so constructed that the name of the juvenile should not be made available to the central repository. The individual's name and the unique number associated with the fingerprints and other pertinent information shall be provided to the court of jurisdiction by the agency taking the juvenile into custody. The juvenile's fingerprints and other information shall be forwarded to the central repository

and the courts without undue delay. The fingerprint information from the card shall be captured and stored in the automated fingerprint identification system operated by the central repository. In the event the fingerprints are found to match other tenprints or unsolved latent prints, the central repository shall notify the submitting agency who shall notify the court of jurisdiction as per local agreement. Under section 211.031, in instances where a juvenile over fifteen and one-half years of age is alleged to have violated a state or municipal traffic ordinance or regulation, which does not constitute a felony, and the juvenile court does not have jurisdiction, the juvenile shall not be fingerprinted unless certified as an adult.

4. Upon certification of the individual as an adult, the certifying court shall order a law enforcement agency to immediately fingerprint and photograph the individual and certification papers will be forwarded to the appropriate law enforcement agency with the order for fingerprinting. The law enforcement agency shall submit such fingerprints, photograph, and certification papers to the central repository within fifteen days and shall furnish the offense cycle number associated with the fingerprints to the prosecuting attorney or the circuit attorney of a city not within a county and to the clerk of the court ordering the subject fingerprinted. If the juvenile is acquitted of the crime and is no longer certified as an adult, the prosecuting attorney shall notify within fifteen days the central repository of the change of status of the juvenile. Records of a child who has been fingerprinted and photographed after being taken into custody shall be closed records as provided under section 610.100 if a petition has not been filed within thirty days of the date that the child was taken into custody; and if a petition for the child has not been filed within one year of the date the child was taken into custody, any records relating to the child concerning the alleged offense may be expunged under the procedures in sections 610.122 to 610.126.

5. The prosecuting attorney of each county or the circuit attorney of a city not within a county or the municipal prosecuting attorney shall notify the central repository on standard forms supplied by the highway patrol or in a manner approved by the highway patrol of his or her decision to not file a criminal charge on any charge referred to such prosecuting attorney or circuit attorney for criminal charges. All records forwarded to the central repository and the courts by prosecutors or circuit attorneys as required by sections 43.500 to 43.530 shall include the state offense cycle number of the offense, the charge code for the offense, and the originating agency identifier number of the reporting prosecutor, using such numbers as assigned by the highway patrol.

6. The clerk of the courts of each county or city not within a county or municipal court clerk shall furnish the central repository, on standard forms supplied by the highway patrol or in a manner approved by the highway patrol, with a record of all charges filed, including all those added subsequent to the filing of a criminal court case, amended charges, and all final dispositions of cases for which the central repository has a record of an arrest or a record of fingerprints reported pursuant to sections 43.500 to 43.506. Such information shall include, for each charge:

- (1) All judgments of not guilty, acquittals on the ground of mental disease or defect excluding responsibility, judgments or pleas of guilty including the sentence, if any, or probation, if any, pronounced by the court, nolle pros, discharges, releases and dismissals in the trial court;
- (2) Court orders filed with the clerk of the courts which reverse a reported conviction or vacate or modify a sentence;
- (3) Judgments terminating or revoking a sentence to probation, supervision or conditional release and any resentencing after such revocation; and
- (4) The offense cycle number of the offense, and the originating agency identifier number of the sentencing court, using such numbers as assigned by the highway patrol.

7. The clerk of the courts of each county or city not within a county shall furnish, to the department of corrections or department of mental health, court judgment and sentence documents and the state offense cycle number and the charge code of the offense which resulted in the commitment or assignment of an offender to the jurisdiction of the department of corrections or the department of mental health if the person is committed pursuant to chapter 552. This information shall be reported to the department of corrections or the department of mental health at the time of commitment or assignment. If the offender was already in the custody of the department of corrections or the department of mental health at the time of such subsequent conviction, the clerk shall furnish notice of such subsequent conviction to the appropriate department by certified mail, return receipt requested, or in a manner and format mutually agreed to, within fifteen days of such disposition.

8. Information and fingerprints, photograph and if available, any other unique biometric identification collected, forwarded to the central repository, normally obtained from a person at the time of the arrest, may be obtained at any time the subject is in the criminal justice system or committed to the department of mental health. A law enforcement agency or the department of corrections may fingerprint, photograph, and capture any other unique biometric identification of the person unless collecting other unique biometric identification of the person is not financially feasible for the law enforcement agency, and obtain the necessary information at any time the subject is

in custody. If at the time of any court appearance, the defendant has not been fingerprinted and photographed for an offense in which a fingerprint and photograph is required by statute to be collected, maintained, or disseminated by the central repository, the court shall order a law enforcement agency or court marshal to fingerprint and photograph immediately the defendant. The order for fingerprints shall contain the offense, charge code, date of offense, and any other information necessary to complete the fingerprint card. The law enforcement agency or court marshal shall submit such fingerprints, photograph, and if available, any other unique biometric identification collected, to the central repository without undue delay and within thirty days and shall furnish the offense cycle number associated with the fingerprints to the prosecuting attorney or the circuit attorney of a city not within a county and to the court clerk of the court ordering the subject fingerprinted.

9. The department of corrections and the department of mental health shall furnish the central repository with all information concerning the receipt, escape, execution, death, release, pardon, parole, commutation of sentence, granting of executive clemency, legal name change, or discharge of an individual who has been sentenced to that department's custody for any offenses which are mandated by law to be collected, maintained or disseminated by the central repository. All records forwarded to the central repository by the department as required by sections 43.500 to 43.651 shall include the offense cycle number of the offense, and the originating agency identifier number of the department using such numbers as assigned by the highway patrol.

43.665. The highway patrol shall, subject to appropriation, maintain a web page that shall be open to the public and shall include a stolen firearm search capability. The stolen firearm search shall make it possible for any person using the internet to search for the serial number of a firearm and determine whether the firearm has been reported stolen. The highway patrol shall not be required to provide any other information regarding a stolen firearm."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 2 to House Amendment No. 8** was adopted.

On motion of Representative Copeland, **House Amendment No. 8, as amended**, was adopted.

Representative Windham offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"304.155. 1. Any law enforcement officer within the officer's jurisdiction, or an officer of a government agency where that agency's real property is concerned, may authorize a towing company to remove to a place of safety:

(1) Any abandoned property on the right-of-way of:

(a) Any interstate highway or freeway in an urbanized area, left unattended for ten hours, or immediately if a law enforcement officer determines that the abandoned property is a serious hazard to other motorists, provided that commercial motor vehicles not hauling materials designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;

(b) Any interstate highway or freeway outside of an urbanized area, left unattended for twenty-four hours, or after four hours if a law enforcement officer determines that the abandoned property is a serious hazard to other motorists, provided that commercial motor vehicles not hauling materials designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;

(c) Any state highway other than an interstate highway or freeway in an urbanized area, left unattended for more than ten hours; or

(d) Any state highway other than an interstate highway or freeway outside of an urbanized area, left unattended for more than twenty-four hours; provided that commercial motor vehicles not hauling waste designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;

(2) Any unattended abandoned property illegally left standing upon any highway or bridge if the abandoned property is left in a position or under such circumstances as to obstruct the normal movement of traffic where there is no reasonable indication that the person in control of the property is arranging for its immediate control or removal;

(3) Any abandoned property which has been abandoned under section 577.080;

(4) Any abandoned property which has been reported as stolen or taken without consent of the owner;

(5) Any abandoned property for which the person operating such property is arrested for an alleged offense for which the officer takes the person into custody and where such person is unable to arrange for the property's [timely] removal **within forty-eight hours of such person's arrest;**

(6) Any abandoned property which due to any other state law or local ordinance is subject to towing because of the owner's outstanding traffic or parking violations;

(7) Any abandoned property left unattended in violation of a state law or local ordinance where signs have been posted giving notice of the law or where the violation causes a safety hazard;

(8) Any abandoned property illegally left standing on the waters of this state as defined in section 306.010 where the abandoned property is obstructing the normal movement of traffic, or where the abandoned property has been unattended for more than ten hours or is floating loose on the water; or

(9) Any abandoned property for which the person operating such property or vehicle eludes arrest for an alleged offense for which the officer would have taken the offender into custody.

2. The department of transportation or any law enforcement officer within the officer's jurisdiction may immediately remove any abandoned, unattended, wrecked, burned or partially dismantled property, spilled cargo or other personal property from the right-of-way of any interstate highway, freeway, or state highway if the abandoned property, cargo or personal property is creating a traffic hazard because of its position in relation to the interstate highway, freeway, or state highway. In the event the property creating a traffic hazard is a commercial motor vehicle, as defined in section 302.700, the department's authority under this subsection shall be limited to authorizing a towing company to remove the commercial motor vehicle to a place of safety, except that the owner of the commercial motor vehicle or the owner's designated representative shall have a reasonable opportunity to contact a towing company of choice. The provisions of this subsection shall not apply to vehicles transporting any material which has been designated as hazardous under Section 5103(a) of Title 49, U.S.C.

3. Any law enforcement agency authorizing a tow pursuant to this section in which the abandoned property is moved from the immediate vicinity shall complete a crime inquiry and inspection report. Any state or federal government agency other than a law enforcement agency authorizing a tow pursuant to this section in which the abandoned property is moved away from the immediate vicinity in which it was abandoned shall report the towing to the state highway patrol or water patrol within two hours of the tow along with a crime inquiry and inspection report as required in this section. Any local government agency, other than a law enforcement agency, authorizing a tow pursuant to this section where property is towed away from the immediate vicinity shall report the tow to the local law enforcement agency within two hours along with a crime inquiry and inspection report.

4. Neither the law enforcement officer, government agency official nor anyone having custody of abandoned property under his direction shall be liable for any damage to such abandoned property occasioned by a removal authorized by this section or by ordinance of a county or municipality licensing and regulating the sale of abandoned property by the municipality, other than damages occasioned by negligence or by willful or wanton acts or omissions.

5. The owner of abandoned property removed as provided in this section or in section 304.157 shall be responsible for payment of all reasonable charges for towing and storage of such abandoned property as provided in section 304.158.

6. Upon the towing of any abandoned property pursuant to this section or under authority of a law enforcement officer or local government agency pursuant to section 304.157, the law enforcement agency that authorized such towing or was properly notified by another government agency of such towing shall promptly make an inquiry with the national crime information center and any statewide Missouri law enforcement computer system to determine if the abandoned property has been reported as stolen and shall enter the information pertaining to the towed property into the statewide law enforcement computer system. If the abandoned property is not claimed

within ten working days of the towing, the tower who has online access to the department of revenue's records shall make an inquiry to determine the abandoned property owner and lienholder, if any, of record. In the event that the records of the department of revenue fail to disclose the name of the owner or any lienholder of record, the tower shall comply with the requirements of subsection 3 of section 304.156. If the tower does not have online access, the law enforcement agency shall submit a crime inquiry and inspection report to the director of revenue. A towing company that does not have online access to the department's records and that is in possession of abandoned property after ten working days shall report such fact to the law enforcement agency with which the crime inquiry and inspection report was filed. The crime inquiry and inspection report shall be designed by the director of revenue and shall include the following:

- (1) The year, model, make and property identification number of the property and the owner and any lienholders, if known;
- (2) A description of any damage to the property noted by the officer authorizing the tow;
- (3) The license plate or registration number and the state of issuance, if available;
- (4) The storage location of the towed property;
- (5) The name, telephone number and address of the towing company;
- (6) The date, place and reason for the towing of the abandoned property;
- (7) The date of the inquiry of the national crime information center, any statewide Missouri law enforcement computer system and any other similar system which has titling and registration information to determine if the abandoned property had been stolen. This information shall be entered only by the law enforcement agency making the inquiry;

- (8) The signature and printed name of the officer authorizing the tow;
- (9) The name of the towing company, the signature and printed name of the towing operator, and an indicator disclosing whether the tower has online access to the department's records; and
- (10) Any additional information the director of revenue deems appropriate.

7. One copy of the crime inquiry and inspection report shall remain with the agency which authorized the tow. One copy shall be provided to and retained by the storage facility and one copy shall be retained by the towing facility in an accessible format in the business records for a period of three years from the date of the tow or removal.

8. The owner of such abandoned property, or the holder of a valid security interest of record, may reclaim it from the towing company upon proof of ownership or valid security interest of record and payment of all reasonable charges for the towing and storage of the abandoned property.

9. Any person who removes abandoned property at the direction of a law enforcement officer or an officer of a government agency where that agency's real property is concerned as provided in this section shall have a lien for all reasonable charges for the towing and storage of the abandoned property until possession of the abandoned property is voluntarily relinquished to the owner of the abandoned property or to the holder of a valid security interest of record. Any personal property within the abandoned property need not be released to the owner thereof until the reasonable or agreed charges for such recovery, transportation or safekeeping have been paid or satisfactory arrangements for payment have been made, except that any medication prescribed by a physician shall be released to the owner thereof upon request. The company holding or storing the abandoned property shall either release the personal property to the owner of the abandoned property or allow the owner to inspect the property and provide an itemized receipt for the contents. The company holding or storing the property shall be strictly liable for the condition and safe return of the personal property. Such lien shall be enforced in the manner provided under section 304.156.

10. Towing companies shall keep a record for three years on any abandoned property towed and not reclaimed by the owner of the abandoned property. Such record shall contain information regarding the authorization to tow, copies of all correspondence with the department of revenue concerning the abandoned property, including copies of any online records of the towing company accessed and information concerning the final disposition of the possession of the abandoned property.

11. If a lienholder repossesses any motor vehicle, trailer, all-terrain vehicle, outboard motor or vessel without the knowledge or cooperation of the owner, then the reposessor shall notify the local law enforcement agency where the repossession occurred within two hours of the repossession and shall further provide the local law enforcement agency with any additional information the agency deems appropriate. The local law enforcement agency shall make an inquiry with the national crime information center and the Missouri statewide law enforcement computer system and shall enter the repossessed vehicle into the statewide law enforcement computer system.

12. Notwithstanding the provisions of section 301.227, any towing company who has complied with the notification provisions in section 304.156 including notice that any property remaining unredeemed after thirty days may be sold as scrap property may then dispose of such property as provided in this subsection. Such sale shall only occur if at least thirty days has passed since the date of such notification, the abandoned property remains unredeemed with no satisfactory arrangements made with the towing company for continued storage, and the owner or holder of a security agreement has not requested a hearing as provided in section 304.156. The towing company may dispose of such abandoned property by selling the property on a bill of sale as prescribed by the director of revenue to a scrap metal operator or licensed salvage dealer for destruction purposes only. The towing company shall forward a copy of the bill of sale provided by the scrap metal operator or licensed salvage dealer to the director of revenue within two weeks of the date of such sale. The towing company shall keep a record of each such vehicle sold for destruction for three years that shall be available for inspection by law enforcement and authorized department of revenue officials. The record shall contain the year, make, identification number of the property, date of sale, and name of the purchasing scrap metal operator or licensed salvage dealer and copies of all notifications issued by the towing company as required in this chapter. Scrap metal operators or licensed salvage dealers shall keep a record of the purchase of such property as provided in section 301.227. Scrap metal operators and licensed salvage dealers may obtain a junk certificate as provided in section 301.227 on vehicles purchased on a bill of sale pursuant to this section."; and

Further amend said bill, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"590.120. 1. There is hereby established within the department of public safety a "Peace Officer Standards and Training Commission" which shall be composed of eleven members, including a voting public member, appointed by the governor, by and with the advice and consent of the senate, from a list of qualified candidates submitted to the governor by the director of the department of public safety. No more than two members of the POST commission shall reside in the same congressional district as any other at the time of their appointments but this provision shall not apply to the public member. Three members of the POST commission shall be police chiefs, three members shall be sheriffs, one member shall represent a state law enforcement agency covered by the provisions of this chapter, two members shall be peace officers at or below the rank of sergeant employed by a political subdivision, and one member shall be a chief executive officer of a certified training academy. The public member shall be at the time of appointment a registered voter; a person who is not and never has been a member of any profession certified or regulated under this chapter or the spouse of such person; and a person who does not have and never has had a material financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession certified or regulated under this chapter. Each member of the POST commission shall have been at the time of his appointment a citizen of the United States and a resident of this state for a period of at least one year, and members who are peace officers shall be qualified as established by this chapter. No member of the POST commission serving a full term of three years may be reappointed to the POST commission until at least one year after the expiration of his most recent term.

2. Three of the original members of the POST commission shall be appointed for terms of one year, three of the original members shall be appointed for terms of two years, and three of the original members shall be appointed for terms of three years. Thereafter the terms of the members of the POST commission shall be for three years or until their successors are appointed. The director may remove any member of the POST commission for misconduct or neglect of office. Any member of the POST commission may be removed for cause by the director but such member shall first be presented with a written statement of the reasons thereof, and shall have a hearing before the POST commission if the member so requests. Any vacancy in the membership of the commission shall be filled by appointment for the unexpired term. No two members of the POST commission shall be employees of the same law enforcement agency.

3. Annually the director shall appoint one of the members as chairperson. The POST commission shall meet at least twice each year as determined by the director or a majority of the members to perform its duties. A majority of the members of the POST commission shall constitute a quorum.

4. No member of the POST commission shall receive any compensation for the performance of his official duties.

5. The director shall employ staff as the director deems necessary including, but not limited to, no fewer than one POST investigator for each administrative hearing commissioner.

6. The POST commission shall guide and advise the director concerning duties pursuant to this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Roberts offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 5, Section 590.502, Line 20, by deleting the phrase "**under investigation or is subjected to**" and inserting in lieu thereof the phrase "**under administrative investigation or is subjected to administrative**"; and

Further amend said bill and section, Page 6, Line 71, by inserting after the word "**complaint**" the phrase "**or from the date the agency became aware of the alleged conduct upon which the allegation rests**"; and

Further amend said bill and section, Page 7, Line 108, by inserting immediately after the number "**(2)**" the following:

"The right of the law enforcement officer or his or her attorney to conduct discovery prior to the hearing. Depositions may be taken in the same manner and under the same conditions as provided for in the Missouri civil rules of civil procedure for civil cases in the circuit court. Subpoenas may be issued by the board conducting the hearing or by the circuit court or the office of the clerk for the county where the agency has its principal place of business;

(3)"; and

Further amend said bill and section, Pages 7-8, by renumbering subsequent subdivisions accordingly; and

Further amend said bill and section, Page 8, Lines 123-126, by deleting said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 10** was adopted.

Representative Van Schoiack offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after all of said section and line the following:

"542.525. No employee of a state agency or a political subdivision of the state shall place any surveillance camera or game camera on private property without first obtaining consent from the landowner or the landowner's designee; a search warrant as required under Article I, Section 15 of the Constitution of Missouri or the fourth and fourteenth amendments of the Constitution of the United States; or permission from the highest ranking law enforcement chief or officer of the agency or political subdivision, provided that permission of the highest ranking law enforcement chief or officer of the agency or political subdivision is valid only when the camera is facing a location that is open to public access or use and the camera is located within one hundred feet of the intended surveillance location."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker offered **House Amendment No. 1 to House Amendment No. 11.**

*House Amendment No. 1
to
House Amendment No. 11*

AMEND House Amendment No. 11 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 12, by inserting after all of said line the following:

"Further amend said bill, Page 2, Section 557.045, Line 15, by inserting after said section and line the following:

"571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date of issuance or renewal until five years from the last day of the month in which the permit was issued or renewed. The concealed carry permit is valid throughout this state. Although the permit is considered valid in the state, a person who fails to renew his or her permit within five years from the date of issuance or renewal shall not be eligible for an exception to a National Instant Criminal Background Check under federal regulations currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of issuance or renewal until three years from the last day of the month in which the endorsement was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's person or within a vehicle in the same manner as a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.

2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is at least ~~nineteen~~ **eighteen** years of age, is a citizen or permanent resident of the United States and either:

(a) Has assumed residency in this state; or

(b) Is a member of the **United States** Armed Forces stationed in Missouri~~;~~ or the spouse of such member of the military;

~~(2) [Is at least nineteen years of age, or is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, and is a citizen of the United States and either:~~

~~—— (a) Has assumed residency in this state;~~

~~—— (b) Is a member of the Armed Forces stationed in Missouri; or~~

~~—— (c) The spouse of such member of the military stationed in Missouri and nineteen years of age;~~

~~(3)]~~ Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

~~[(4)]~~ **(3)** Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit;

~~[(5)]~~ **(4)** Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

~~[(6)]~~ **(5)** Has not been discharged under dishonorable conditions from the United States Armed Forces;

~~[(7)]~~ (6) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

~~[(8)]~~ (7) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

~~[(9)]~~ (8) Submits a completed application for a permit as described in subsection 3 of this section;

~~[(10)]~~ (9) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111;

~~[(11)]~~ (10) Is not the respondent of a valid full order of protection which is still in effect; **and**

~~[(12)]~~ (11) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

3. The application for a concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the Federal Bureau of Customs and Immigration Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri or is a member of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least ~~nineteen~~ **eighteen** years of age ~~or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces~~];

(4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury pursuant to the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for permit renewal, or for the issuance of a new permit due to change of address, or for a lost or destroyed permit.

4. An application for a concealed carry permit shall be made to the sheriff of the county or any city not within a county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 2 of this section. In addition to the completed application, the applicant for a concealed carry permit must also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

5. (1) Before an application for a concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification and orders showing the person being stationed in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the applicant shall be fingerprinted. No other biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a concealed carry permit. If no disqualifying record is identified by these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of the completed report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license or a valid military identification, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a concealed carry permit issued under this section, provided that it shall not serve as an alternative to a national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be proscribed in a manner consistent to the denial and review of an application under subsection 6 of this section.

6. The sheriff may refuse to approve an application for a concealed carry permit if he or she determines that any of the requirements specified in subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

7. If the application is approved, the sheriff shall issue a concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the concealed carry permit in the presence of the sheriff or his or her designee.

8. The concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance; and

(4) The expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year. Any record of an application that was approved shall be kept for a period of one year after the expiration and nonrenewal of the permit.

(2) The sheriff shall report the issuance of a concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.101 to 571.121. An applicant's status as a holder of a concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013, shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

10. Information regarding any holder of a concealed carry permit, or a concealed carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof. Any state agency that has retained any documents or records, including fingerprint records provided by an applicant for a concealed carry endorsement prior to August 28, 2013, shall destroy such documents or records, upon successful issuance of a permit.

11. For processing an application for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state highway patrol for the costs of fingerprinting and criminal background checks. An additional fee shall be added to each credit card, debit card, or other electronic transaction equal to the charge paid by the state or the applicant for the use of the credit card, debit card, or other electronic payment method by the applicant.

12. For processing a renewal for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the sheriff of any county or city not within a county or his or her designee and in counties of the first classification the sheriff may designate the chief of police of any city, town, or municipality within such county.

14. For the purposes of this chapter, "concealed carry permit" shall include any concealed carry endorsement issued by the department of revenue before January 1, 2014, and any concealed carry document issued by any sheriff or under the authority of any sheriff after December 31, 2013.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a

school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

~~(14) [Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;~~

~~—(15)~~ Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

~~[(16)]~~ (15) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

~~[(17)]~~ (16) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify

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the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 97
Cook	Cupps	Davidson	Davis	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Perkins	Pike	Plocher
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Smith 155	Stacy	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schojack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Person	Phifer	Quade	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 033

Aldridge	Bailey	Bland Manlove	Christofanelli	Coleman 32
Copeland	Deaton	Dogan	Francis	Gregory 51
Hill	Houx	Ingle	Kidd	Knight
McDaniel	Morse	Nurrenbern	Patterson	Pietzman
Pollitt 52	Price IV	Proudie	Rogers	Rowland
Ruth	Sander	Schnelting	Shields	Simmons
Smith 163	Stephens 128	Tate		

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Roberts offered **House Amendment No. 2 to House Amendment No. 11**.

*House Amendment No. 2
to
House Amendment No. 11*

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 557.045, Line 15, by inserting after said section and line the following:

"570.035. 1. As used in this section, the following terms mean:

(1) "Internet or network site", any identifiable site on the internet or on a network including, but not limited to:

(a) A website or other similar site on the world wide web;

(b) A site that is identifiable through a uniform resource locator;

(c) A site on a network that is owned, operated, administered, or controlled by a provider of internet service;

(d) An electronic bulletin board;

(e) A list server;

(f) A newsgroup; or

(g) A chat room;

(2) "Merchant", an owner or operator, and the agent, consignee, employee, lessee, or officer of an owner or operator, of any merchant's premises.

2. A person commits the offense of organized retail theft if he or she, while alone or with any other person or persons, commits a series of thefts of retail merchandise against one or more merchants either on the premises of a merchant or through the use of an internet or network site in this state with the intent to:

(1) Return the merchandise to the merchant for value; or

(2) Resell, trade, or barter the merchandise for value in any manner including, but not limited to, through the use of an internet or network site.

3. The offense of organized retail theft is a class C felony if the aggregated value of the property or services involved in all thefts committed in the organized retail theft in this state during a period of one hundred twenty days is no less than one thousand five hundred dollars and no more than ten thousand dollars.

4. The offense of organized retail theft is a class B felony if the aggregated value of the property or services involved in all thefts committed in the organized retail theft in this state during a period of one hundred twenty days is ten thousand dollars or more.

5. In addition to any other penalty, the court shall order a person who violates this section to pay restitution.

6. For the purposes of this section, in determining the aggregated value of the property or services involved in all thefts committed in the organized retail theft in this state during a period of one hundred twenty days:

(1) The amount involved in a single theft shall be deemed to be the highest value, by any reasonable standard, of the property or services that are obtained; and

(2) The amounts involved in all thefts committed by all participants in the organized retail theft shall be aggregated.

7. In any prosecution for a violation of this section, the violation shall be deemed to have been committed and may be prosecuted in any jurisdiction in this state in which any theft committed by any participant in the organized retail theft was committed regardless of whether the defendant was ever physically present in such jurisdiction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 to House Amendment No. 11 was withdrawn.

Representative Riggs offered **House Amendment No. 3 to House Amendment No. 11.**

*House Amendment No. 3
to
House Amendment No. 11*

AMEND House Amendment No. 11 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the phrase "Senate Bill No. 26," the following:

"Page 1, Section 67.030, Line 14, by inserting after all of said section and line the following:

- "67.301. 1. Notwithstanding any provision to the contrary, no city, county, town, village, or political subdivision shall adopt or enforce any ordinance, order, or regulation that:**
- (1) Requires a permit for the installation or use of a battery-charged fence in addition to an alarm system permit issued by such city, county, town, village, or political subdivision;**
 - (2) Imposes installation or operational requirements for the battery-charged fence that do not comply with either:**
 - (a) The standards set by the International Electrotechnical Commission, as published June 29, 2018; or**
 - (b) The requirements of the definition of a "battery-charged fence" under subsection 2 of this section; or**
 - (3) Prohibits the installation or use of a battery-charged fence.**
 - 2. As used in this section, the following terms mean:**
 - (1) "Alarm system", an alarm system for which a permit may be issued by a political subdivision;**
 - (2) "Battery-charged fence", a fence that:**
 - (a) Interfaces with an alarm system in a manner that enables the fence to cause the connected alarm system to transmit a signal intended to summon law enforcement in response to a burglary;**
 - (b) Is located on property that is not designated by a city, county, town, village, or political subdivision for residential use;**
 - (c) Has an energizer that is powered by a commercial storage battery that is no more than twelve volts of direct current and that periodically delivers voltage impulses to the fence;**
 - (d) Produces an electric charge that does not exceed energizer characteristics set for electric fence energizers by the International Electrotechnical Commission, as published in the Commission's standard on June 29, 2018;**
 - (e) Is completely surrounded by a nonelectric perimeter fence or wall that is no less than five feet in height;**
 - (f) Is no more than ten feet in height or, if part of a nonelectric fence or wall, no more than two feet higher than the nonelectric fence or wall, whichever is higher; and**
 - (g) Is marked with conspicuous warning signs that are located on the battery-charged fence at intervals no more than sixty feet apart and that read "WARNING: ELECTRIC FENCE".**
 - 3. Upon installation of a battery-charged fence, an installer shall deliver written notice to the chief administrator of the city, county, town, village, or political subdivision that:**
 - (1) States that the battery-charged fence was installed;**
 - (2) States the street address of the battery-charged fence; and**
 - (3) Includes a certification that the battery-charged fence satisfies the definition of a "battery-charged fence" under subsection 2 of this section and the standards for electric fence energizers set by the International Electrotechnical Commission, as published in the Commission's standard on June 29, 2018.";**

and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 3 to House Amendment No. 11** was adopted.

On motion of Representative Van Schoiack, **House Amendment No. 11, as amended**, was adopted.

Representative Roberts offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 557.045, Line 15, by inserting after said section and line the following:

"570.035. 1. As used in this section, the following terms mean:

(1) "Internet or network site", any identifiable site on the internet or on a network including, but not limited to:

- (a) A website or other similar site on the world wide web;**
- (b) A site that is identifiable through a uniform resource locator;**
- (c) A site on a network that is owned, operated, administered, or controlled by a provider of internet service;**

(d) An electronic bulletin board;

(e) A list server;

(f) A newsgroup; or

(g) A chat room;

(2) "Merchant", an owner or operator, and the agent, consignee, employee, lessee, or officer of an owner or operator, of any merchant's premises.

2. A person commits the offense of organized retail theft if he or she, while alone or with any other person or persons, commits a series of thefts of retail merchandise against one or more merchants either on the premises of a merchant or through the use of an internet or network site in this state with the intent to:

(1) Return the merchandise to the merchant for value; or

(2) Resell, trade, or barter the merchandise for value in any manner including, but not limited to, through the use of an internet or network site.

3. The offense of organized retail theft is a class C felony if the aggregated value of the property or services involved in all thefts committed in the organized retail theft in this state during a period of one hundred twenty days is no less than one thousand five hundred dollars and no more than ten thousand dollars.

4. The offense of organized retail theft is a class B felony if the aggregated value of the property or services involved in all thefts committed in the organized retail theft in this state during a period of one hundred twenty days is ten thousand dollars or more.

5. In addition to any other penalty, the court shall order a person who violates this section to pay restitution.

6. For the purposes of this section, in determining the aggregated value of the property or services involved in all thefts committed in the organized retail theft in this state during a period of one hundred twenty days:

(1) The amount involved in a single theft shall be deemed to be the highest value, by any reasonable standard, of the property or services that are obtained; and

(2) The amounts involved in all thefts committed by all participants in the organized retail theft shall be aggregated.

7. In any prosecution for a violation of this section, the violation shall be deemed to have been committed and may be prosecuted in any jurisdiction in this state in which any theft committed by any participant in the organized retail theft was committed regardless of whether the defendant was ever physically present in such jurisdiction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 12** was adopted.

Representative Haffner offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"575.150. 1. A person commits the offense of resisting or interfering with arrest, detention, or stop if he or she knows or reasonably should know that a law enforcement officer is making an arrest or attempting to lawfully detain or stop an individual or vehicle, and for the purpose of preventing the officer from effecting the arrest, stop or detention, he or she:

(1) Resists the arrest, stop or detention of such person by using or threatening the use of violence or physical force or by fleeing from such officer; or

(2) Interferes with the arrest, stop or detention of another person by using or threatening the use of violence, physical force or physical interference.

2. This section applies to:

(1) Arrests, stops, or detentions, with or without warrants;

(2) Arrests, stops, or detentions, for any offense, infraction, or ordinance violation; and

(3) Arrests for warrants issued by a court or a probation and parole officer.

3. A person is presumed to be fleeing a vehicle stop if he or she continues to operate a motor vehicle after he or she has seen or should have seen clearly visible emergency lights or has heard or should have heard an audible signal emanating from the law enforcement vehicle pursuing him or her. **Nothing in this section shall be construed to require the state to prove in a prosecution against a defendant that the defendant knew why he or she was being stopped, detained, or arrested.**

4. It is no defense to a prosecution pursuant to subsection 1 of this section that the law enforcement officer was acting unlawfully in making the arrest. However, nothing in this section shall be construed to bar civil suits for unlawful arrest.

5. The offense of resisting or interfering with an arrest is a class E felony for an arrest for a:

(1) Felony;

(2) Warrant issued for failure to appear on a felony case; or

(3) Warrant issued for a probation violation on a felony case.

The offense of resisting an arrest, detention or stop in violation of subdivision (1) or (2) of subsection 1 of this section is a class A misdemeanor, unless the person fleeing creates a substantial risk of serious physical injury or death to any person, in which case it is a class E felony.

575.151. 1. A person commits the offense of resisting arrest by fleeing in or on a motor vehicle if he or she resists an arrest, a stop, or a detention by fleeing in or on a motor vehicle from a law enforcement officer and, during the course of fleeing, drives at a speed or in a manner that demonstrates a disregard for the safety of any person or property, including that of the pursuing officer or other occupants of the fleeing vehicle.

2. A person commits the offense of aggravated resisting arrest by fleeing in or on a motor vehicle if he or she resists an arrest, a stop, or a detention by fleeing in or on a motor vehicle from a law enforcement officer and, during the course of fleeing, drives at a speed or in a manner that demonstrates a disregard for the safety of any person or property, including that of the pursuing officer or other occupants of the fleeing vehicle, and that results in serious bodily injury or death to another person, including any officer.

3. Nothing in this section shall be construed to require the state to prove in a prosecution against a defendant that the defendant knew why he or she was being stopped, detained, or arrested.

4. The offense of resisting arrest by fleeing in or on a motor vehicle is a class E felony, unless the person has been previously convicted under subsection 3 of this section, in which case it is a class D felony. The offense of aggravated resisting arrest by fleeing in or on a motor vehicle is a class D felony, unless the person has been previously convicted under subsection 2 of this section, in which case it is a class C felony.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 13** was adopted.

Representative Veit offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after all of said section and line the following:

"210.143. 1. The children's division; law enforcement, including the state technical assistance team; or prosecuting attorney may petition the circuit court for an order directing an exempt-from-licensure residential care facility, as those terms are defined under section 210.1253, that is the subject of an investigation of child abuse or neglect to present the child at a place and time designated by the court to a children's division worker for an assessment of the child's health, safety, and well-being.

2. The court shall enter an order under this section if:

(1) The court determines that there is reasonable suspicion to suspect that the child has been abused or neglected and the residential care facility does not voluntarily provide access to the child;

(2) The assessment is reasonably necessary for the completion of an investigation or the collection of evidence; and

(3) Doing so is in the best interest of the child.

3. If the court enters an order to produce the child under this section, the court may expand the order to produce other children in the care of the residential care facility upon a reasonable suspicion that such children may have been abused or neglected.

4. The petition and order may be made on an ex parte basis if it is reasonable to believe that providing notice may place the child at risk for further abuse or neglect, if it is reasonable to believe that providing notice may cause the child to be removed from the state of Missouri or the jurisdiction of the court, or if it is reasonable to believe that evidence relevant to the investigation will be unavailable if the ex parte order is not entered.

5. Any person served with a subpoena, petition, or order under this section shall not be required to file an answer, but may file a motion for a protective order or other appropriate relief. The motion shall be filed at or before the time for production or disclosure set out in the subpoena or order. The motion shall be in writing, but it may be informal and no particular form shall be required. The clerk shall serve a copy of the motion on the director of the children's division and any agency who applied for the order. The court shall expedite a hearing on the motion and shall issue its decision no later than one business day after the date the motion is filed. The court may review the motion in camera and stay implementation of the order once for up to three days. The in camera review shall be conducted on the record, but steps shall be taken to protect the identity of the child. Any information that may reveal the identity of a hotline reporter shall not be disclosed to anyone in any proceeding under this subsection unless otherwise allowed by law.

6. The petition for an order under this section shall be filed in the juvenile or family court that has judicial custody of the child under section 211.031 or in the circuit court of the county:

(1) Where the child resides;

(2) Where the child may be found;

(3) Where the residential care facility is located;

(4) Where the alleged perpetrator of the child abuse or neglect resides or may be found;

(5) Where the subject of the subpoena may be located or found; or

(6) Of Cole if none of the other venue provisions of this subsection apply.

7. The court shall expedite all proceedings under this section so as to ensure the safety of the child, the preservation of relevant evidence, that child abuse and neglect investigations may be completed within statutory time frames, and that due process is provided to the parties involved.

8. Any person who knowingly violates this section shall be guilty of a class A misdemeanor.

9. The time frames for the children's division to complete its investigation and notify the alleged perpetrator of its decision set forth in sections 210.145, 210.152, and 210.183 shall be tolled from the date that the division files a petition for a subpoena until the information is produced in full, until such subpoena is withdrawn, or until a court of competent jurisdiction quashes such subpoena.

210.493. 1. Officers, managers, contractors, volunteers with access to children, employees, and other support staff of licensed residential care facilities and licensed child placing agencies in accordance with sections 210.481 to 210.536; owners of such residential care facilities who will have access to the facilities; and owners of such child placing agencies who will have access to children shall submit fingerprints and any information that the department requires to complete the background checks, as specified in regulations established by the department, to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks.

2. Officers, managers, contractors, volunteers with access to children, employees, and other support staff of residential care facilities subject to the notification requirements under sections 210.1250 to 210.1286; any person eighteen years of age or older who resides at or on the property of such residential care facility; any person who has unsupervised contact with a resident of the residential care facility; and owners of such residential care facilities who will have access to the facilities shall submit fingerprints and any information that the department requires to complete the background checks, as specified in regulations established by the department, to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks.

3. A background check shall include:

- (1) A Federal Bureau of Investigation fingerprint check;
- (2) A search of the National Crime Information Center's National Sex Offender Registry; and
- (3) A search of the following registries, repositories, or databases in Missouri, the state where the applicant resides, and each state where such applicant resided during the preceding five years:
 - (a) The state criminal registry or repository, with the use of fingerprints being required in the state where the applicant resides and optional in other states;
 - (b) The state sex offender registry or repository;
 - (c) The state family care safety registry; and
 - (d) The state-based child abuse and neglect registry and database.

4. For the purposes this section and notwithstanding any other provision of law, "department" means the department of social services.

5. The department shall be responsible for background checks as part of a residential care facility or child placing agency application for licensure, renewal of licensure, or for license monitoring.

6. The department shall be responsible for background checks for residential care facilities subject to the notification requirements of sections 210.1250 to 210.1286.

7. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120, all records related to any criminal history information discovered shall be accessible and available to the department.

8. Fingerprints submitted to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks under this section shall be valid for a period of five years.

9. The department shall provide the results of the background check to the applicant in a statement that indicates whether the applicant is eligible or ineligible for employment or presence at the licensed residential care facility or licensed child placing agency. The department shall not reveal to the residential care facility or the child placing agency any disqualifying offense or other related information regarding the applicant. The applicant shall have the opportunity to appeal an ineligible finding.

10. The department shall provide the results of the background check to the applicant in a statement that indicates whether the applicant is eligible or ineligible for employment or presence at the residential care facility subject to the notification requirements of sections 210.1250 to 210.1286. The department shall not reveal to the residential care facility any disqualifying offense or other related information regarding the applicant. The applicant shall have the opportunity to appeal an ineligible finding.

11. An applicant shall be ineligible if the applicant:

- (1) Refuses to consent to the background check as required by this section;
- (2) Knowingly makes a materially false statement in connection with the background check as required by this section;
- (3) Is registered, or is required to be registered, on a state sex offender registry or repository or the National Sex Offender Registry;

(4) Is listed as a perpetrator of child abuse or neglect under sections 210.109 to 210.183 or any other finding of child abuse or neglect based on any other state's registry or database; or

(5) Has pled guilty or nolo contendere to or been found guilty of:

- (a) Any felony for an offense against the person as defined in chapter 565;
- (b) Any other offense against the person involving the endangerment of a child as prescribed by law;
- (c) Any misdemeanor or felony for a sexual offense as defined in chapter 566;
- (d) Any misdemeanor or felony for an offense against the family as defined in chapter 568;
- (e) Burglary in the first degree as defined in section 569.160;
- (f) Any misdemeanor or felony for robbery as defined in chapter 570;
- (g) Any misdemeanor or felony for pornography or related offense as defined in chapter 573;
- (h) Any felony for arson as defined in chapter 569;
- (i) Any felony for armed criminal action as defined in section 571.015, unlawful use of a weapon as defined in section 571.030, unlawful possession of a firearm as defined in section 571.070, or the unlawful possession of an explosive as defined in section 571.072;
- (j) Any felony for making a terrorist threat as defined in section 574.115, 574.120, or 574.125;
- (k) A felony drug-related offense committed during the preceding five years; or
- (l) Any similar offense in any federal, state, or other court of similar jurisdiction of which the department has knowledge.

12. Any person aggrieved by a decision of the department shall have the right to seek an administrative review. The review shall be filed with the department within fourteen days from the mailing of the notice of ineligibility. Any decision not timely appealed shall be final.

13. Any required fees shall be paid by the individual applicant, facility, or agency.

14. The department is authorized to promulgate rules, including emergency rules, to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section, shall be invalid and void.

210.1250. Sections 210.1250 to 210.1286 shall be known and may be cited as the "Residential Care Facility Notification Act".

210.1253. As used in sections 210.1250 to 210.1286, unless the context clearly provides otherwise, the following terms mean:

- (1) "Child", a person who is under eighteen years of age;
- (2) "Department", the department of social services, or the children's division within the department of social services, as determined by the department;
- (3) "Director", a person who is responsible for the operation of the residential care facility;
- (4) "Exempt-from-licensure" or "license-exempt", a residential care facility that is not required to be licensed under section 210.516;
- (5) "Person", an individual, partnership, organization, association, or corporation;
- (6) "Residential care facility", any place, facility, or home operated by any person who receives children who are not related to the operator and whose parent or guardian is not a resident of the same facility and that provides such children with supervision, care, lodging, and maintenance for twenty-four hours a day, with or without transfer of custody.

210.1256. 1. The department shall be the notification agency for all license-exempt residential care facilities, and the department shall fulfill the duties and responsibilities of the provisions of sections 210.1250 to 210.1286.

2. A residential care facility shall allow parents or guardians of children in the residential care facility unencumbered access to the children in the residential care facility without requiring prior notification to the residential care facility.

3. A residential care facility shall provide for adequate food, clothing, shelter, medical care, and other care necessary to provide for the child's physical, mental, or emotional health or development.

210.1259. 1. The director of any residential care facility shall provide the required notification in accordance with sections 210.1250 to 210.1286 before such operator shall accept any children.

2. All residential care facilities operating on the effective date of sections 210.1250 to 210.1286 shall register accordingly within three months after the effective date of sections 210.1250 to 210.1286.

3. The provisions of sections 210.1250 to 210.1286 shall not apply to any residential care facility that is already licensed so long as the license, registration, or monitoring under which such facility already operates requires of that facility all requirements provided under sections 210.1250 to 210.1286.

210.1262. The notification shall be filed by the director or his or her designee of the residential care facility to the department on forms provided by the department and shall contain the following information:

- (1) Name, street address, mailing address, and phone number of the residential care facility;
- (2) Name of the director, owner, operator, all staff members, volunteers, and any individual eighteen years of age or older who resides at or on the property of the residential care facility;
- (3) Name and description of the agency or organization operating the residential care facility, including a statement as to whether the agency or organization is incorporated;
- (4) Name and address of the sponsoring organization of the residential care facility, if applicable;
- (5) School or schools attended by the children served by the residential care facility;
- (6) Fire and safety inspection certificate;
- (7) Local health department inspection certificate; and
- (8) Proof that medical records are maintained for each child.

210.1263. Officers, managers, contractors, volunteers with access to children, employees, and other support staff of residential care facilities subject to the notification requirements under sections 210.1250 to 210.1286; any person eighteen years of age or older who resides at or on the property of such residential care facility; any person who has unsupervised contact with a resident of such residential care facility; and owners of such residential care facilities who will have access to the facilities shall undergo background checks under section 210.493.

210.1264. Upon request by the department or a law enforcement officer acting within the scope of his or her employment, any license-exempt residential care facility subject to the notification requirements of sections 210.1250 to 210.1286 shall provide a full census and demographic information of children at the residential care facility, including parental or other guardian contact information and a full list of officers, managers, contractors, volunteers with access to children, employees, and other support staff of the residential care facility; any person eighteen years of age or older who resides at or on the property of the residential care facility; and any person who has unsupervised contact with a resident of the residential care facility.

210.1265. The residential care facility shall comply with all fire, safety, health, and sanitation inspections as may be required by state law or local ordinance.

210.1268. When the department is advised or has reason to believe that any residential care facility is operating without proper notification in accordance with sections 210.1250 to 210.1286, it shall give the director of the residential care facility written notice by certified mail that such person shall file notification in accordance with sections 210.1250 to 210.1286 within thirty days after receipt of such notice, or the department may request a court injunction as provided under section 210.1271.

210.1271. 1. Notwithstanding any other remedy, the department, the prosecuting attorney of the county where the facility is located, or the attorney general may seek injunctive relief to cease the operation of the residential care facility and provide for the appropriate removal of the children from the residential care facility and placement in the custody of the parent or legal guardian or any other appropriate individual or entity in the discretion of the court, or refer the matter to the juvenile officer of the appropriate county for appropriate proceedings under chapter 211. Such action shall be brought in the circuit court of the county in which such residential care facility is located and shall be initiated only for the following violations:

- (1) Providing supervision, care, lodging, or maintenance for any children in such facility without filing notification in accordance with sections 210.1250 to 210.1286;
- (2) Failing to satisfactorily comply with all fire, safety, health, and sanitation inspections as may be required by state law or local ordinance and required under section 210.252;
- (3) Failing to comply with background checks as required by section 210.493; or
- (4) An immediate health, safety, or welfare concern for the children at the residential care facility.

2. The department may notify the attorney general of any case in which the department makes a referral to a juvenile officer for removal of a child from a residential care facility. The notification shall include any violations under subsection 1 of this section.

3. If the court refers the matter to a juvenile officer, the court may also enter an order placing a child in the emergency, temporary protective custody of the children's division within the department, as provided under this section, for a period of time not to exceed five days. Such placement shall occur only if the children's division certifies to the court that the children's division has a suitable, temporary placement for the child and the court makes specific, written findings that:

- (1) It is contrary to the welfare of the child to remain in the residential care facility;
- (2) That the parent or legal guardian is unable or unwilling to take physical custody of the child within that time; and
- (3) There is no other temporary, suitable placement for the child.

If the parent or legal guardian of the child does not make suitable arrangements for the custody and disposition of the child within five days of placement within the children's division, the child shall fall under the original and exclusive jurisdiction of the juvenile court under subdivision (1) or (2) of subsection 1 of section 211.031 and the juvenile officer shall file a petition with the juvenile court for further proceedings. Under no circumstances shall the children's division be required to retain care and custody of the child for more than five days without an order from the juvenile court.

4. The provisions of sections 452.700 to 452.930 shall apply and the court shall follow the procedures specified under section 452.755 for children who are placed at a residential care facility and who are from another state or country or are under the jurisdiction or authority of a court from another state.

210.1274. Nothing in the statutes of Missouri shall give any governmental agency jurisdiction or authority to regulate or attempt to regulate, control, or influence the form, manner, or content of the religious curriculum, program, or ministry of a school or of a facility sponsored by a church or religious organization.

210.1280. The department shall maintain a list of all residential care facilities in compliance with sections 210.1250 to 210.1286, and the list shall be provided upon request. The list shall also include information regarding how a person may obtain information about the nature and disposition of any substantiated child abuse or neglect reports at or related to the residential care facility, as provided in section 210.150.

210.1283. A person is guilty of a class B misdemeanor if such person subject to background check requirements knowingly fails to complete a background check, as described under sections 210.493 and 210.1263.

210.1286. The department shall promulgate rules and regulations necessary for the implementation of sections 210.1250 to 210.1286. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of sections 210.1250 to 210.1286 shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 14.**

*House Amendment No. 1
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""301.227. 1. Whenever a vehicle is sold for salvage, dismantling or rebuilding, the purchaser shall forward to the director of revenue within ten days the certificate of ownership or salvage certificate of title and the proper application and fee of eight dollars and fifty cents, and the director shall issue a negotiable salvage certificate of title to the purchaser of the salvaged vehicle. On vehicles purchased during a year that is no more than six years

after the manufacturer's model year designation for such vehicle, it shall be mandatory that the purchaser apply for a salvage title. On vehicles purchased during a year that is more than six years after the manufacturer's model year designation for such vehicle, then application for a salvage title shall be optional on the part of the purchaser. Whenever a vehicle is sold for destruction and a salvage certificate of title, junking certificate, or certificate of ownership exists, the seller, if licensed under sections 301.217 to 301.221, shall forward the certificate to the director of revenue within ten days, with the notation of the date sold for destruction and the name of the purchaser clearly shown on the face of the certificate.

2. Whenever a vehicle is classified as junk, as defined in section 301.010, the purchaser may forward to the director of revenue a properly completed application for a junking certificate as well as the salvage certificate of title or certificate of ownership and the director shall issue a negotiable junking certificate to the purchaser of the vehicle. The director may also issue a junking certificate to a possessor of a vehicle manufactured twenty-six years or more prior to the current model year who has a bill of sale for said vehicle but does not possess a certificate of ownership, provided no claim of theft has been made on the vehicle and the highway patrol has by letter stated the vehicle is not listed as stolen after checking the registration number through its nationwide computer system. Such junking certificate may be granted within thirty days of the submission of a request. A junking certificate shall authorize the holder to possess, transport, or, by assignment, transfer ownership in such parts, scrap, or junk.

3. For any vehicle issued a junking certificate or such similar document or classification pursuant to the laws of another state, regardless of whether such designation has been subsequently changed by law in any other state, the department shall only issue a junking certificate, and a salvage certificate of title or original certificate of ownership shall not thereafter be issued for such vehicle, **unless the vehicle has been inspected by the highway patrol and passes such inspection in which case it shall receive a salvage certificate of title.** Notwithstanding the provisions of this subsection, if the vehicle has not previously been classified as a junk vehicle, the applicant making the original junking certification application shall, within ninety days, be allowed to rescind his application for a junking certificate by surrendering the junking certificate and apply for a salvage certificate of title in his name. The seller of a vehicle for which a junking certificate has been applied for or issued shall disclose such fact in writing to any prospective buyers before sale of such vehicle; otherwise the sale shall be voidable at the option of the buyer.

4. No scrap metal operator shall acquire or purchase a motor vehicle or parts thereof without, at the time of such acquisition, receiving the original certificate of ownership or salvage certificate of title or junking certificate from the seller of the vehicle or parts, unless the seller is a licensee under sections 301.219 to 301.221.

5. All titles and certificates required to be received by scrap metal operators from nonlicensees shall be forwarded by the operator to the director of revenue within ten days of the receipt of the vehicle or parts.

6. The scrap metal operator shall keep a record, for three years, of the seller's name and address, the salvage business license number of the licensee, date of purchase, and any vehicle or parts identification numbers open for inspection as provided in section 301.225.

7. Notwithstanding any other provision of this section, a motor vehicle dealer as defined in section 301.550 and licensed under the provisions of sections 301.550 to 301.572 may negotiate one reassignment of a salvage certificate of title on the back thereof.

8. Notwithstanding the provisions of subsection 1 of this section, an insurance company which settles a claim for a stolen vehicle may apply for and shall be issued a negotiable salvage certificate of title without the payment of any fee upon proper application within thirty days after settlement of the claim for such stolen vehicle. However, if the insurance company upon recovery of a stolen vehicle determines that the stolen vehicle has not sustained damage to the extent that the vehicle would have otherwise been declared a salvage vehicle pursuant to section 301.010, then the insurance company may have the vehicle inspected by the Missouri state highway patrol, or other law enforcement agency authorized by the director of revenue, in accordance with the inspection provisions of subsection 9 of section 301.190. Upon receipt of title application, applicable fee, the completed inspection, and the return of any previously issued negotiable salvage certificate, the director shall issue an original title with no salvage or prior salvage designation. Upon the issuance of an original title the director shall remove any indication of the negotiable salvage title previously issued to the insurance company from the department's electronic records.

9. Notwithstanding subsection 4 of this section or any other provision of the law to the contrary, if a motor vehicle is inoperable and is at least ten model years old, or the parts are from a motor vehicle that is inoperable and is at least ten model years old, a scrap metal operator may purchase or acquire such motor vehicle or parts without receiving the original certificate of ownership, salvage certificate of title, or junking certificate from the seller of the vehicle or parts, provided the scrap metal operator verifies with the department of revenue, via the department's online record access, that the motor vehicle is not subject to any recorded security interest or lien and the scrap metal operator complies with the requirements of this subsection. In lieu of forwarding certificates of title or ownership

for such motor vehicles as required by subsection 5 of this section, the scrap metal operator shall forward a copy of the seller's state identification card along with a bill of sale to the department of revenue. The bill of sale form shall be designed by the director and such form shall include, but not be limited to, a certification that the motor vehicle is at least ten model years old, is inoperable, is not subject to any recorded security interest or lien, and a certification by the seller that the seller has the legal authority to sell or otherwise transfer the seller's interest in the motor vehicle or parts. Upon receipt of the information required by this subsection, the department of revenue shall cancel any certificate of title or ownership and registration for the motor vehicle. If the motor vehicle is inoperable and at least twenty model years old, then the scrap metal operator shall not be required to verify with the department of revenue whether the motor vehicle is subject to any recorded security interests or liens. As used in this subsection, the term "inoperable" means a motor vehicle that is in a rusted, wrecked, discarded, worn out, extensively damaged, dismantled, and mechanically inoperative condition and the vehicle's highest and best use is for scrap purposes. The director of the department of revenue is directed to promulgate rules and regulations to implement and administer the provisions of this section, including but not limited to, the development of a uniform bill of sale. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

210.143. 1. The children's division; law enforcement, including the state technical"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walsh Moore (93) raised a point of order that **House Amendment No. 1 to House Amendment No. 14** is not germane.

Representative Taylor (139) requested a parliamentary ruling.

House Amendment No. 1 to House Amendment No. 14 was withdrawn.

Representative Falkner offered **House Amendment No. 2 to House Amendment No. 14**.

*House Amendment No. 2
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 5, by deleting the phrase "**or prosecuting attorney**" and inserting in lieu thereof the phrase "**prosecuting attorney; or circuit attorney**"; and

Further amend said amendment, Page 4, Line 33, by inserting after the word "**children**" the words "**of the parents or guardians**"; and

Further amend said amendment, Page 5, Line 35, by inserting after the word "**attorney**" the phrase "**or circuit attorney**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 2 to House Amendment No. 14** was adopted.

Representative Evans offered **House Amendment No. 3 to House Amendment No. 14.**

House Amendment No. 3
to
House Amendment No. 14

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 6, Line 43, by deleting said line and inserting in lieu thereof the following:

"to 210.1286 shall be invalid and void.

211.012. For purposes of this chapter, section 221.044, and the original jurisdiction of the juvenile court, a person shall not be considered a child if, at the time the alleged offense or violation was committed, the person was considered an adult according to then-existing law.

211.181. 1. When a child is found by the court to come within the applicable provisions of subdivision (1) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child, and the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his or her own home or in the custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes; except that, such child may not be committed to the department of social services, division of youth services;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive the child in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child in a family home;

(4) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) The court may order, pursuant to subsection 2 of section 211.081, that the child receive the necessary services in the least restrictive appropriate environment including home and community-based services, treatment and support, based on a coordinated, individualized treatment plan. The individualized treatment plan shall be approved by the court and developed by the applicable state agencies responsible for providing or paying for any and all appropriate and necessary services, subject to appropriation, and shall include which agencies are going to pay for and provide such services. Such plan must be submitted to the court within thirty days and the child's family shall actively participate in designing the service plan for the child;

(6) The department of social services, in conjunction with the department of mental health, shall apply to the United States Department of Health and Human Services for such federal waivers as required to provide services for such children, including the acquisition of community-based services waivers.

2. When a child is found by the court to come within the provisions of subdivision (2) of subsection 1 of section 211.031, the court shall so decree and upon making a finding of fact upon which it exercises its jurisdiction over the child, the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his or her own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or place them in family homes; except that, a child may be committed to the department of social services, division of youth services, only if he or

she is presently under the court's supervision after an adjudication under the provisions of subdivision (2) or (3) of subsection 1 of section 211.031;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child in a family home;

(4) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) Assess an amount of up to ten dollars to be paid by the child to the clerk of the court.

Execution of any order entered by the court pursuant to this subsection, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed.

3. When a child is found by the court to come within the provisions of subdivision (3) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child, and the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his or her own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require; provided that, no child who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566, including but not limited to rape, forcible sodomy, child molestation, and sexual abuse, and in which the victim was a child, shall be placed in any residence within one thousand feet of the residence of the abused child of that offense until the abused child reaches the age of eighteen, and provided further that the provisions of this subdivision regarding placement within one thousand feet of the abused child shall not apply when the abusing child and the abused child are siblings or children living in the same home;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Beginning January 1, 1996, the court may make further directions as to placement with the division of youth services concerning the child's length of stay. The length of stay order may set forth a minimum review date;

(4) Place the child in a family home;

(5) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(6) Suspend or revoke a state or local license or authority of a child to operate a motor vehicle;

(7) Order the child to make restitution or reparation for the damage or loss caused by his or her offense. In determining the amount or extent of the damage, the court may order the juvenile officer to prepare a report and may receive other evidence necessary for such determination. The child and his or her attorney shall have access to any reports which may be prepared, and shall have the right to present evidence at any hearing held to ascertain the amount of damages. Any restitution or reparation ordered shall be reasonable in view of the child's ability to make payment or to perform the reparation. The court may require the clerk of the circuit court to act as receiving and disbursing agent for any payment ordered;

(8) Order the child to a term of community service under the supervision of the court or of an organization selected by the court. Every person, organization, and agency, and each employee thereof, charged with the supervision of a child under this subdivision, or who benefits from any services performed as a result of an order issued under this subdivision, shall be immune from any suit by the child ordered to perform services under this subdivision, or any person deriving a cause of action from such child, if such cause of action arises from the supervision of the child's performance of services under this subdivision and if such cause of action does not arise from an intentional tort. A child ordered to perform services under this subdivision shall not be deemed an employee within the meaning of the provisions of chapter 287, nor shall the services of such child be deemed employment within the meaning of the provisions of chapter 288. Execution of any order entered by the court, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed;

(9) When a child has been adjudicated to have violated a municipal ordinance or to have committed an act that would be a misdemeanor if committed by an adult, assess an amount of up to twenty-five dollars to be paid by the child to the clerk of the court; when a child has been adjudicated to have committed an act that would be a felony if committed by an adult, assess an amount of up to fifty dollars to be paid by the child to the clerk of the court.

4. Beginning January 1, 1996, the court may set forth in the order of commitment the minimum period during which the child shall remain in the custody of the division of youth services. No court order shall require a child to remain in the custody of the division of youth services for a period which exceeds the child's ~~eighteenth~~ **nineteenth** birth date except upon petition filed by the division of youth services pursuant to subsection 1 of section 219.021. In any order of commitment of a child to the custody of the division of youth services, the division shall determine the appropriate program or placement pursuant to subsection 3 of section 219.021. Beginning January 1, 1996, the department shall not discharge a child from the custody of the division of youth services before the child completes the length of stay determined by the court in the commitment order unless the committing court orders otherwise. The director of the division of youth services may at any time petition the court for a review of a child's length of stay commitment order, and the court may, upon a showing of good cause, order the early discharge of the child from the custody of the division of youth services. The division may discharge the child from the division of youth services without a further court order after the child completes the length of stay determined by the court or may retain the child for any period after the completion of the length of stay in accordance with the law.

5. When an assessment has been imposed under the provisions of subsection 2 or 3 of this section, the assessment shall be paid to the clerk of the court in the circuit where the assessment is imposed by court order, to be deposited in a fund established for the sole purpose of payment of judgments entered against children in accordance with section 211.185.

211.435. 1. ~~[There is hereby created in the state treasury the]~~ **A "Juvenile Justice Preservation Fund" [**~~which] is hereby established in each county's circuit court for the purpose of implementing and maintaining the expansion of juvenile court jurisdiction to eighteen years of age. The fund shall consist of moneys collected under subsection 2 of this section and sections 488.315 and 558.003, any gifts, bequests, and donations, and any other moneys appropriated by the general assembly. [The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425 solely for the administration of the juvenile justice system. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The provisions of this subsection shall expire on August 28, 2024.]~~

2. For all traffic violations of any county ordinance or any violation of traffic laws of this state, including an infraction, in which a person has pled guilty, there shall be assessed as costs a surcharge in the amount of two dollars. No such surcharge shall be collected in any proceeding involving a violation of an ordinance or state law when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. Such surcharge shall be collected and disbursed by the clerk of the court as provided by sections 488.010 to 488.020. The surcharge collected under this section shall be ~~[paid into the state treasury to the credit of the]~~ **payable to the county circuit court juvenile justice preservation fund created in this section. [The provisions of this subsection shall expire if the provisions of subsection 1 of this section expire.] Funds held by the state treasurer in the state juvenile justice preservation fund shall be payable and revert to the circuit court's juvenile justice preservation fund in the county of origination.**

3. Expenditures from the county circuit court juvenile justice preservation fund shall be made at the discretion of the juvenile office for the circuit court and shall be used for the sole purpose of implementing and maintaining the expansion of juvenile court jurisdiction.

4. No moneys deposited in the juvenile justice preservation fund shall be expended for capital improvements.

5. To further promote the best interests of the children of the state of Missouri, moneys in the juvenile justice preservation fund shall not be used to replace or reduce the responsibilities of either the counties or the state to provide funding for existing and new juvenile treatment services as provided in this chapter and chapter 210 or funding as otherwise required by law.

485.060. **1. Each court reporter for a circuit judge shall receive an annual salary of twenty-six thousand nine hundred dollars beginning January 1, 1985, until December 31, 1985, and beginning January 1, 1986, an annual salary of thirty thousand dollars.**

2. Such annual salary shall be modified by any salary adjustment provided by section 476.405[5].

3. Beginning January 1, 2022, the annual salary, as modified under section 476.405, shall be adjusted upon meeting the minimum number of cumulative years of service as a court reporter with a circuit court of this state by the following schedule:

(1) For each court reporter with zero to five years of service: the annual salary shall be increased only by any salary adjustment provided by section 476.405;

(2) For each court reporter with six to ten years of service: the annual salary shall be increased by five and one-quarter percent;

(3) For each court reporter with eleven to fifteen years of service: the annual salary shall be increased by eight and one-quarter percent;

(4) For each court reporter with sixteen to twenty years of service: the annual salary shall be increased by eight and one-half percent; or

(5) For each court reporter with twenty-one or more years of service: the annual salary shall be increased by eight and three-quarters percent.

A court reporter may receive multiple adjustments under this subsection as his or her cumulative years of service increase, but only one percentage listed in subdivisions (1) to (5) of this subsection shall apply to the annual salary at a time.

4. Salaries shall be payable in equal monthly installments on the certification of the judge of the court or division in whose court the reporter is employed. [When] If paid by the state, the salaries of such court reporters shall be paid in semimonthly or monthly installments, as designated by the commissioner of administration."; and

Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after all of said line the following:

~~"[211.438. Expanding services from seventeen years of age to eighteen years of age is a new service and shall not be effective until an appropriation sufficient to fund the expanded service is provided therefor.]~~

~~[211.439. The repeal and reenactment of sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, and 221.044 shall become effective on January 1, 2021.]~~

Section B. Because immediate action is necessary to expand services from seventeen years of age to eighteen years of age, the enactment of section 211.012, the repeal and reenactment of sections 211.181 and 211.435, and the repeal of sections 211.438 and 211.439 of section A of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 211.012, the repeal and reenactment of sections 211.181 and 211.435, and the repeal of sections 211.438 and 211.439 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3 to House Amendment No. 14** was adopted.

Representative Windham offered **House Amendment No. 4 to House Amendment No. 14**.

*House Amendment No. 4
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 6, Line 43, by deleting said line and inserting in lieu thereof the following:

"to 210.1286 shall be invalid and void.

304.155. 1. Any law enforcement officer within the officer's jurisdiction, or an officer of a government agency where that agency's real property is concerned, may authorize a towing company to remove to a place of safety:

- (1) Any abandoned property on the right-of-way of:
 - (a) Any interstate highway or freeway in an urbanized area, left unattended for ten hours, or immediately if a law enforcement officer determines that the abandoned property is a serious hazard to other motorists, provided that commercial motor vehicles not hauling materials designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;
 - (b) Any interstate highway or freeway outside of an urbanized area, left unattended for twenty-four hours, or after four hours if a law enforcement officer determines that the abandoned property is a serious hazard to other motorists, provided that commercial motor vehicles not hauling materials designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;
 - (c) Any state highway other than an interstate highway or freeway in an urbanized area, left unattended for more than ten hours; or
 - (d) Any state highway other than an interstate highway or freeway outside of an urbanized area, left unattended for more than twenty-four hours; provided that commercial motor vehicles not hauling waste designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;
- (2) Any unattended abandoned property illegally left standing upon any highway or bridge if the abandoned property is left in a position or under such circumstances as to obstruct the normal movement of traffic where there is no reasonable indication that the person in control of the property is arranging for its immediate control or removal;
- (3) Any abandoned property which has been abandoned under section 577.080;
- (4) Any abandoned property which has been reported as stolen or taken without consent of the owner;
- (5) Any abandoned property for which the person operating such property is arrested for an alleged offense for which the officer takes the person into custody and where such person is unable to arrange for the property's ~~timely~~ removal **within forty-eight hours of such person's arrest;**
- (6) Any abandoned property which due to any other state law or local ordinance is subject to towing because of the owner's outstanding traffic or parking violations;
- (7) Any abandoned property left unattended in violation of a state law or local ordinance where signs have been posted giving notice of the law or where the violation causes a safety hazard;
- (8) Any abandoned property illegally left standing on the waters of this state as defined in section 306.010 where the abandoned property is obstructing the normal movement of traffic, or where the abandoned property has been unattended for more than ten hours or is floating loose on the water; or
- (9) Any abandoned property for which the person operating such property or vehicle eludes arrest for an alleged offense for which the officer would have taken the offender into custody.

2. The department of transportation or any law enforcement officer within the officer's jurisdiction may immediately remove any abandoned, unattended, wrecked, burned or partially dismantled property, spilled cargo or other personal property from the right-of-way of any interstate highway, freeway, or state highway if the abandoned property, cargo or personal property is creating a traffic hazard because of its position in relation to the interstate highway, freeway, or state highway. In the event the property creating a traffic hazard is a commercial motor vehicle, as defined in section 302.700, the department's authority under this subsection shall be limited to authorizing a towing company to remove the commercial motor vehicle to a place of safety, except that the owner of the commercial motor vehicle or the owner's designated representative shall have a reasonable opportunity to contact a towing company of choice. The provisions of this subsection shall not apply to vehicles transporting any material which has been designated as hazardous under Section 5103(a) of Title 49, U.S.C.

3. Any law enforcement agency authorizing a tow pursuant to this section in which the abandoned property is moved from the immediate vicinity shall complete a crime inquiry and inspection report. Any state or federal government agency other than a law enforcement agency authorizing a tow pursuant to this section in which the abandoned property is moved away from the immediate vicinity in which it was abandoned shall report the towing to the state highway patrol or water patrol within two hours of the tow along with a crime inquiry and inspection report as required in this section. Any local government agency, other than a law enforcement agency, authorizing a tow pursuant to this section where property is towed away from the immediate vicinity shall report the tow to the local law enforcement agency within two hours along with a crime inquiry and inspection report.

4. Neither the law enforcement officer, government agency official nor anyone having custody of abandoned property under his direction shall be liable for any damage to such abandoned property occasioned by a removal authorized by this section or by ordinance of a county or municipality licensing and regulating the sale of abandoned property by the municipality, other than damages occasioned by negligence or by willful or wanton acts or omissions.

5. The owner of abandoned property removed as provided in this section or in section 304.157 shall be responsible for payment of all reasonable charges for towing and storage of such abandoned property as provided in section 304.158.

6. Upon the towing of any abandoned property pursuant to this section or under authority of a law enforcement officer or local government agency pursuant to section 304.157, the law enforcement agency that authorized such towing or was properly notified by another government agency of such towing shall promptly make an inquiry with the national crime information center and any statewide Missouri law enforcement computer system to determine if the abandoned property has been reported as stolen and shall enter the information pertaining to the towed property into the statewide law enforcement computer system. If the abandoned property is not claimed within ten working days of the towing, the tower who has online access to the department of revenue's records shall make an inquiry to determine the abandoned property owner and lienholder, if any, of record. In the event that the records of the department of revenue fail to disclose the name of the owner or any lienholder of record, the tower shall comply with the requirements of subsection 3 of section 304.156. If the tower does not have online access, the law enforcement agency shall submit a crime inquiry and inspection report to the director of revenue. A towing company that does not have online access to the department's records and that is in possession of abandoned property after ten working days shall report such fact to the law enforcement agency with which the crime inquiry and inspection report was filed. The crime inquiry and inspection report shall be designed by the director of revenue and shall include the following:

- (1) The year, model, make and property identification number of the property and the owner and any lienholders, if known;
- (2) A description of any damage to the property noted by the officer authorizing the tow;
- (3) The license plate or registration number and the state of issuance, if available;
- (4) The storage location of the towed property;
- (5) The name, telephone number and address of the towing company;
- (6) The date, place and reason for the towing of the abandoned property;
- (7) The date of the inquiry of the national crime information center, any statewide Missouri law enforcement computer system and any other similar system which has titling and registration information to determine if the abandoned property had been stolen. This information shall be entered only by the law enforcement agency making the inquiry;
- (8) The signature and printed name of the officer authorizing the tow;

(9) The name of the towing company, the signature and printed name of the towing operator, and an indicator disclosing whether the tower has online access to the department's records; and

(10) Any additional information the director of revenue deems appropriate.

7. One copy of the crime inquiry and inspection report shall remain with the agency which authorized the tow. One copy shall be provided to and retained by the storage facility and one copy shall be retained by the towing facility in an accessible format in the business records for a period of three years from the date of the tow or removal.

8. The owner of such abandoned property, or the holder of a valid security interest of record, may reclaim it from the towing company upon proof of ownership or valid security interest of record and payment of all reasonable charges for the towing and storage of the abandoned property.

9. Any person who removes abandoned property at the direction of a law enforcement officer or an officer of a government agency where that agency's real property is concerned as provided in this section shall have a lien for all reasonable charges for the towing and storage of the abandoned property until possession of the abandoned property is voluntarily relinquished to the owner of the abandoned property or to the holder of a valid security interest of record. Any personal property within the abandoned property need not be released to the owner thereof until the reasonable or agreed charges for such recovery, transportation or safekeeping have been paid or satisfactory arrangements for payment have been made, except that any medication prescribed by a physician shall be released to the owner thereof upon request. The company holding or storing the abandoned property shall either release the personal property to the owner of the abandoned property or allow the owner to inspect the property and provide an itemized receipt for the contents. The company holding or storing the property shall be strictly liable for the condition and safe return of the personal property. Such lien shall be enforced in the manner provided under section 304.156.

10. Towing companies shall keep a record for three years on any abandoned property towed and not reclaimed by the owner of the abandoned property. Such record shall contain information regarding the authorization to tow, copies of all correspondence with the department of revenue concerning the abandoned property, including copies of any online records of the towing company accessed and information concerning the final disposition of the possession of the abandoned property.

11. If a lienholder repossesses any motor vehicle, trailer, all-terrain vehicle, outboard motor or vessel without the knowledge or cooperation of the owner, then the reposessor shall notify the local law enforcement agency where the repossession occurred within two hours of the repossession and shall further provide the local law enforcement agency with any additional information the agency deems appropriate. The local law enforcement agency shall make an inquiry with the national crime information center and the Missouri statewide law enforcement computer system and shall enter the repossessed vehicle into the statewide law enforcement computer system.

12. Notwithstanding the provisions of section 301.227, any towing company who has complied with the notification provisions in section 304.156 including notice that any property remaining unredeemed after thirty days may be sold as scrap property may then dispose of such property as provided in this subsection. Such sale shall only occur if at least thirty days has passed since the date of such notification, the abandoned property remains unredeemed with no satisfactory arrangements made with the towing company for continued storage, and the owner or holder of a security agreement has not requested a hearing as provided in section 304.156. The towing company may dispose of such abandoned property by selling the property on a bill of sale as prescribed by the director of revenue to a scrap metal operator or licensed salvage dealer for destruction purposes only. The towing company shall forward a copy of the bill of sale provided by the scrap metal operator or licensed salvage dealer to the director of revenue within two weeks of the date of such sale. The towing company shall keep a record of each such vehicle sold for destruction for three years that shall be available for inspection by law enforcement and authorized department of revenue officials. The record shall contain the year, make, identification number of the property, date of sale, and name of the purchasing scrap metal operator or licensed salvage dealer and copies of all notifications issued by the towing company as required in this chapter. Scrap metal operators or licensed salvage dealers shall keep a record of the purchase of such property as provided in section 301.227. Scrap metal operators and licensed salvage dealers may obtain a junk certificate as provided in section 301.227 on vehicles purchased on a bill of sale pursuant to this section."; and

Further amend said bill, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"590.120. 1. There is hereby established within the department of public safety a "Peace Officer Standards and Training Commission" which shall be composed of eleven members, including a voting public member, appointed by the governor, by and with the advice and consent of the senate, from a list of qualified candidates submitted to the governor by the director of the department of public safety. No more than two members of the POST commission shall reside in the same congressional district as any other at the time of their appointments but this provision shall not apply to the public member. Three members of the POST commission shall be police chiefs, three members shall be sheriffs, one member shall represent a state law enforcement agency covered by the provisions of this chapter, two members shall be peace officers at or below the rank of sergeant employed by a political subdivision, and one member shall be a chief executive officer of a certified training academy. The public member shall be at the time of appointment a registered voter; a person who is not and never has been a member of any profession certified or regulated under this chapter or the spouse of such person; and a person who does not have and never has had a material financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession certified or regulated under this chapter. Each member of the POST commission shall have been at the time of his appointment a citizen of the United States and a resident of this state for a period of at least one year, and members who are peace officers shall be qualified as established by this chapter. No member of the POST commission serving a full term of three years may be reappointed to the POST commission until at least one year after the expiration of his most recent term.

2. Three of the original members of the POST commission shall be appointed for terms of one year, three of the original members shall be appointed for terms of two years, and three of the original members shall be appointed for terms of three years. Thereafter the terms of the members of the POST commission shall be for three years or until their successors are appointed. The director may remove any member of the POST commission for misconduct or neglect of office. Any member of the POST commission may be removed for cause by the director but such member shall first be presented with a written statement of the reasons thereof, and shall have a hearing before the POST commission if the member so requests. Any vacancy in the membership of the commission shall be filled by appointment for the unexpired term. No two members of the POST commission shall be employees of the same law enforcement agency.

3. Annually the director shall appoint one of the members as chairperson. The POST commission shall meet at least twice each year as determined by the director or a majority of the members to perform its duties. A majority of the members of the POST commission shall constitute a quorum.

4. No member of the POST commission shall receive any compensation for the performance of his official duties.

5. **The director shall employ staff as the director deems necessary including, but not limited to, no fewer than one POST investigator for each administrative hearing commissioner.**

6. The POST commission shall guide and advise the director concerning duties pursuant to this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Windham, **House Amendment No. 4 to House Amendment No. 14** was adopted.

Representative Hicks offered **House Amendment No. 5 to House Amendment No. 14.**

*House Amendment No. 5
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Line 43, by deleting said line and inserting in lieu thereof the following:

"to 210.1286 shall be invalid and void.

285.043. No employee of a political subdivision of this state shall be required, as a condition of employment, to reside within a specified jurisdiction. This section shall not apply to and shall be superseded by:

- (1) Any residency requirement under chapter 84; and
 (2) Any requirement for an elected official."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 5 to House Amendment No. 14** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Cook
Copeland	Davidson	Davis	Deaton	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Mayhew	Murphy	Owen	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Person	Phifer	Price IV
Proudie	Quade	Rogers	Rowland	Sauls
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 032

Aldridge	Chipman	Christofanelli	Coleman 32	Coleman 97
Cupps	DeGroot	Dogan	Francis	Gunby
Henderson	Houx	Kidd	Lovasco	McDaniel
McGaugh	McGill	Morse	Nurrenbern	O'Donnell
Patterson	Pietzman	Pouche	Rone	Sander
Schnelting	Schroer	Sharp 36	Smith 163	Stephens 128
Tate	Windham			

VACANCIES: 001

On motion of Representative Veit, **House Amendment No. 14, as amended**, was adopted.

Representative Hill offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 3, Section 557.045, Line 26, by inserting after said section and line the following:

"565.058. 1. Any special victim as defined under section 565.002 shall not be required to reveal any current address or place of residence except to the court in camera for the purpose of determining jurisdiction and venue.

2. Any special victim as defined under section 565.002 may file a petition with the court alleging assault in any degree by using his or her identifying initials instead of his or her legal name if said petition alleges that he or she would be endangered by such disclosure."; and

Further amend said bill, Page 4, Section 574.085, Line 22, by inserting after said section and line the following:

"574.203. 1. Except as otherwise protected by state or federal law, a person, excluding any person who is developmentally disabled as defined in section 630.005, commits the offense of interference with a health care facility if the person willfully or recklessly interferes with a health care facility or employee of a health care facility by:

- (1) Causing a peace disturbance while inside a health care facility;**
- (2) Refusing an order to vacate a health care facility when requested to by any employee of the health care facility;**
- (3) Threatening to inflict injury on the patients or employees, or damage to the property of a health care facility.**

2. Hospital policies shall address incidents of workplace violence against employees, including protecting an employee from retaliation when such employee complies with hospital policies in seeking assistance or intervention from local emergency services or law enforcement when a violent incident occurs.

3. The offense of interference with a health care facility is a class D misdemeanor for a first offense and a class C misdemeanor for any second or subsequent offense.

4. As used in this section, "health care facility" means a hospital that provides health care services directly to patients.

574.204. 1. Except as otherwise protected by state or federal law, a person commits the offense of interference with an ambulance service if the person acts alone or in concert with others to willfully or recklessly interfere with access to or from an ambulance or willfully or recklessly disrupt any ambulance service by threatening to inflict injury on any person providing ambulance services or damage the ambulance.

2. The offense of interference with an ambulance service is a class D misdemeanor for a first offense and a class C misdemeanor for any second or subsequent offense.

3. As used in this section, "ambulance service" means a person or entity that provides emergency or nonemergency ambulance transportation and services, or both."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 15**.

House Amendment No. 1

to

House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 1, by inserting after the number "26," the following:

"Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"506.450. 1. A peace officer, as defined under section 590.010, who, under color of law, deprives any individual of his or her constitutional rights shall be liable to such individual for legal or equitable relief or any other appropriate relief.

2. (1) Statutory immunities and statutory limitations on liability, damages, or attorney fees shall not apply to claims brought under this section.

(2) Qualified immunity shall not be a defense to liability under this section.

3. In any action brought under this section, a court shall award reasonable attorney fees and costs to a prevailing plaintiff. In actions for injunctive relief, a court shall deem a plaintiff to have prevailed if the plaintiff's suit was a substantial factor or significant catalyst in obtaining the results sought by the litigation. If a judgment is entered in favor of a defendant, the court may award reasonable costs and attorney fees to the defendant for defending any claims the court finds frivolous.

4. Notwithstanding any other provision of law, a peace officer's employer shall indemnify its peace officers for any liability incurred by the peace officer and for any judgment or settlement entered against the peace officer for claims arising under this section; except that, if the peace officer was shown by clear and convincing evidence to be acting outside the scope of his or her employment or to not be acting under color of law, the peace officer shall be personally liable and shall not be indemnified by the peace officer's employer for more than five percent of the judgment or settlement or twenty-five thousand dollars, whichever is less. Notwithstanding any provision of this section, if the peace officer's portion of the judgment is uncollectable from the peace officer, the peace officer's employer or insurance shall satisfy the full amount of the judgment or settlement. A public entity is not required to indemnify a peace officer if the peace officer was convicted of a criminal violation for the conduct from which the claim arises.

5. A civil action under this section shall be commenced within two years after the cause of action accrues. "; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Eggleston
Falkner	Fishel	Fitzwater	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Lewis 6	Lovasco	Mayhew	Murphy	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Railsback	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 034

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Burnett	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Johnson	Lewis 25	McCreery	Merideth	Mosley
Person	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 001

Smith 67

ABSENT WITH LEAVE: 038

Aldridge	Barnes	Bland Manlove	Brown 70	Burton
Christofanelli	Clemens	Coleman 32	DeGroot	Dogan
Evans	Francis	Gregory 51	Gunby	Henderson
Houx	Ingle	Kidd	Knight	Mackey
McDaniel	McGaugh	McGill	Morse	Nurrenbern
O'Donnell	Patterson	Phifer	Pietzman	Price IV
Reedy	Sander	Schnelting	Schroer	Smith 163
Stephens 128	Tate	Windham		

VACANCIES: 001

Representative Bosley moved that **House Amendment No. 1 to House Amendment No. 15** be adopted.

Which motion was defeated.

On motion of Representative Hill, **House Amendment No. 15** was adopted.

Representative Trent offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Section 67.030, Line 14, by inserting after said section and line the following:

"67.494. 1. The general assembly hereby occupies and preempts the entire field of legislation regarding in any way the regulation of physical security measures around private property to the complete exclusion of any order, ordinance, policy, or regulation by any village; town; city, including any home rule city; or county in this state. Any existing or future order, ordinance, policy, or regulation in this field is or shall be null and void.

2. Nothing in this section shall prohibit a village, town, city, or county from regulating:

- (1) The aesthetics of physical security measures;**
- (2) Access to the public right-of-way, a sidewalk, or utility easement;**
- (3) The structural soundness of physical security measures; or**
- (4) Changes to the drainage of a property.**

3. Physical security measures shall have a means to enter the property so that law enforcement and first responders are able to access the property in an emergency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lovasco offered **House Amendment No. 1 to House Amendment No. 16.**

*House Amendment No. 1
to
House Amendment No. 16*

AMEND House Amendment No. 16 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 15, by inserting after all of said line the following:

"Further amend said bill, Page 2, Section 557.045, Line 15, by inserting after all said section and line the following:

"571.020. 1. A person commits an offense if such person knowingly possesses, manufactures, transports, repairs, or sells:

- (1) An explosive weapon;
- (2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;
- (3) A gas gun;
- (4) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; or

- (5) ~~Knuckles; or~~
——— (6) Any of the following in violation of federal law:
 - (a) A machine gun;
 - (b) A short-barreled rifle or shotgun;
 - (c) A firearm silencer; or
 - (d) A switchblade knife.

2. A person does not commit an offense pursuant to this section if his or her conduct involved any of the items in subdivisions (1) to ~~[(5)]~~ (4) of subsection 1, the item was possessed in conformity with any applicable federal law, and the conduct:

- (1) Was incident to the performance of official duty by the Armed Forces, National Guard, a governmental law enforcement agency, or a penal institution; or
- (2) Was incident to engaging in a lawful commercial or business transaction with an organization enumerated in subdivision (1) of this ~~section~~ **subsection**; or
- (3) Was incident to using an explosive weapon in a manner reasonably related to a lawful industrial or commercial enterprise; or
- (4) Was incident to displaying the weapon in a public museum or exhibition; or
- (5) Was incident to using the weapon in a manner reasonably related to a lawful dramatic performance.

3. An offense pursuant to subdivision (1), (2), (3) or ~~[(6)]~~ (5) of subsection 1 of this section is a class D felony; a crime pursuant to subdivision (4) ~~[or (5)]~~ of subsection 1 of this section is a class A misdemeanor.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms **or knuckles** into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm **or knuckles** in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and

take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 1 to House Amendment No. 16** was adopted.

Representative Adams offered **House Amendment No. 2 to House Amendment No. 16**.

*House Amendment No. 2
to
House Amendment No. 16*

AMEND House Amendment No. 16 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 1, Line 15, by inserting after the word "**emergency**." the following:

"4. The state of Missouri shall provide all citizens which were born in this state with a handgun.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Coleman 97	Cook
Copeland	Cupps	Davidson	Deaton	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Lewis 6
Mayhew	Owen	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Railsback	Reedy	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Taylor 139	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 044

Adams	Anderson	Appelbaum	Aune	Baker
Bangert	Barnes	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Davis
Doll	Ellebracht	Fogle	Gray	Gunby

Ingle	Johnson	Lewis 25	McCreery	Merideth
Mosley	Murphy	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Sauls	Sharp 36
Smith 45	Smith 67	Taylor 48	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 034

Aldridge	Bailey	Baringer	Bland Manlove	Chipman
Christofanelli	Coleman 32	DeGroot	Francis	Gregory 51
Henderson	Houx	Kidd	Knight	Lovasco
Mackey	McDaniel	McGaugh	McGill	Morse
O'Donnell	Patterson	Perkins	Pietzman	Pouche
Price IV	Richey	Rowland	Sander	Schnelting
Stephens 128	Stevens 46	Tate	Windham	

VACANCIES: 001

House Amendment No. 2 to House Amendment No. 16 was withdrawn.

Representative Van Schoiack raised a point of order that a member was in violation of Rule 84.

The Chair directed members to direct their comments to the dais.

On motion of Representative Trent, **House Amendment No. 16, as amended**, was adopted.

Representative Haffner offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"302.341. 1. If a Missouri resident charged with a moving traffic violation of this state or any county or municipality of this state fails to dispose of the charges of which the resident is accused through authorized prepayment of fine and court costs and fails to appear on the return date or at any subsequent date to which the case has been continued, or without good cause fails to pay any fine or court costs assessed against the resident for any such violation within the period of time specified or in such installments as approved by the court or as otherwise provided by law, any court having jurisdiction over the charges shall within ten days of the failure to comply inform the defendant by ordinary mail at the last address shown on the court records that the court ~~will~~ **may** order the director of revenue to suspend the defendant's driving privileges if the charges are not disposed of and fully paid within thirty days from the date of mailing. Thereafter, if the defendant fails to timely act to dispose of the charges and fully pay any applicable fines and court costs, the court ~~shall~~ **may** notify the director of revenue of such failure and of the pending charges against the defendant. Upon receipt of this notification, the director shall suspend the license of the driver, effective immediately, and provide notice of the suspension to the driver at the last address for the driver shown on the records of the department of revenue. Such suspension shall remain in effect until the court with the subject pending charge requests setting aside the noncompliance suspension pending final disposition, or satisfactory evidence of disposition of pending charges and payment of fine and court costs, if applicable, is furnished to the director by the individual. The filing of financial responsibility with the ~~bureau of safety-responsibility~~ department of revenue~~]~~ shall not be required as a condition of reinstatement of a driver's license suspended solely under the provisions of this ~~section~~ **subsection**.

2. The provisions of subsection 1 of this section shall not apply to minor traffic violations as defined in section 479.350; **however, minor traffic violations shall be subject to subsection 3 of this section.**

3. If a Missouri resident charged with a minor traffic violation of this state or any county or municipality of this state fails to dispose of the charges of which the resident is accused through authorized prepayment of fine and court costs and fails to appear on two return dates, or without good cause fails to pay any fine or court costs assessed against the resident for any such violation within the period of time specified or in such installments as approved by the court or as otherwise provided by law, any court having jurisdiction over the charges shall, within ten days of the failure to comply, inform the defendant by ordinary mail at the last address shown on the court records that the court may order the director of revenue to suspend the defendant's driving privileges if the charges are not disposed of and fully paid within thirty days from the date of mailing. Thereafter, if the defendant fails to timely act to dispose of the charges and fully pay any applicable fines and court costs, the court may notify the director of revenue of such failure and of the pending charges against the defendant. Upon receipt of this notification, the director shall suspend the license of the driver, effective immediately, and provide notice of the suspension to the driver at the last address for the driver shown on the records of the department of revenue. Such suspension shall remain in effect until the court with the subject pending charge requests setting aside the noncompliance suspension pending final disposition, or satisfactory evidence of disposition of pending charges and payment of fine and court costs, if applicable, is furnished to the director by the individual. The filing of financial responsibility with the department of revenue shall not be required as a condition of reinstatement of a driver's license suspended solely under the provisions of this subsection.

4. Where a defendant is charged exclusively with minor traffic violations, as such term is defined in section 479.350, any suspension under this section shall be accompanied by issuance from the director of revenue of limited driving privileges for all purposes identified under subdivision (2) of subsection 3 of section 302.309, unless the director finds the defendant is ineligible for such privileges under the provisions of section 302.309."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Lovasco	Mayhew	Murphy
O'Donnell	Owen	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Reedy	Riggs	Riley	Roberts
Roden	Rone	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Stacy	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 040

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 70
Burnett	Burton	Butz	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Quade	Rogers
Sauls	Sharp 36	Smith 45	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 001

Smith 67

ABSENT WITH LEAVE: 031

Bangert	Billington	Black 7	Boggs	Brown 27
Clemens	DeGroot	Dinkins	Francis	Hicks
Hill	Houx	Knight	Mackey	McDaniel
McGaugh	McGill	Morse	Patterson	Pietzman
Railsback	Richey	Rowland	Ruth	Sander
Schnelting	Schroer	Smith 163	Stephens 128	Tate
Windham				

VACANCIES: 001

On motion of Representative Haffner, **House Amendment No. 17** was adopted.

Representative Seitz offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"287.067. 1. In this chapter the term "occupational disease" is hereby defined to mean, unless a different meaning is clearly indicated by the context, an identifiable disease arising with or without human fault out of and in the course of the employment. Ordinary diseases of life to which the general public is exposed outside of the employment shall not be compensable, except where the diseases follow as an incident of an occupational disease as defined in this section. The disease need not to have been foreseen or expected but after its contraction it must appear to have had its origin in a risk connected with the employment and to have flowed from that source as a rational consequence.

2. An injury or death by occupational disease is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

3. An injury due to repetitive motion is recognized as an occupational disease for purposes of this chapter. An occupational disease due to repetitive motion is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

4. "Loss of hearing due to industrial noise" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be a loss of hearing in one or both ears due to prolonged exposure to harmful noise in employment. "Harmful noise" means sound capable of producing occupational deafness.

5. "Radiation disability" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be that disability due to radioactive properties or substances or to Roentgen rays (X-rays) or exposure to ionizing radiation caused by any process involving the use of or direct contact with radium or radioactive properties or substances or the use of or direct exposure to Roentgen rays (X-rays) or ionizing radiation.

6. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of the heart or cardiovascular system, including carcinoma, may be recognized as occupational diseases for the purposes of this chapter and are defined to be disability due to exposure to smoke, gases, carcinogens, inadequate oxygen, of paid firefighters of a paid fire department or paid police officers of a paid police department certified under chapter 590 if a direct causal relationship is established, or psychological stress of firefighters of a paid fire department or paid peace officers of a police department who are certified under chapter 590 if a direct causal relationship is established.

7. Any employee who is exposed to and contracts any contagious or communicable disease arising out of and in the course of his or her employment shall be eligible for benefits under this chapter as an occupational disease.

8. With regard to occupational disease due to repetitive motion, if the exposure to the repetitive motion which is found to be the cause of the injury is for a period of less than three months and the evidence demonstrates that the exposure to the repetitive motion with the immediate prior employer was the prevailing factor in causing the injury, the prior employer shall be liable for such occupational disease.

9. Posttraumatic stress disorder (PTSD) is recognized as an occupational disease for purposes of this chapter when diagnosed in a first responder, as that term is defined under section 67.145."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron offered **House Amendment No. 1 to House Amendment No. 18.**

*House Amendment No. 1
to
House Amendment No. 18*

AMEND House Amendment No. 18 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Line 15, by inserting after all of said line the following:

"Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after all of said line and section the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

- (1) Any class A felony offense;
- (2) Any dangerous felony as that term is defined in section 556.061;
- (3) Any offense that requires registration as a sex offender;

- (4) Any felony offense where death is an element of the offense;
 - (5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;
 - (6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.160, 570.025, 570.090, 570.180, 570.223, 570.224, 570.310, 571.020, 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;
 - (7) Any offense eligible for expungement under section 577.054 or 610.130;
 - (8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;
 - (9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section;
 - (10) Any violation of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state; and
 - (11) Any offense of section 571.030, except any offense under subdivision (1) of subsection 1 of section 571.030 where the person was convicted or found guilty prior to January 1, 2017.
3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.
4. The petition shall include the following information:
 - (1) The petitioner's:
 - (a) Full name;
 - (b) Sex;
 - (c) Race;
 - (d) Driver's license number, if applicable; and
 - (e) Current address;
 - (2) Each offense, violation, or infraction for which the petitioner is requesting expungement;
 - (3) The approximate date the petitioner was charged for each offense, violation, or infraction; and
 - (4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and
 - (5) The case number and name of the court for each offense.
 5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:
 - (1) At the time the petition is filed, it has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;
 - (2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

- (3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;
- (4) The person does not have charges pending;
- (5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and
- (6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. **For purposes of 18 U.S.C. 921(a)(3)(B)(ii), an order of expungement granted pursuant to this section shall be considered a complete removal of all effects of the expunged conviction.** Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

- (1) A license, certificate, or permit issued by this state to practice such individual's profession;
- (2) Any license issued under chapter 313 or permit issued under chapter 571;
- (3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;
- (4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;
- (5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief."

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 1 to House Amendment No. 18** was adopted.

On motion of Representative Seitz, **House Amendment No. 18, as amended**, was adopted.

Representative Rone offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after all of said section and line the following:

"281.015. Sections 281.005 to 281.115 shall be administered by the director of the department of agriculture of the state of Missouri[; hereafter referred to as the "director"].

281.020. As used in sections 281.010 to 281.115, the following terms mean:

(1) "Animal", all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish;

(2) "Applicator, operator or technician":

(a) **"Certified applicator", any certified commercial applicator, certified noncommercial applicator, certified private applicator, certified provisional private applicator, or certified public operator;**

(b) "Certified commercial applicator", any individual, whether or not ~~he~~ **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, supervise the use of, ~~or~~ determine the need for the use of, **or supervise the determination of need for** any pesticide, whether classified for restricted use or for general use, while ~~he~~ **the individual** is engaged in the business of using pesticides on the lands of another as a direct service to the public in exchange for a fee or compensation;

~~(c)~~ (c) "Certified noncommercial applicator", any individual, whether or not ~~he~~ **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, or to supervise the use of, any pesticide which is classified for restricted use only on lands owned or rented by ~~him~~ **the individual** or ~~his~~ **the individual's** employer;

~~(d)~~ (d) "Certified private applicator", any individual who is certified by the director as authorized to use ~~or to supervise the use of,~~ any pesticide ~~which~~ **that** is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by ~~him~~ **the individual** or ~~his~~ **the individual's** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~on the property of another person~~;

~~(e)~~ (e) **"Certified provisional private applicator", any individual who is sixteen or seventeen years of age, an immediate family member of a certified private applicator, and certified by the director to use any pesticide that is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by the individual's immediate family member, as long as the following requirements are met:**

a. The restricted use pesticide is not a fumigant;

b. The restricted use pesticide does not contain sodium cyanide or sodium fluoroacetate;

c. The individual does not apply any restricted use pesticide using aerial application equipment;

d. The individual does not supervise the use of any restricted use pesticide; and

e. The individual does not purchase any restricted use pesticide;

(f) "Certified public operator", any individual who is certified by the director as authorized to use, or to supervise the use of, any pesticide classified for restricted use in the performance of ~~his~~ **the individual's** duties as an official or employee of any agency of the state of Missouri or any political subdivision thereof, or any other governmental agency;

~~(g)~~ (g) **"Noncertified restricted use pesticide applicator", any person who is not certified in accordance with sections 281.010 to 281.115 who uses or determines the need for the use of restricted use pesticides under the direct supervision of a certified commercial applicator or uses restricted use pesticides under the direct supervision of a certified noncommercial applicator or certified public operator;**

(h) "Private applicator", any person not holding a certified private applicator's license **or certified provisional private applicator's license** who ~~shall be required to obtain a permit for the use of any restricted use pesticide~~ **uses general use pesticides or minimum risk pesticides** for the purposes of producing any agricultural commodity on property owned or rented by ~~him~~ **the person** or ~~his~~ **the person's** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of that pesticide~~;

~~(i)~~ (i) "Pesticide technician", any individual working under the direct supervision of a commercial applicator certified in categories as specified by regulation, and who having met the competency requirements of ~~this chapter~~ **sections 281.010 to 281.115**, is authorized by the director to determine the need for the use of any pesticide as well as to the use of any pesticide;

~~(j)~~ (j) "Pesticide technician trainee", any individual working in the physical presence and under the direct supervision of a certified commercial applicator to gain the required on-the-job training in preparation for obtaining a pesticide technician's license;

(3) "Beneficial insects", those insects ~~[which]~~ **that**, during their life cycle, are effective pollinators of plants, are parasites or predators of pests, or are otherwise beneficial;

(4) "Defoliant", any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission;

(5) **"Department" or "department of agriculture", the state department of agriculture, and when by sections 281.010 to 281.115 the department of agriculture is charged to perform a duty, the director of the department of agriculture is authorized to perform such duty;**

(6) "Desiccant", any substance or mixture of substances intended for artificially accelerating the drying of plant tissue;

~~[(6)]~~ (7) "Determining the need for the use of any pesticide", the act of inspecting land for the presence of pests for the purpose of contracting for their control or prevention through the use of pesticides in categories as specified by regulation;

~~[(7)]~~ (8) "Device", any instrument or contrivance, other than a firearm, ~~[which]~~ **that** is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life, other than man and other than bacteria, viruses, or other microorganisms on or in living man or other living animals, but not including equipment used for the application of pesticides when sold separately therefrom;

(9) **"Director", the director of the department of agriculture or the director's designee;**

(10) **"Distribute", to sell, offer for sale, hold for sale, deliver for transportation in intrastate commerce, or transport in intrastate commerce;**

~~[(8)]~~ (11) "Environment" includes, **but is not limited to**, water, air, land, and all plants and man and other animals living therein, and the interrelationships ~~[which]~~ **that** exist among these;

~~[(9)]~~ (12) "Equipment" ~~[means]~~, any type of ground, water, or aerial equipment or contrivance using motorized, mechanical, or pressurized power and used to apply any pesticide on land and anything that may be growing, habitating, or stored on or in such land, but shall not include any pressurized hand-sized household apparatus used to apply any pesticide, or any equipment or contrivance of which the person who is applying the pesticide is the source of power or energy in making such pesticide application;

~~[(10)]~~ (13) "Fungus", any nonchlorophyll-bearing thallophyte, ~~[that]~~ **which** is ~~[-]~~ any nonchlorophyll-bearing plant of a lower order than mosses and liverworts, **such as** ~~[-, for example,]~~ rust, smut, mildew, mold, yeast, and bacteria, except those on or in living man or other living animals, and except those on or in processed food, beverages, or pharmaceuticals;

(14) **"General use pesticide", any pesticide, when applied in accordance with its directions for use, warnings, and cautions, and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, that will not generally cause unreasonable adverse effects on the environment;**

(15) **"Immediate family", familial relationships limited to the spouse, parents, stepparents, foster parents, father-in-law, mother-in-law, children, stepchildren, foster children, sons-in-law, daughters-in-law, grandparents, brothers, sisters, brothers-in-law, sisters-in-law, aunts, uncles, nieces, nephews, and first cousins. As used in this subdivision, "first cousin" means the child of a parent's sibling, i.e., the child of an aunt or uncle;**

~~[(11)]~~ (16) "Individual", any responsible, natural human being;

~~[(12)]~~ (17) "Insect", any of the numerous small invertebrate animals generally having the body more or less obviously segmented, for the most part belonging to the class Insecta, comprising six-legged, usually winged forms, **such as** ~~[-, for example,]~~ beetles, bugs, bees, flies, and to other allied classes of arthropods whose members are wingless and usually have more than six legs, **such as** ~~[-, for example,]~~ spiders, mites, ticks, centipedes, and wood lice;

~~[(13)]~~ (18) "Land", all land and water areas, including airspace, and all plants, animals, structures, buildings, contrivances, and machinery, appurtenant thereto or situated thereon, fixed or mobile, including any used for transportation;

(19) **"Minimum risk pesticide", any pesticide product exempted under 40 C.F.R. 152.25(f) from registration requirements under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended;**

~~[(14)]~~ (20) "Misuse of a pesticide", a use of any ~~[registered]~~ pesticide in a manner inconsistent with its labeling; provided, that the use of a lesser concentration than provided on the label shall not be considered the misuse of a pesticide when used strictly for agricultural purposes, and when requested in writing by the person on whose behalf a pesticide is used;

~~[(15)]~~ (21) "Nematode", invertebrate animals of the phylum Nematelminthes and class Nematoda, that is, unsegmented round worms with elongated, fusiform, or sac-like bodies covered with cuticle, and inhabiting soil, water, plants, or plant parts; may also be called nemas or eelworms;

(22) "Nontarget organism", any plant, animal, or organism other than the target pests that a pesticide is intended to affect;

~~[(16)]~~ (23) "Person", any individual, partnership, association, fiduciary, corporation, or any organized group of persons whether incorporated or not;

~~[(17)]~~ (24) "Pest":

(a) Any insect, snail, slug, rodent, nematode, fungus, weed; or

(b) Any other form of terrestrial or aquatic plant or animal life or virus, bacterium, or other microorganism, except viruses, bacteria, or other microorganisms on or in living man or other living animals, ~~[which]~~ that is normally considered to be a pest;

~~[(18)]~~ (25) "Pesticide":

(a) Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; or

(b) Any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant;

~~[(19)]~~ (26) "Pesticide dealer", any individual who is engaged in the business of distributing, selling, offering for sale, or holding for sale at retail, or direct wholesale to the end user, any pesticide classified for restricted use;

(27) "Pesticide dealership", any location or outlet where restricted use pesticides are held for sale, distributed, or sold;

~~[(20)]~~ (28) "Plant regulator", any substance or mixture of substances, intended, through physiological action, for accelerating or retarding the rate of growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, or soil amendments. The term "plant regulator" does not include any of those nutrient mixtures or soil amendments ~~[which]~~ that are commonly known as vitamin-hormone horticultural products, intended for improvement, maintenance, survival, health, and propagation of plants, and ~~[which]~~ that are not for pest destruction and are nontoxic, nonpoisonous in the undiluted package concentration;

~~[(21)] "Private applicator permit", a written certificate, issued by the director or his authorized agent, authorizing the purchase, possession or use of certain restricted use pesticides by a private applicator. Such permit shall authorize the one time emergency purchase of a restricted use pesticide for the purpose of a one time emergency use of such pesticide;~~

~~—————~~ ~~[(22)]~~ (29) "Restricted use pesticide" or "RUP", any pesticide when applied in accordance with its directions for use, warnings, and cautions and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, the director determines may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator;

~~[(23)]~~ (30) "Sale", selling or offering for sale any pesticide;

~~[(24)]~~ (31) "Snails" or "slugs" includes all harmful mollusks;

~~[(25)]~~ (32) "Unreasonable adverse effects on the environment", any unreasonable risk to man or the environment, taking into account the economic, social, and environmental costs and benefits of the use of any pesticide;

~~[(26)]~~ (33) "Under the direct supervision of a certified applicator", when a pesticide is used by a competent person acting under the instructions and control of a certified applicator who is available if and when needed, even though such certified applicator is not physically present at the time and place the pesticide is used;

~~[(27)]~~ (34) "Use", mixing, loading, or applying~~[-storing or disposing of a]~~ any pesticide; cleaning pesticide equipment; or storing or disposing of pesticide containers, pesticides, spray mix, equipment wash waters, or other pesticide-containing materials;

~~[(28)]~~ (35) "Weed", any plant ~~[which]~~ that grows where not wanted; ~~[and~~

~~—————~~ ~~[(29)]~~ (36) "Wildlife", all living things that are neither human, domesticated, or pests, including, but not limited to, mammals, protected birds, and aquatic life.

281.025. 1. The director shall administer and enforce the provisions of sections 281.010 to 281.115 and shall have authority to issue regulations after a public hearing following due notice of not less than thirty days to all interested persons, in conformance with the provisions of chapter 536, to carry out the provisions of sections 281.010 to 281.115. Where the director finds that such regulations are needed to carry out the purpose and intent of

sections 281.010 to 281.115, such regulations may relate to, but need not be limited to, prescribing the time, place, manner, methods, materials, and amounts and concentrations, in connection with the use of the pesticide, and may restrict or prohibit use of pesticides in designated areas during specified periods of time and shall encompass all reasonable factors ~~[which]~~ **that** the director deems necessary to prevent damage or injury. In issuing such regulations, the director may give consideration to pertinent research findings and recommendations of other agencies of this state, the federal government, or other reliable sources. The director may by regulation require that notice of a proposed application of a pesticide be given to landowners adjoining the property to be treated or in the immediate vicinity thereof, if ~~[he]~~ **the director** finds that such notice is necessary to carry out the purpose of sections 281.010 to 281.115. ~~[The director may, by regulation, provide for the one-time emergency purchase and one-time emergency use of a restricted use pesticide by a private applicator.]~~

2. The pesticides on the list of restricted use pesticides, as determined by the federal agency having jurisdiction over the classification of pesticides, shall be so restricted in the state of Missouri. The director shall publish, at least annually, a list of pesticides ~~[which]~~ **that** have restricted uses. Such publication shall be made available to the public upon request. If the director determines that a pesticide, when used in accordance with its directions for use, warnings, and cautions, and for uses for which it is registered, may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator or other persons, the pesticide shall be used only by or under the direct supervision of a certified applicator~~[-or a private applicator with a permit]~~. Such pesticides may be subject to other restrictions as determined by the director, to include the time and conditions of possession and use.

3. No regulation, or any amendment or repeal thereof, provided for in sections 281.010 to 281.115 shall be adopted, except after public hearing giving an opportunity to the public to be heard, to be held after no less than thirty days' prior notice of the date, time, and place of hearing, to be given by regular mail to any person who has registered with the director for purposes of notice of such public hearings, in accordance with procedures prescribed by the director.

4. At any hearing, opportunity to be heard shall be afforded to any interested person upon written request received not later than twenty-four hours prior to the hearing, and may also be afforded to other persons. In addition, any interested person, whether or not heard, may submit within seven days subsequent to the hearing a written statement of views. The director may solicit the views in writing of persons who may be affected by, or interested in any proposed regulation. Any person heard or represented at the hearing, or making written request for notice, shall be given written notice of the action of the director with respect to the subject thereof.

5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

281.030. 1. The director may, by regulation, classify ~~[certified applicator, operator or technician]~~ licenses to be issued under sections 281.010 to 281.115. Such classifications may include but not be limited to commercial applicators, noncommercial applicators, private applicators, **provisional private applicators**, public operators ~~[or]~~ , pesticide technicians, **or noncertified RUP applicators**. Separate classifications may be specified as to ground, aerial, or manual methods used by any licensee to apply pesticides or to the use of pesticides for the control of pests.

2. The director may, by regulation, establish certification categories to be provided under each license classification. Each certification category shall be subject to separate testing procedures and requirements; provided, that no individual shall be required to pay an additional fee if ~~[he]~~ **the individual** is certified in one or all of the certification categories provided under the license for which ~~[he]~~ **the individual** has applied. The director may, by regulation, establish certification categories limited to the use of certain pesticides and issue a license therefor. Each certification category shall be subject to separate testing procedures covering only those pesticides for which the applicant seeks to be licensed.

3. The director may by regulation establish fees for identification documents.

281.035. 1. No individual shall engage in the business of determining the need for the use of, supervising the use of, **supervising the determination of the need for the use of**, or using any pesticide, in categories as specified by regulation, on the lands of another at any time without a certified commercial applicator's license issued by the director. A certified commercial applicator shall not determine the need for the use of, supervise the use of, **supervise the determination of the need for the use of**, or use any pesticide for any particular purpose unless ~~[he or she]~~ **the certified commercial applicator** has demonstrated ~~[his or her]~~ **such certified commercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. The director shall require an annual fee of sixty-five dollars for each certified commercial applicator's license issued. No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any **general use pesticide or minimum risk pesticide** on the land of another at any time unless such individual is a pesticide technician or pesticide technician trainee in such categories

as specified by regulation or is working under the direct supervision of a certified commercial applicator so authorizing, directing or instructing, in which case the certified commercial applicator shall be liable for any use of a **general use pesticide or minimum risk pesticide** by an individual operating under ~~[his or her]~~ **the certified commercial applicator's** direct supervision. The certified commercial applicator or the employer shall assure that the director is informed in writing within ten ~~[working]~~ days of the employment of any person as a pesticide technician or pesticide technician trainee.

2. **No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any restricted use pesticide on the land of another at any time unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified commercial applicator so authorizing, directing, or instructing, in which case the certified commercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified commercial applicator's direct supervision.**

3. Application for a certified commercial applicator's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified commercial applicator's license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications ~~[he or she]~~ **the applicant** had applied for, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of commercial applicators.

~~[4-]~~ 5. The director may renew any certified commercial applicator's license under the classification for which such applicant is licensed, ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge that may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[5-]~~ 6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, and if the applicant files evidence that the requirement for bonds or insurance has been met as required under section 281.065, the director shall issue a certified commercial applicator's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause; provided, such financial responsibility required under section 281.065 does not expire at an earlier date, in which case ~~[said]~~ **the license** shall expire upon the expiration date of the financial responsibility. The director may limit the license of the applicant to the use of certain ~~[restricted use]~~ pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ 7. The director shall require each certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer to maintain records with respect to applications of any pesticide, **including pesticides used under direct supervision by licensed pesticide technicians, pesticide technician trainees, and licensed noncertified RUP applicators**. Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer.

~~[7-]~~ 8. A person or individual engaged in the business of using pesticides on the lands of another, who is deprived of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator by reason of death, illness, incapacity, or any absence which the director determines is unavoidable, is authorized to continue business operations without the services of a certified commercial applicator for a period of time deemed appropriate by the director, but not to exceed sixty days; except that, no restricted-use pesticide shall be used, or caused to be used, by such person or individual. Any such person or individual shall immediately notify the director as to the absence of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator.

~~[8-]~~ 9. Every certified commercial applicator shall display ~~[his or her]~~ **the certified commercial applicator's** license in a prominent place at the site, location, or office from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator; that place, location, or office being at the address printed on the license.

~~[9-]~~ **10.** Every certified commercial applicator who changes the address from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.037. 1. Any individual who is not certified pursuant to section 281.035, 281.040, or 281.045~~[-, or has not been issued a private applicator permit pursuant to subsection 5 of section 281.040]~~ shall not use, or supervise the use of, any ~~[restricted use]~~ **restricted use** pesticide without a certified noncommercial applicator license. A certified noncommercial applicator shall not use, or supervise the use of, any restricted use pesticide for any purpose unless ~~[he or she]~~ **the certified noncommercial applicator** has demonstrated ~~[his or her]~~ **the certified noncommercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category.

2. **No certified noncommercial applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified noncommercial applicator or the certified noncommercial applicator's employer unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified noncommercial applicator so authorizing, directing, or instructing, in which case the certified noncommercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified noncommercial applicator's direct supervision.**

3. Application for a certified noncommercial applicator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ **4.** The director shall not issue a certified noncommercial applicator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he or she]~~ **the applicant** has applied, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of noncommercial applicators.

~~[4-]~~ **5.** If the director finds the applicant qualified to use restricted use pesticides in the classification for which ~~[he or she]~~ **the applicant** has applied, the director shall issue a certified noncommercial applicator license limited to the applicator categories in which ~~[he or she]~~ **the applicant** is certified. The license shall expire one year from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[5-]~~ **6.** The director may renew any certified noncommercial applicator license under the classification for which the license is issued ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to apply pesticides safely and properly.

~~[6-]~~ **7.** The director shall collect a fee of thirty-five dollars for each certified noncommercial applicator license issued.

~~[7-]~~ **8.** Any certified noncommercial applicator may use, or supervise the use of, restricted use pesticides only to or on lands or structures owned, leased or rented by ~~[himself or herself]~~ **the certified noncommercial applicator** or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

~~[8-]~~ **9.** The director shall require the certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer to maintain records with respect to applications of restricted use pesticides. Any relevant information ~~[which]~~ **that** the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

~~[9-]~~ **10.** Every certified noncommercial applicator shall display ~~[his or her]~~ **the certified noncommercial applicator's** license in a prominent place at the site, location, or office from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator; that place, location, or office being at the address printed on the license.

~~[10-]~~ **11.** Every certified noncommercial applicator who changes the address from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address.

The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.038. 1. ~~[After July 1, 1990,]~~ No individual working under the direct supervision of a certified commercial applicator shall determine the need for the use of **or use any general use pesticide [not use any] or minimum risk** pesticide in categories as specified by regulation, unless and until the individual has met the requirements of ~~[this chapter]~~ **sections 281.010 to 281.115.**

2. Application for a pesticide technician's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department.** Each application shall include such information as prescribed by the director by regulation and shall be received by the director within forty-five days of employment of the pesticide technician or pesticide technician trainee.

3. The director shall not issue a pesticide technician's license until the individual has demonstrated ~~[his or her]~~ **the applicant's** competence by completion of an approved training program to the satisfaction of the director.

4. The director may renew any pesticide technician's license under the classification for which that applicant is licensed subject to completion of an additional approved training program to the satisfaction of the director as prescribed by regulation.

5. The director shall collect a fee of thirty-five dollars for each pesticide technician license issued.

6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, the director shall issue a pesticide technician's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons for such denial of license.

7. In order for pesticide technicians to use or determine the need for the use of any general use pesticide:

(1) A certified commercial applicator shall be licensed to work from the same physical location as the pesticide technician; and

(2) The licensed certified commercial applicator shall be certified in the same use categories as the pesticide technician as specified by regulation.

8. A pesticide technician may complete retraining requirements and renew the technician's license without a certified commercial applicator working from the same physical location.

281.040. 1. No private applicator shall use any ~~[restricted use]~~ **restricted use** pesticide unless ~~[he]~~ **the private applicator** first complies with the requirements determined pursuant to subsection ~~[2 or 5]~~ **3** of this section, as necessary to prevent unreasonable adverse effects on the environment, including injury to the applicator or other persons, for that specific pesticide use.

2. No certified private applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified private applicator or the certified applicator's employer unless such individual is licensed as a certified private applicator or a certified provisional private applicator.

3. The private applicator shall qualify for a certified private applicator's license or a certified provisional private applicator's license by [either] attending [a course or completing an online course of instruction] an approved certification training program provided by University of Missouri Extension, completing an online certification training program provided by University of Missouri Extension, or by passing the required private applicator certification examination provided by the director on the use, handling, storage, and application of [restricted use] restricted use pesticides in the proper certification categories as specified by regulation. The content of the instruction shall be determined and revised as necessary by the director. Upon completion of the [course] certification training program, completion of the online certification training program, or passage of the required private applicator certification examination, the director shall issue a certified private applicator's license or certified provisional private applicator's license to the applicant. The director shall not collect a fee for the issuance of such license[; but the] . University of Missouri Extension [service may] shall collect [a fee for the actual cost of the materials necessary to complete the course of instruction] reasonable fees for study materials and for enrollment in certification or recertification programs administered in-person or online. [However, no fee] Such fees shall be assessed [or collected from an individual completing an online course of instruction. Both the director of the department and of the University of Missouri Extension service shall review such costs annually.] based on the majority decision of a review committee

convened every five years or as needed by the director. Such fees shall not exceed seventy-five dollars per program per applicant unless the members of the review committee representing statewide agricultural organizations vote unanimously in favor of setting the fee in an amount in excess of seventy-five dollars. Such committee shall be provided revenue and expense information for the training program from the University of Missouri Extension and information on the content of the instruction and method of delivery from the director. The review committee shall also determine a maximum in-seat training time limit for the training programs. The committee shall report its minutes, fee decisions, time limitation decisions, and its evaluation of the training provided to the chairs of the House of Representatives and Senate agriculture or equivalent committees. The review committee shall be composed of five members including:

- (1) The director;
- (2) The director of the University of Missouri Extension, or such director's designee;
- (3) The president of a statewide corn producers organization who actively grows corn, or such president's designee;
- (4) The president of a statewide soybean producers organization who actively grows soybeans, or such president's designee; and
- (5) The president of the state's largest general farm membership organization, or such president's designee.

~~[3-]~~ 4. A certified private applicator's license shall expire five years from date of issuance and may then be renewed without charge or additional fee. Any certified private applicator holding a valid license may renew that license for the next five years ~~[without additional training unless the director determines that additional knowledge related to the use of agricultural pesticides makes additional training necessary.]~~ **upon successful completion of approved recertification training or by passing the required private applicator certification examination.**

5. On the date of the certified provisional private applicator's eighteenth birthday, such certified provisional private applicator's license shall automatically be converted to a certified private applicator license reflecting the original expiration date from issuance. A certified provisional private applicator's license shall expire five years from date of issuance and may be renewed as a certified private applicator's license without charge or additional fee.

~~[4-]~~ 6. If the director does not qualify the private applicator under this section ~~[he]~~, **the director** shall inform the applicant in writing of the reasons therefor.

~~[5. The private applicator may apply to the director, or his designated agent, for a private applicator permit for the one-time emergency purchase and use of restricted use pesticides. When the private applicator has demonstrated his competence in the use of the pesticides to be purchased and used on a one-time emergency basis, he shall be issued a permit for the one-time emergency purchase and use of restricted use pesticides. The director or his designated agent shall not collect a fee for the issuance of such permit.]~~

281.045. 1. All agencies of the state of Missouri and the political subdivisions thereof, and any other governmental agency shall be subject to the provisions of sections 281.010 to 281.115 and rules adopted thereunder concerning the use of restricted use pesticides.

2. Public operators for agencies listed in subsection 1 of this section shall not use, or supervise the use of, any restricted use pesticides on any land or structure without a certified public operator license issued by the director. The certified public operator shall not use or supervise the use of any restricted use pesticide for any purpose unless ~~[he]~~ **the certified public operator** has demonstrated ~~[his]~~ **the certified public operator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. ~~[Any employee of any agency listed in subsection 1 of this section who is not licensed as a certified public operator may use restricted use pesticides only under the direct supervision of a certified public operator.]~~

3. No certified public operator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified public operator so authorizing, directing, or instructing, in which case the certified public operator shall be liable for any use of a restricted use pesticide by an individual operating under the certified public operator's direct supervision.

4. Application for a certified public operator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include all information prescribed by the director by regulation.

~~[4-]~~ 5. The director shall not issue a certified public operator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he]~~ **the applicant** has applied, and ~~[his]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of public operators.

~~[5-]~~ 6. If the director finds the applicant qualified to use pesticides in the classification for which ~~[he]~~ **the applicant** has applied, the director shall issue a license, without a fee, to the certified public operator who has so qualified. The certified public operator license shall be valid only when the operator is acting as an operator using, or supervising the use of, restricted use pesticides in the course of ~~[his]~~ **the operator's** employment. A certified public operator license shall expire three years from the date of issuance unless ~~[#]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ 7. The director may renew any certified public operator license under the classification for which that applicant is licensed~~[, subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[7-]~~ 8. The director shall require the certified public operator, or ~~[his]~~ **the certified public operator's** employer, to maintain records with respect to applications of restricted use pesticides. Any relevant information which the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified public operator or ~~[his]~~ **the certified public operator's** employer.

~~[8-]~~ 9. Agencies listed in subsection 1 of this section shall be subject to a legal action by any person damaged by any use of any pesticide, which may be brought in the county where the damage or any part thereof occurred.

~~[9-]~~ 10. Every certified public operator shall display ~~[his]~~ **the certified public operator's** license in a prominent place at the site, location, or office from which ~~[he]~~ **the certified public operator** will operate as a certified public operator, that place, location, or office being at the address printed on the license.

~~[10-]~~ 11. Every certified public operator who changes the address from which ~~[he]~~ **the certified public operator** will operate as a certified public operator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

12. Any person who volunteers to work for a public agency may use general use pesticides without a license under the supervision of the public agency on lands owned or managed by the state agency, political subdivision, or governmental agency.

281.048. 1. No individual shall use or determine the need for the use of any restricted use pesticide while working under the direct supervision of a certified commercial applicator until the individual has met the requirements of this section.

2. No individual shall use restricted use pesticides while working under the direct supervision of a certified noncommercial applicator or certified public operator until the individual has met the requirements of this section.

3. Application for a noncertified RUP applicator's license shall be submitted to the director on a designated form obtained from the department. Each application shall include such information as prescribed by the director by regulation.

4. The director shall issue or renew a noncertified RUP applicator license once an individual has met the requirements set forth in 40 C.F.R. 171.201(c)(1) or (3). The director shall collect an annual fee of thirty-five dollars for each noncertified RUP applicator license issued. The license shall be valid for one year unless revoked or suspended by the department prior to its expiration. Any individual whose application is denied shall receive a written explanation as to the determination of the denial.

5. Individuals holding a valid noncertified RUP applicator license may use and determine the need for the use of restricted use pesticides, general use pesticides, and minimum risk pesticides under the direct supervision of a certified commercial applicator and only for the categories in which the commercial applicator is certified. The director may limit the license of the applicant to the use of certain pesticides, to certain areas, or to certain types of equipment if the applicant is only so qualified.

6. Every certified commercial applicator, certified noncommercial applicator, or certified public operator providing direct supervision to a licensed noncertified RUP applicator shall immediately notify the director when the licensed noncertified RUP applicator has changed address from which the applicator or operator will operate as a licensed noncertified RUP applicator or when the noncertified RUP applicator's

employment has been terminated. The director shall immediately issue a revised license upon which shall be printed the change of address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

7. A noncertified RUP applicator may complete retraining requirements and renew the applicator's license without a certified commercial applicator, certified noncommercial applicator, or certified public operator working from the same physical location.

8. Every licensed noncertified RUP applicator shall display the applicator's license in a prominent place at the site, location, or office from which the applicator will operate as a noncertified RUP applicator, that place, location, or office being at the address printed on the license.

281.050. 1. No individual shall act in the capacity of a pesticide dealer or shall engage in the business of, advertise as, or assume to act as a pesticide dealer unless ~~he or she~~ **the individual** has obtained a license from the director ~~which~~ **that** shall expire one year from date of issuance. ~~[An individual shall be required to obtain a license for]~~ Each **pesticide dealership** location or outlet from which ~~such~~ **restricted use** pesticides are distributed, sold, held for sale, or offered for sale at retail or wholesale direct to the end user~~]. Pesticide dealers may be designated by the director as agents of the state for the purpose of issuing permits for restricted use pesticides to private applicators]~~ shall have at least one individual licensed as a pesticide dealer. Any individual possessing restricted use pesticides and selling or holding and offering for sale restricted use pesticides at retail or wholesale from a motor vehicle shall be licensed as a pesticide dealer. For the purposes of this subsection, "selling or holding and offering for sale" shall not include solely transporting product in commerce. No individual shall be issued more than one pesticide dealer license.

2. Application for a pesticide dealer's license shall be made on a designated form obtained from the ~~director's office~~ **department**. The director shall collect a fee of thirty-five dollars for the issuance of each license. The provisions of this section shall not apply to a pesticide applicator who sells pesticides only as an integral part of ~~his or her~~ **the applicator's** pesticide application service when such pesticides are dispensed only through apparatuses used for such pesticide applications. The provisions of this section shall not apply to any federal, state, or county agency ~~which~~ **that** provides pesticides for its own programs.

3. Each applicant shall satisfy the director as to ~~his or her~~ **the applicant's** knowledge of the laws and regulations governing the use and sale of pesticides and ~~his or her~~ **the applicant's** responsibility in carrying on the business of a pesticide dealer **by passing a pesticide dealer examination provided by the director**. Each licensed pesticide dealer shall be responsible for insuring that all of ~~his or her~~ **the dealer's** employees and agents who sell or recommend restricted use pesticides have adequate knowledge of the laws and regulations governing the use and sale of such restricted use pesticides.

4. Each pesticide dealer shall be responsible for the acts of each person employed by ~~him or her~~ **the dealer** in the solicitation and sale of pesticides and all claims and recommendations for use of pesticides. The dealer's license shall be subject to denial, suspension, or revocation after a hearing for any violation of sections 281.010 to 281.115 whether committed by the dealer, or by the dealer's officer, agent or employee.

5. No pesticide dealer shall sell, give away, or otherwise make available any restricted use pesticides to anyone but certified **commercial applicators, certified noncommercial** applicators ~~or~~ **, certified public** operators, or to **certified** private applicators ~~[who have met the requirements of subsection 5 of section 281.040;]~~ **holding valid certifications in proper certification categories** or to other **licensed** pesticide dealers, except that pesticide dealers may allow the designated representative of such certified applicators, operators or private applicators to take possession of restricted use pesticides when those restricted use pesticides are purchased by and for use by or under the direct supervision of such certified applicator, operator or private applicator.

6. The director shall require the pesticide dealer, or ~~his or her~~ **the dealer's** employer, to maintain books and records with respect to sales of restricted use pesticides **at each dealership location or outlet**. Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of sale of the restricted use pesticide to which such records refer, and the director shall upon request in writing be furnished with a copy of such records by any licensed pesticide dealer or ~~his or her~~ **the dealer's** employer.

7. Every licensed pesticide dealer who changes ~~his or her~~ **the dealer's** address or place of business shall immediately notify the director.

281.055. 1. If the ~~application for~~ renewal of any license~~;~~ or certification ~~or permit~~ provided for in ~~this chapter~~ **sections 281.010 to 281.115** is not filed prior to the expiration date in any year, a penalty of twenty-five percent shall be assessed and added to the original fee and shall be paid by the applicant before the license~~;~~ or certification ~~or permit~~ shall be renewed~~;~~ ~~provided, that such penalty shall not apply if the applicant furnishes an affidavit certifying that he has not engaged in the business subsequent to the expiration of his license, certification or~~

~~permit~~]. Any person holding a current valid license~~;~~ **or** certification ~~[or permit]~~ may renew the license~~;~~ **or** certification ~~[or permit]~~ for the next year without taking another examination unless the director determines that additional knowledge related to classifications for which the applicant has applied makes a new examination necessary. However, if the license is not renewed within sixty days following the date of expiration ~~[then]~~ , **the license shall be cancelled and** the licensee shall be required to satisfy all the requirements of licensure as if such person was never licensed.

2. The director may promulgate reasonable regulations requiring additional training and instruction on the part of any applicant for a license issued under sections 281.010 to 281.115.

3. The director shall have prepared for prospective licensee's use~~;~~ a book of guidelines of factual necessary information related to the requirements of sections 281.010 to 281.115. A reasonable fee may be collected for ~~said~~ **the** publication.

281.060. 1. The director, after inquiry, and after opportunity for a hearing, may deny, suspend, revoke, or modify the provisions of any license~~;~~ ~~permit~~ or certification issued under sections 281.010 to 281.115, if ~~[he]~~ **the director** finds that the applicant or the holder of a license~~;~~ ~~permit~~ or certification has violated any provision of sections 281.010 to 281.115, or any regulation issued thereunder, or has been convicted or subject to a final order imposing a civil or criminal penalty pursuant to the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, or has been convicted, or is the subject of prosecution, in ~~[another]~~ **this state or in any** state or protectorate of the United States, or has had a pesticide applicator license~~;~~ **or** certificate ~~[or permit]~~ denied, suspended, revoked or modified by ~~[another]~~ **any** state or protectorate of the United States, or the person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of any profession licensed or regulated under ~~[this chapter]~~ **sections 281.010 to 281.115**, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed. **Licensed certified applicators, licensed noncertified RUP applicators, licensed pesticide technicians, and licensed pesticide dealers shall notify the department within ten days of any conviction of or plea to any offense listed in this section.**

2. If the director determines, after inquiry and opportunity for a hearing, that any ~~[individual]~~ **person** is in violation of any provision of sections 281.010 to 281.115, or any regulations issued thereunder, the director shall have the authority to assess a civil penalty of not more than one thousand dollars for each violation, and in addition, may order that restitution be made to any person.

3. In the event that a person penalized or ordered to pay restitution under this section fails to pay the penalty or restitution, the director may apply to the circuit court of Cole County for, and the court is authorized to enter, an order enforcing the assessed penalty or restitution.

281.063. The director may subpoena witnesses and compel the production of books, documents, and records anywhere in the state in any hearing affecting the authority or privilege granted by a license~~;~~ **or** certificate ~~[or permit]~~ issued under the provisions of sections 281.010 to 281.115.

281.065. 1. The director shall not issue a certified commercial applicator's license until the applicant or the employer of the applicant has furnished evidence of financial responsibility with the director consisting either of a surety bond or a liability insurance policy or certification thereof, protecting persons who may suffer legal damages as a result of ~~[the operations of]~~ **pesticide use by** the applicant; except that, such surety bond or liability insurance policy need not apply to damages or injury to crops, plants or land being worked upon by the applicant. Following the receipt of the initial license, the certified commercial applicator shall not be required to furnish evidence of financial responsibility to the department for the purpose of license renewal unless upon request. Annual renewals for surety bonds or liability insurance shall be maintained at the business location from which the certified commercial applicator is licensed. Valid surety bonds or liability insurance certificates shall be available for inspection by the director ~~[or his or her designee]~~ at a reasonable time during regular business hours or, upon a request in writing, the director shall be furnished a copy of the surety bond or liability insurance certificate within ten ~~[working]~~ days of receipt of the request.

2. The amount of the surety bond or liability insurance required by this section shall be not less than fifty thousand dollars for each occurrence. Such surety bond or liability insurance shall be maintained at not less than that sum at all times during the licensed period. The director shall be notified by the surety or insurer within twenty days prior to any cancellation or reduction of the surety bond or liability insurance. If the surety bond or liability insurance policy which provides the financial responsibility for the certified commercial applicator is provided by the employer of the certified commercial applicator, the employer of the certified commercial applicator shall

immediately notify the director upon the termination of the employment of the certified commercial applicator or when a condition exists under which the certified commercial applicator is no longer provided bond or insurance coverage by the employer. The certified commercial applicator shall then immediately execute **and submit to the director** a surety bond or an insurance policy to cover the financial responsibility requirements of this section and the certified commercial applicator or the applicator's employer shall maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed. The director may accept a liability insurance policy or surety bond in the proper sum which has a deductible clause in an amount not exceeding one thousand dollars; except that, if the bond- or policyholder has not satisfied the requirement of the deductible amount in any prior legal claim, such deductible clause shall not be accepted by the director unless the bond- or policyholder executes and maintains a surety bond or liability insurance which shall satisfy the amount of the deductible as to all claims that may arise in ~~[his or her]~~ **the bond- or policyholder's** application of pesticides.

3. If the surety becomes unsatisfactory, **the commercial applicator license shall expire and become invalid and** the bond- or policyholder shall immediately execute **and submit to the director** a new bond or insurance policy and maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed, and if ~~[he or she]~~ **the bond- or policyholder** fails to do so, the director shall cancel ~~[his or her]~~ **the bond- or policyholder** license, or deny the license of an applicant, and give ~~[him or her]~~ **the bond- or policyholder** notice of cancellation or denial, and it shall be unlawful thereafter for the applicant to engage in the business of using pesticides until the bond or insurance is brought into compliance with the requirements of subsection 1 of this section. If the bond- or policyholder does not execute a new bond or insurance policy within sixty days of expiration of such bond or policy, the licensee shall be required to satisfy all the requirements for licensure as if never before licensed.

4. Nothing in sections 281.010 to 281.115 shall be construed to relieve any person from liability for any damage to the person or lands of another caused by the use of pesticides even though such use conforms to the rules and regulations of the director.

281.070. 1. The director may investigate the use of any pesticide or claims of damages ~~[which]~~ **that** result from the use of any pesticide.

2. Any person who claims to have been damaged as a result of a pesticide use and who requests an investigation of that damage by the director shall file with the director, on a form provided by the director, a written statement claiming that ~~[he]~~ **the person** has been damaged. Damage statements shall be filed within thirty days after the date the damage is alleged to have occurred, unless a growing crop is alleged to have been damaged. If a growing crop is alleged to have been damaged, the damage statement shall be filed at least two weeks prior to the time that twenty-five percent of that crop has been harvested. The director shall, upon receipt of the statement, notify the person alleged to have caused the damage and the owner or lessee of the land, or other person who may be charged with the responsibility of the damages claimed, and furnish copies of any statements which may be requested. The director shall inspect damages whenever possible and ~~[he]~~ **the director** shall make ~~[his]~~ **the director's** inspection reports available to the person claiming damage and to the person who is alleged to have caused the damage. Where damage is alleged to have occurred, the claimant shall permit the director, the licensee, and ~~[his]~~ **the licensee's** representatives, such as the bondsman or insurer, to observe, within reasonable hours, the lands or nontarget organism alleged to have been damaged.

3. The filing of or the failure to file need not be alleged in any complaint which might be filed in a court of law, and the failure to file a damage claim shall not be considered any bar to the maintenance of any criminal or civil action. The failure to file such a report shall not be a violation of sections 281.010 to 281.115. However, if the person failing to file such report is the only one injured from such use or application of a pesticide by others, the director may, when in the public interest, refuse to hold a hearing for the denial, suspension, or revocation of a license ~~[or permit]~~ issued under sections 281.010 to 281.115 until such report is filed.

4. The director may in the conduct of any investigation or hearing authorized or held by ~~[him]~~ **the director:**

- (1) Examine, or cause to be examined, under oath, any person;
- (2) Examine, or cause to be examined, books and records of the sale or use of any pesticide directly related to the investigation;
- (3) Hear such testimony and take such evidence as will assist ~~[him]~~ **the director** in the discharge of ~~[his]~~ **the director's** duties under ~~[this chapter]~~ **sections 281.010 to 281.115;**
- (4) Administer or cause to be administered ~~[oath]~~ **oaths;** and
- (5) Issue subpoenas to require the attendance of witnesses and the production of books and records directly related to the investigation.

281.075. ~~[4-]~~ The director may issue a ~~[license or]~~ **pesticide applicator** certification on a reciprocal basis with other states without examination to a nonresident who is licensed ~~[or]~~ **as a certified [in another state-substantially] applicator in accordance with the reciprocating state's requirements and is a resident of the reciprocating state. A pesticide applicator certification shall be issued** in accordance with the provisions of sections 281.010 to 281.115; except that, financial responsibility ~~[must]~~ **shall** be filed pursuant to section 281.065. Fees collected shall be the same as for resident licenses or certification.

~~[2.— Any nonresident applying for any license under section 281.035, 281.037, 281.038 or 281.050 to operate in the state of Missouri shall designate in writing the secretary of state as the agent of such nonresident upon whom process may be served as provided by law; except that, any such nonresident who has designated a resident agent upon whom process may be served as provided by law shall not be required to designate the secretary of state as such agent. The secretary of state shall be allowed such fees therefor as provided by law for designating resident agents. The director shall be furnished with a copy of such designation of the secretary of state or of a resident agent, such copy to be certified by the secretary of state.]~~

281.085. No person shall discard, transport, or store any pesticide or pesticide containers in such a manner **that is inconsistent with label directions or** as to cause injury to humans, vegetation, crops, livestock, wildlife, beneficial insects, or to pollute any waterway. The director may promulgate rules and regulations governing the discarding and storing of such pesticide or pesticide containers. In determining these rules and regulations the director shall take into consideration any regulations issued by the federal Environmental Protection Agency.

281.101. 1. It shall be unlawful for any ~~[individual]~~ **person** to violate any provision of sections 281.010 to 281.115, or any regulation issued thereunder.

2. The following are determined to be unlawful acts:

(1) It shall be unlawful to recommend for use, ~~[to]~~ **cause to use**, use, or ~~[to]~~ supervise the use of any pesticide in a manner inconsistent with its labeling required by labeling requirements of FIFRA, **the** Missouri pesticide use act or **the** Missouri pesticide registration act;

(2) It shall be unlawful for any ~~[individual]~~ **person** to misuse any pesticide;

(3) **It shall be unlawful for any person to use or supervise the use of pesticides that are cancelled or suspended;**

(4) **It shall be unlawful for any person not holding a valid certified applicator license in proper certification categories or a valid pesticide dealer license to purchase or acquire restricted use pesticides;**

(5) It shall be unlawful to make any false or misleading statements during the course of an investigation into the sale, distribution, use, or misuse of any pesticide;

~~[(4)]~~ (6) It shall be unlawful to make any false or misleading statement on any application, form, or document submitted to the director concerning licensing pursuant to sections 281.010 to 281.115 or any regulations issued thereunder;

~~[(5)]~~ (7) It shall be unlawful to make any false, misleading, or fraudulent statement or claim, through any media, ~~[which]~~ **that** misrepresents the effects of any pesticide, the methods to be utilized in the application of any pesticide, or the qualifications of the person determining the need for the use of any pesticide or using any pesticide;

~~[(6)]~~ (8) It shall be unlawful to make any false or misleading statement specifying~~[-]~~ or inferring that a person or ~~[his]~~ **the person's** methods are recommended by any branch of government or that any pesticide work done will be inspected by any branch of government;

~~[(7)]~~ (9) It shall be unlawful to aid or abet any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder, or to conspire with any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder; **and**

(10) **It shall be unlawful for any person to steal or attempt to steal pesticide certification examinations or examination materials, cheat on pesticide certification examinations, evade completion of recertification or retraining requirements, or to aid or abet any person in stealing or attempting to steal examinations or examination materials, cheating on examinations, or evading recertification or retraining requirements.**

3. Other acts ~~[which]~~ **that** are not specified, but ~~[which]~~ **that** violate sections 281.010 to 281.115 or regulations issued thereunder, shall nevertheless be unlawful."; and

Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after all of said section and line the following:

"Section B. The repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of section A of this act and the enactment of section 281.048 of section A of this act shall become effective on July 1, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shaul offered **House Amendment No. 1 to House Amendment No. 19.**

*House Amendment No. 1
to
House Amendment No. 19*

AMEND House Amendment No. 19 to House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 17, Line 22, by deleting said line and inserting in lieu thereof the following:

"281.115 or regulations issued thereunder, shall nevertheless be unlawful.

313.800. 1. As used in sections 313.800 to 313.850, unless the context clearly requires otherwise, the following terms mean:

(1) "Adjusted gross receipts", the gross receipts from licensed gambling games and devices less winnings paid to wagerers;

(2) "Applicant", any person applying for a license authorized under the provisions of sections 313.800 to 313.850;

(3) "Bank", the elevations of ground which confine the waters of the Mississippi or Missouri Rivers at the ordinary high water mark as defined by common law;

(4) "Capital, cultural, and special law enforcement purpose expenditures" shall include any disbursement, including disbursements for principal, interest, and costs of issuance and trustee administration related to any indebtedness, for the acquisition of land, land improvements, buildings and building improvements, vehicles, machinery, equipment, works of art, intersections, signing, signalization, parking lot, bus stop, station, garage, terminal, hanger, shelter, dock, wharf, rest area, river port, airport, light rail, railroad, other mass transit, pedestrian shopping malls and plazas, parks, lawns, trees, and other landscape, convention center, roads, traffic control devices, sidewalks, alleys, ramps, tunnels, overpasses and underpasses, utilities, streetscape, lighting, trash receptacles, marquees, paintings, murals, fountains, sculptures, water and sewer systems, dams, drainage systems, creek bank restoration, any asset with a useful life greater than one year, cultural events, and any expenditure related to a law enforcement officer deployed as horse-mounted patrol, school resource or drug awareness resistance education (D.A.R.E) officer;

(5) "Cheat", to alter the selection of criteria which determine the result of a gambling game or the amount or frequency of payment in a gambling game;

(6) "Commission", the Missouri gaming commission;

(7) "Credit instrument", a written check, negotiable instrument, automatic bank draft or other authorization from a qualified person to an excursion gambling boat licensee or any of its affiliated companies licensed by the commission authorizing the licensee to withdraw the amount of credit extended by the licensee to such person from the qualified person's banking account in an amount determined under section 313.817 on or after a date certain of not more than thirty days from the date the credit was extended, and includes any such writing taken in consolidation, redemption or payment of a previous credit instrument, but does not include any interest-bearing installment loan or other extension of credit secured by collateral;

(8) "Dock", the location in a city or county authorized under subsection 10 of section 313.812 which contains any natural or artificial space, inlet, hollow, or basin, in or adjacent to a bank of the Mississippi or Missouri Rivers, next to a wharf or landing devoted to the embarking of passengers on and disembarking of passengers from a gambling excursion but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(9) "Excursion gambling boat", a boat, ferry ~~or~~, other floating facility, **or any nonfloating facility** licensed by the commission on which gambling games are allowed;

(10) "Fiscal year" ~~[shall for the purposes of subsections 3 and 4 of section 313.820 mean]~~, the fiscal year of a home dock city or county;

(11) "Floating facility", any facility built or originally built as a boat, ferry or barge licensed by the commission on which gambling games are allowed;

(12) "Gambling excursion", the time during which gambling games may be operated on an excursion gambling boat whether docked or during a cruise;

(13) "Gambling game" includes, but is not limited to, games of skill or games of chance on an excursion gambling boat but does not include gambling on sporting events; provided such games of chance are approved by amendment to the Missouri Constitution;

(14) "Games of chance", any gambling game in which the player's expected return is not favorably increased by ~~[his or her]~~ **the player's** reason, foresight, dexterity, sagacity, design, information or strategy;

(15) "Games of skill", any gambling game in which there is an opportunity for the player to use ~~[his or her]~~ **the player's** reason, foresight, dexterity, sagacity, design, information or strategy to favorably increase the player's expected return; including, but not limited to, the gambling games known as "poker", "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow poker", "Texas hold'em", "double down stud", and any video representation of such games;

(16) "Gross receipts", the total sums wagered by patrons of licensed gambling games;

(17) "Holder of occupational license", a person licensed by the commission to perform an occupation within excursion gambling boat operations which the commission has identified as requiring a license;

(18) "Licensee", any person licensed under sections 313.800 to 313.850;

(19) "Mississippi River" and "Missouri River", the water, bed and banks of those rivers, including any space filled **wholly or partially** by the water of those rivers ~~[for docking purposes]~~ in a manner approved by the commission but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(20) **"Nonfloating facility", any structure within one thousand feet of the Missouri or Mississippi River that contains at least two thousand gallons of water beneath or inside the facility either by an enclosed space containing such water or in rigid or semirigid storage containers or structures;**

(21) "Supplier", a person who sells or leases gambling equipment and gambling supplies to any licensee.

2. (1) In addition to the games of skill defined in this section, the commission may approve other games of skill upon receiving a petition requesting approval of a gambling game from any applicant or licensee. The commission may set the matter for hearing by serving the applicant or licensee with written notice of the time and place of the hearing not less than five days prior to the date of the hearing and posting a public notice at each commission office. The commission shall require the applicant or licensee to pay the cost of placing a notice in a newspaper of general circulation in the applicant's or licensee's home dock city or county. The burden of proof that the gambling game is a game of skill is at all times on the petitioner. The petitioner shall have the affirmative responsibility of establishing ~~[his or her]~~ **the petitioner's** case by a preponderance of evidence including:

~~[(1)]~~ (a) Is it in the best interest of gaming to allow the game; and

~~[(2)]~~ (b) Is the gambling game a game of chance or a game of skill?

(2) All testimony shall be given under oath or affirmation. Any citizen of this state shall have the opportunity to testify on the merits of the petition. The commission may subpoena witnesses to offer expert testimony. Upon conclusion of the hearing, the commission shall evaluate the record of the hearing and issue written findings of fact that shall be based exclusively on the evidence and on matters officially noticed. The commission shall then render a written decision on the merits which shall contain findings of fact, conclusions of law and a final commission order. The final commission order shall be within thirty days of the hearing. Copies of the final commission order shall be served on the petitioner by certified or overnight express mail, postage prepaid, or by personal delivery.

313.805. The commission shall have full jurisdiction over and shall supervise all gambling operations governed by sections 313.800 to 313.850. The commission shall have the following powers and shall promulgate rules and regulations to implement sections 313.800 to 313.850:

(1) To investigate applicants and determine the priority and eligibility of applicants for a license and to select among competing applicants for a license the applicant which best serves the interests of the citizens of Missouri;

(2) To license the operators of excursion gambling boats and operators of gambling games within such boats, to identify occupations within the excursion gambling boat operations which require licensing, and adopt standards for licensing the occupations including establishing fees for the occupational licenses and to license suppliers;

(3) To adopt standards under which all excursion gambling boat operations shall be held and standards for the facilities within which the gambling operations are to be held. Notwithstanding the provisions of chapter 311 to the contrary, the commission may authorize the operation of gambling games on an excursion gambling boat which is also licensed to sell or serve alcoholic beverages, wine, or beer. The commission shall regulate the wagering structure for gambling excursions, provided that the commission shall not establish any regulations or policies that limit the amount of wagers, losses, or buy-in amounts;

(4) To enter the premises of excursion gambling boats, facilities, or other places of business of a licensee within this state to determine compliance with sections 313.800 to 313.850;

(5) To investigate alleged violations of sections 313.800 to 313.850 or the commission rules, orders, or final decisions;

(6) To assess any appropriate administrative penalty against a licensee, including, but not limited to, suspension, revocation, and penalties of an amount as determined by the commission up to three times the highest daily amount of gross receipts derived from wagering on the gambling games, whether unauthorized or authorized, conducted during the previous twelve months as well as confiscation and forfeiture of all gambling game equipment used in the conduct of unauthorized gambling games. Forfeitures pursuant to this section shall be enforced as provided in sections 513.600 to 513.645;

(7) To require a licensee, an employee of a licensee or holder of an occupational license to remove a person violating a provision of sections 313.800 to 313.850 or the commission rules, orders, or final orders, or other person deemed to be undesirable from the excursion gambling boat or adjacent facilities;

(8) To require the removal from the premises of a licensee, an employee of a licensee, or a holder of an occupational license for a violation of sections 313.800 to 313.850 or a commission rule or engaging in a fraudulent practice;

(9) To require all licensees to file all financial reports required by rules and regulations of the commission;

(10) To issue subpoenas for the attendance of witnesses and subpoenas duces tecum for the production of books, records, and other pertinent documents, and to administer oaths and affirmations to the witnesses, when, in the judgment of the commission, it is necessary to enforce sections 313.800 to 313.850 or the commission rules;

(11) To keep accurate and complete records of its proceedings and to certify the records as may be appropriate;

(12) To ensure that the gambling games are conducted fairly. No gambling device shall be set to pay out less than eighty percent of all wagers;

(13) To require all licensees of gambling game operations to use a cashless wagering system whereby all players' money is converted to physical or electronic tokens, electronic cards, or chips which only can be used on the excursion gambling boat;

(14) To require excursion gambling boat licensees to develop a system, approved by the commission, that allows patrons the option to prohibit the excursion gambling boat licensee from using identifying information for marketing purposes. The provisions of this subdivision shall apply only to patrons giving identifying information for the first time. Such system shall be submitted to the commission by October 1, 2000, and approved by the commission by January 1, 2001. The excursion gambling boat licensee shall use identifying information obtained from patrons who have elected to have marketing blocked under the provisions of this section only for the purposes of enforcing the requirements contained in sections 313.800 to 313.850. This section shall not prohibit the commission from accessing identifying information for the purposes of enforcing section 313.004 and sections 313.800 to 313.850;

(15) To determine which of the authorized gambling games will be permitted on any licensed excursion gambling boat;

(16) ~~[Excursion gambling boats shall cruise, unless the commission finds that the best interest of Missouri and the safety of the public indicate the need for continuous docking of the excursion gambling boat in any city or county authorized pursuant to subsection 10 of section 313.812.]~~ The commission shall base its decision to ~~[allow continuously docked]~~ **license** excursion gambling boats on any of the following criteria: the docking location or the excursion cruise could cause danger to the boat's passengers, violate federal law or the law of another state, or cause disruption of interstate commerce or possible interference with railway or barge transportation. ~~[In addition,]~~ The commission shall consider economic feasibility or impact that would benefit land-based development and permanent job creation. The commission shall not discriminate among applicants for ~~[continuous docking]~~ **boats** that are similarly situated with respect to the criteria set forth in this section;

(17) The commission shall render a finding concerning ~~[the possibility of continuous docking, as described in subdivision (15) of this section,]~~ **the transition from a boat, barge, or floating facility to a nonfloating facility** within thirty days after a hearing on any request from an applicant or licensee. Such hearing may be held prior to any final action on licensing to assist an applicant and any city or county in the finalizing of their economic development plan;

(18) To require any applicant for a license or renewal of a license to operate an excursion gambling boat to provide an affirmative action plan which has as its goal the use of best efforts to achieve maximum employment of African-Americans and other minorities and maximum participation in the procurement of contractual purchases of goods and services. This provision shall be administered in accordance with all federal and state employment laws, including Title VII of the Civil Rights Act of 1964, as amended by the Civil Rights Act of 1991. At license renewal, the licensee will report on the effectiveness of the plan. The commission shall include the licensee's reported information in its annual report to the joint committee on gaming and wagering;

(19) To take any other action as may be reasonable or appropriate to enforce sections 313.800 to 313.850 and the commission rules.

313.812. 1. **(1)** The commission may issue licenses pursuant to subsection 1 of section 313.807 when it is satisfied that the applicant has complied with all rules and regulations, including an update of all information provided to the commission in the licensee's initial application. The commission shall decide the number, location and type of excursion gambling boat in a city or county under subsection 10 of this section. The license shall set forth the name of the licensee, the type of license granted, the place where the excursion gambling boat will operate ~~[and]~~ **or dock**, including the docking of an excursion gambling boat which is continuously docked, and other information the commission deems appropriate. The commission shall have the ultimate responsibility of deciding the number, location, and type of excursion gambling boats licensed in a city or county; however, any city or county which has complied with the provisions of subsection 10 of this section shall submit to the commission a plan outlining the following:

- ~~[(1)]~~ **(a)** The recommended number of licensed excursion gambling boats operating in such city or county;
- ~~[(2)]~~ **(b)** The recommended licensee or licensees operating in such city or county;
- ~~[(3)]~~ **(c)** The community's economic development or impact and affirmative action plan concerning minorities' and women's ownership, contracting and employment for the waterfront development;
- ~~[(4)]~~ **(d)** The city or county proposed sharing of revenue with any other municipality;
- ~~[(5)]~~ **(e)** Any other information such city or county deems necessary; and
- ~~[(6)]~~ **(f)** Any other information the commission may determine is necessary.

(2) The commission shall provide for due dates for receiving such plan from the city or county.

2. A license to operate an excursion gambling boat shall only be granted to an applicant upon the express conditions that:

(1) The applicant shall not, by a lease, contract, understanding, or arrangement of any kind, grant, assign, or turn over to a person the operation of an excursion gambling boat licensed under this section or of the system of wagering described in section 313.817. This section does not prohibit a management contract with a person licensed by the commission; and

(2) The applicant shall not in any manner permit a person other than the licensee and the management licensee to have a share, percentage, or proportion of the money received for admissions to the excursion gambling boat.

3. The commission shall require, as a condition of granting a license, that an applicant operate an excursion gambling boat which, as nearly as practicable, resembles or is a part of Missouri's or the home dock city's or county's riverboat history.

4. The commission shall encourage through its rules and regulations the use of Missouri resources, goods and services in the operation of any excursion gambling boat.

5. The excursion gambling boat shall provide for nongaming areas, food service and a Missouri theme gift shop. The amount of space used for gaming shall be determined in accordance with all rules and regulations of the commission and, **if applicable**, the United States Coast Guard safety regulations.

6. A license to operate gambling games or to operate an excursion gambling boat shall not be granted unless the applicant has, through clear and convincing evidence, demonstrated financial responsibility sufficient to meet adequately the requirements of the proposed enterprise.

7. Each applicant shall establish by clear and convincing evidence its fitness to be licensed. Without limitation, the commission may deny a license based solely on the fact that there is evidence that any of the following apply:

(1) The applicant has been suspended from operating an excursion gambling boat or a game of chance or gambling operation in another jurisdiction by a board or commission of that jurisdiction;

(2) The applicant is not the true owner of the enterprise proposed;

(3) The applicant is not the sole owner, and other persons have ownership in the enterprise, which fact has not been disclosed;

(4) The applicant is a corporation that is not publicly traded and ten percent or more of the stock of the corporation is subject to a contract or option to purchase at any time during the period for which the license is to be issued unless the contract or option was disclosed to the commission and the commission approved the sale or transfer during the period of the license;

(5) The applicant has knowingly made a false statement of a material fact to the commission; or

(6) The applicant has failed to meet a valid, bona fide monetary obligation in connection with an excursion gambling boat.

8. A license shall not be granted if the applicant has not established the applicant's good repute and moral character or if the applicant has pled guilty to, or has been convicted of, a felony. No licensee shall employ or contract with any person who has pled guilty to, or has been convicted of, a felony to perform any duties directly connected with the licensee's privileges under a license granted pursuant to this section, except that employees performing nongaming related occupations as determined by the commission shall be exempt from the requirements of this subsection.

9. Except as provided in section 313.817, a licensee shall not lend to any person money or any other thing of value for the purpose of permitting that person to wager on any gambling game authorized by law. This does not prohibit credit card or debit card transactions or cashing of checks. Any check cashed, other than a credit instrument, ~~must~~ **shall** be deposited within twenty-four hours. Except for any credit instrument, the commission may require licensees to verify a sufficient account balance exists before cashing any check. Any licensee who violates the provisions of this subsection shall be subject to an administrative penalty of five thousand dollars for each violation. Such administrative penalties shall be assessed and collected by the commission.

10. (1) Gambling excursions including the operation of gambling games on an excursion gambling boat which is not continuously docked shall be allowed only on the Mississippi River and the Missouri River. No license to conduct gambling games on an excursion gambling boat in a city or county shall be issued unless and until the qualified voters of the city or county approve such activities pursuant to this subsection. The question shall be submitted to the qualified voters of the city or county at a general, primary or special election upon the motion of the governing body of the city or county or upon the petition of fifteen percent of the qualified voters of the city or county determined on the basis of the number of votes cast for governor in the city or county at the last election held prior to the filing of the petition.

(2) The question shall be submitted in substantially the following form:

Shall the City (County) of _____ allow the licensing of excursion gambling boats or floating facilities as now or hereafter provided by Missouri gaming law in the city (county)?

☐ YES ☐ NO

(3) If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the commission may license excursion gambling boats in that city or county and such boats may operate on the Mississippi River and the Missouri River. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the commission shall not license such excursion gambling boats in such city or county unless and until the question is again submitted to and approved by a majority of the qualified voters of the city or county at a later election. Excursion gambling boats may only dock in a city or unincorporated area of a county which approves licensing of such excursion gambling boats pursuant to this subsection, but gambling operations may be conducted at any point on the Mississippi River or the Missouri River during an excursion. Those cities and counties which have approved by election pursuant to this subsection, except those cities or counties which have subsequently rejected by election, the licensing of any type of excursion gambling boats in the city or county prior to April 6, 1994, are exempt from any local election requirement of this section as such previous election shall have the same effect as if held after May 20, 1994.

11. If a docking fee is charged by a city or a county, a licensee operating an excursion gambling boat shall pay the docking fee prior to the start of the excursion season.

12. Any licensee shall not be delinquent in the payment of property taxes or other taxes or fees or in the payment of any other contractual obligation or debt due or owed to the state or a political subdivision of the state.

13. An excursion gambling boat licensed by the state shall meet all of the requirements of chapter 306 and is subject to an inspection of its sanitary facilities to protect the environment and water quality by the commission or its designee before a license to operate an excursion gambling boat is issued by the commission. Licensed excursion gambling boats shall also be subject to such inspections during the period of the license as may be deemed necessary by the commission. The cost of such inspections shall be paid by the licensee.

14. A holder of any license shall be subject to imposition of penalties, suspension or revocation of such license, or if the person is an applicant for licensure, the denial of the application, for any act or failure to act by ~~himself~~ **such person** or ~~his~~ **such person's** agents or employees, that is injurious to the public health, safety, morals, good order and general welfare of the people of the state of Missouri, or that would discredit or tend to discredit the Missouri gaming industry or the state of Missouri unless the licensee proves by clear and convincing evidence that it is not guilty of such action. The commission shall take appropriate action against any licensee who violates the law or the rules and regulations of the commission. Without limiting other provisions of this subsection, the following acts or omissions may be grounds for such discipline:

- (1) Failing to comply with or make provision for compliance with sections 313.800 to 313.850, the rules and regulations of the commission or any federal, state or local law or regulation;
- (2) Failing to comply with any rule, order or ruling of the commission or its agents pertaining to gaming;
- (3) Receiving goods or services from a person or business entity who does not hold a supplier's license but who is required to hold such license by the provisions of sections 313.800 to 313.850 or the rules and regulations of the commission;
- (4) Being suspended or ruled ineligible or having a license revoked or suspended in any state of gaming jurisdiction;
- (5) Associating with, either socially or in business affairs, or employing persons of notorious or unsavory reputation or who have extensive police records, or who have failed to cooperate with any officially constituted investigatory or administrative body and would adversely affect public confidence and trust in gaming;
- (6) Employing in any gambling games' operation or any excursion gambling boat operation, any person known to have been found guilty of cheating or using any improper device in connection with any gambling game;
- (7) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to sections 313.800 to 313.850;
- (8) Obtaining or attempting to obtain any fee, charge, or other compensation by fraud, deception, or misrepresentation;
- (9) Incompetence, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties regulated by sections 313.800 to 313.850."; and"; and

Further amend said amendment and page, Line 30, by deleting the word "July" and inserting in lieu thereof the word "January"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 1 to House Amendment No. 19** was adopted.

On motion of Representative Rone, **House Amendment No. 19, as amended**, was adopted.

Representative Wallingford offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after said section and line the following:

"190.307. 1. No public agency or public safety agency, nor any officer, agent or employee of any public agency, shall be liable for any civil damages as a result of any act or omission except willful and wanton misconduct or gross negligence, in connection with developing, adopting, operating or implementing any plan or system required by sections 190.300 to 190.340.

2. No person who gives emergency instructions through a system established pursuant to sections 190.300 to 190.340 to persons rendering services in an emergency at another location, nor any persons following such instructions in rendering such services, shall be liable for any civil damages as a result of issuing or following the instructions, unless issuing or following the instructions constitutes willful and wanton misconduct, or gross negligence.

3. Nothing in this section shall be deemed to abrogate any immunity that would exist in the absence of this section including, but not limited to, sovereign immunity, official immunity, or the public duty doctrine."; and

Further amend said bill, Page 9, Section 590.502, Line 175, by inserting after all of said section and line the following:

"650.335. 1. **(1)** Any county or any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants, when the prepaid wireless emergency telephone service charge is collected in the county or city, may submit an application for loan funds or other financial assistance to the board for the purpose of financing all or a portion of the costs incurred in implementing a 911 communications service project. **If a county has an elected emergency services board, the elected emergency service board shall be eligible for loan funds or other financial assistance under this section.**

(2) The application shall be accompanied by a technical assistance report. The application and the technical assistance report shall be in such form and contain such information, financial or otherwise, as prescribed by the board.

(3) This section shall not preclude any applicant or borrower from joining in a cooperative project with any other political subdivision or with any state or federal agency or entity in a 911 communications service project, provided that all other requirements of this section have been met.

2. Applications may be approved for loans only in those instances where the applicant has furnished the board information satisfactory to assure that the project cost will be recovered during the repayment period of the loan. In no case shall a loan be made to an applicant unless the approval of the governing body of the applicant to the loan agreement is obtained and a written certification of such approval is provided, where applicable. Repayment periods are to be determined by the board.

3. The board shall approve or disapprove all applications for loans which are sent by certified or registered mail or hand delivered and received by the board upon a schedule as determined by the board.

4. Each applicant to whom a loan has been made under this section shall repay such loan, with interest. The rate of interest shall be the rate required by the board. The number, amounts, and timing of the payments shall be as determined by the board.

5. Any applicant who receives a loan under this section shall annually budget an amount which is at least sufficient to make the payments required under this section.

6. Repayment of principal and interest on loans shall be credited to the Missouri 911 service trust fund established under section 190.420.

7. If a loan recipient fails to remit a payment to the board in accordance with this section within sixty days of the due date of such payment, the board shall notify the director of the department of revenue to deduct such payment amount from first, the prepaid wireless emergency telephone service charge remitted to the county or city under section 190.460; and if insufficient to affect repayment of the loan, next, the regular apportionment of local sales tax distributions to that county or city. Such amount shall then immediately be deposited in the Missouri 911 service trust fund and credited to the loan recipient.

8. All applicants having received loans under this section shall remit the payments required by subsection 4 of this section to the board or such other entity as may be directed by the board. The board or such other entity shall immediately deposit such payments in the Missouri 911 service trust fund.

9. Loans made under this section shall be used only for the purposes specified in an approved application or loan agreement. In the event the board determines that loan funds have been expended for purposes other than those specified in an approved application or loan agreement or any event of default of the loan agreement occurs without resolution, the board shall take appropriate actions to obtain the return of the full amount of the loan and all moneys duly owed or other available remedies.

10. Upon failure of a borrower to remit repayment to the board within sixty days of the date a payment is due, the board may initiate collection or other appropriate action through the provisions outlined in subsection 7 of this section, if applicable.

11. If the borrower is an entity not covered under the collection procedures established in this section, the board, with the advice and consent of the attorney general, may initiate collection procedures or other appropriate action pursuant to applicable law.

12. The board may, at its discretion, audit the expenditure of any loan, grant, or expenditure made or the computation of any payments made.

13. The board shall not approve any application made under this section if the applicant has failed to return the board's annual survey of public safety answering points as required by the board under section 650.330."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wallingford, **House Amendment No. 20** was adopted.

Representative Toalson Reisch offered **House Amendment No. 21**.

House Amendment No. 21

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Bill No. 26, Page 2, Section 84.400, Line 14, by inserting after all of said section and line the following:

"217.689. Notwithstanding any law to the contrary, any offender sentenced prior to January 1, 2017, under subsection 2 or 3 of section 195.295 or under section 195.296 shall be eligible for parole after having served ten years of such sentence if the board determines that there is a strong and reasonable probability that the offender will not thereafter violate the law. This section shall not apply to any offender who is also serving a sentence for an offense under a section other than section 195.295 or 195.296.

311.060. 1. No person shall be granted a license hereunder unless such person is of good moral character and a qualified legal voter and a taxpaying citizen of the county, town, city or village, nor shall any corporation be granted a license hereunder unless the managing officer of such corporation is of good moral character and a qualified legal voter and taxpaying citizen of the county, town, city or village; and, except as otherwise provided under subsection 7 of this section, no person shall be granted a license or permit hereunder whose license as such dealer has been revoked, or who has been convicted, since the ratification of the twenty-first amendment to the Constitution of the United States, of a violation of the provisions of any law applicable to the manufacture or sale of intoxicating liquor, or who employs in his or her business as such dealer any person whose license has been revoked unless five years have passed since the revocation as provided under subsection 6 of this section, or who has been convicted of violating such law since the date aforesaid; provided, that nothing in this section contained shall prevent the issuance of licenses to nonresidents of Missouri or foreign corporations for the privilege of selling to duly licensed wholesalers and soliciting orders for the sale of intoxicating liquors to, by or through a duly licensed wholesaler, within this state.

2. (1) No person, partnership or corporation shall be qualified for a license under this law if such person, any member of such partnership, or such corporation, or any officer, director, or any stockholder owning, legally or beneficially, directly or indirectly, ten percent or more of the stock of such corporation, or other financial interest therein, or ten percent or more of the interest in the business for which the person, partnership or corporation is licensed, or any person employed in the business licensed under this law shall have had a license revoked under this law except as otherwise provided under subsections 6 and 7 of this section, or shall have been convicted of violating the provisions of any law applicable to the manufacture or sale of intoxicating liquor since the ratification of the twenty-first amendment to the Constitution of the United States, or shall not be a person of good moral character.

(2) No license issued under this chapter shall be denied, suspended, revoked or otherwise affected based solely on the fact that an employee of the licensee has been convicted of a felony unrelated to the manufacture or sale of intoxicating liquor. ~~[Each employer shall report the identity of any employee convicted of a felony to the division of liquor control.]~~ The division of liquor control shall promulgate rules to enforce the provisions of this subdivision.

(3) No wholesaler license shall be issued to a corporation for the sale of intoxicating liquor containing alcohol in excess of five percent by weight, except to a resident corporation as defined in this section.

3. A "resident corporation" is defined to be a corporation incorporated under the laws of this state, all the officers and directors of which, and all the stockholders, who legally and beneficially own or control sixty percent or more of the stock in amount and in voting rights, shall be qualified legal voters and taxpaying citizens of the county and municipality in which they reside and who shall have been bona fide residents of the state for a period of three years continuously immediately prior to the date of filing of application for a license, provided that a stockholder need not be a voter or a taxpayer, and all the resident stockholders of which shall own, legally and beneficially, at least sixty percent of all the financial interest in the business to be licensed under this law; provided, that no corporation, licensed under the provisions of this law on January 1, 1947, nor any corporation succeeding to the business of a corporation licensed on January 1, 1947, as a result of a tax-free reorganization coming within the provisions of Section 112, United States Internal Revenue Code, shall be disqualified by reason of the new requirements herein, except corporations engaged in the manufacture of alcoholic beverages containing alcohol in excess of five percent by weight, or owned or controlled, directly or indirectly, by nonresident persons, partnerships or corporations engaged in the manufacture of alcoholic beverages containing alcohol in excess of five percent by weight.

4. The term "financial interest" as used in this chapter is defined to mean all interest, legal or beneficial, direct or indirect, in the capital devoted to the licensed enterprise and all such interest in the net profits of the enterprise, after the payment of reasonable and necessary operating business expenses and taxes, including interest in dividends, preferred dividends, interest and profits, directly or indirectly paid as compensation for, or in consideration of interest in, or for use of, the capital devoted to the enterprise, or for property or money advanced, loaned or otherwise made available to the enterprise, except by way of ordinary commercial credit or bona fide bank credit not in excess of credit customarily granted by banking institutions, whether paid as dividends, interest or profits, or in the guise of royalties, commissions, salaries, or any other form whatsoever.

5. The supervisor shall by regulation require all applicants for licenses to file written statements, under oath, containing the information reasonably required to administer this section. Statements by applicants for licenses as wholesalers and retailers shall set out, with other information required, full information concerning the residence of all persons financially interested in the business to be licensed as required by regulation. All material changes in the information filed shall be promptly reported to the supervisor.

6. Any person whose license or permit issued under this chapter has been revoked shall be automatically eligible to work as an employee of an establishment holding a license or permit under this chapter five years after the date of the revocation.

7. Any person whose license or permit issued under this chapter has been revoked shall be eligible to apply and be qualified for a new license or permit five years after the date of the revocation. The person may be issued a new license or permit at the discretion of the division of alcohol and tobacco control. If the division denies the request for a new permit or license, the person may not submit a new application for five years from the date of the denial. If the application is approved, the person shall pay all fees required by law for the license or permit. Any person whose request for a new license or permit is denied may seek a determination by the administrative hearing commission as provided under section 311.691.

311.660. 1. The supervisor of liquor control shall have the authority to suspend or revoke for cause all such licenses; and to make the following regulations, without limiting the generality of provisions empowering the supervisor of liquor control as in this chapter set forth as to the following matters, acts and things:

(1) Fix and determine the nature, form and capacity of all packages used for containing intoxicating liquor of any kind, to be kept or sold under this law;

(2) Prescribe an official seal and label and determine the manner in which such seal or label shall be attached to every package of intoxicating liquor so sold under this law; this includes prescribing different official seals or different labels for the different classes, varieties or brands of intoxicating liquor;

(3) Prescribe all forms, applications and licenses and such other forms as are necessary to carry out the provisions of this chapter, except that when a licensee substantially complies with all requirements for the renewal of a license by the date on which the application for renewal is due, such licensee shall be permitted at least an additional ten days from the date notice is sent that the application is deficient, in which to complete the application;

(4) Prescribe the terms and conditions of the licenses issued and granted under this law;

(5) Prescribe the nature of the proof to be furnished and conditions to be observed in the issuance of duplicate licenses, in lieu of those lost or destroyed;

(6) Establish rules and regulations for the conduct of the business carried on by each specific licensee under the license, and such rules and regulations if not obeyed by every licensee shall be grounds for the revocation or suspension of the license;

(7) The right to examine books, records and papers of each licensee and to hear and determine complaints against any licensee;

(8) To issue subpoenas and all necessary processes and require the production of papers, to administer oaths and to take testimony;

(9) Prescribe all forms of labels to be affixed to all packages containing intoxicating liquor of any kind; and

(10) To make such other rules and regulations as are necessary and feasible for carrying out the provisions of this chapter, as are not inconsistent with this law.

2. Notwithstanding subsection 1 of this section, the supervisor of liquor control shall not prohibit persons from participating in the sale of intoxicating liquor within the scope of their employment solely on the basis of being found guilty of any felony offense, except for prohibitions set forth in sections 311.191 and 311.193.

313.220. 1. The commission shall promulgate such rules and regulations governing the establishment and operation of a state lottery as it deems necessary and desirable to fully implement the mandate of the people expressed in the approval of the lottery amendment to Article III of the Missouri Constitution. Such rules and regulations shall be designed so that a lottery may be initiated at the earliest feasible and practicable time. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

2. The commission shall have the authority to require a fingerprint background check on any person seeking employment or employed by the commission, any person seeking contract with or contracted to the commission and any person seeking license from or licensed by the commission. The background check shall include a check of the Missouri criminal records repository and when the commission deems it necessary to perform a nationwide criminal history check, a check of the Federal Bureau of Investigation's criminal records file. Fingerprints shall be submitted to the Missouri criminal records repository as required. Notwithstanding the provisions of section 610.120, the commission shall have access to closed criminal history information when fingerprints are submitted. **The commission shall not prohibit a person from participating in the sale of lottery tickets solely on the basis of the person being found guilty of any criminal offense; except that, the person shall not be eligible to be a licensed lottery game retailer under subsection 2 of section 313.260."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Toalson Reisch, **House Amendment No. 21** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Lewis 6	Lovasco	Mayhew	Murphy
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Reedy	Riggs	Riley	Roberts
Rone	Ruth	Sassmann	Schroer	Schwadron

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Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Rogers	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 022

Aldridge	Boggs	Chipman	Christofanelli	Ingle
Kidd	Knight	McDaniel	McGaugh	McGill
Morse	O'Donnell	Pietzman	Railsback	Richey
Roden	Rowland	Sander	Schnelting	Smith 163
Stephens 128	Tate			

VACANCIES: 001

On motion of Representative Schroer, **HCS SS#2 SB 26, as amended**, was adopted.

On motion of Representative Schroer, **HCS SS#2 SB 26, as amended**, was read the third time and passed by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McGaugh	Murphy	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Davis	Doll	Fogle	Gray
Gunby	Hardwick	Ingle	Johnson	Lewis 25
Lovasco	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes	Boggs	Ellebracht	McDaniel	McGill
Morse	O'Donnell	Pietzman	Railsback	Roden
Sander	Schnelting	Shields	Tate	

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 111

Andrews	Atchison	Bailey	Baker	Bangert
Baringer	Basye	Billington	Black 137	Black 7
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McCreery
McGaugh	Murphy	Nurrenbern	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Ruth
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 013

Adams	Aune	Bland Manlove	Brown 27	Doll
Gunby	Lewis 25	Mackey	Person	Phifer
Rowland	Terry	Walsh Moore 93		

PRESENT: 021

Aldridge	Anderson	Appelbaum	Bosley	Burton
Collins	Fogle	Johnson	Merideth	Mosley
Proudie	Quade	Sharp 36	Smith 45	Smith 67
Stevens 46	Turnbaugh	Unsicker	Weber	Windham
Young				

ABSENT WITH LEAVE: 017

Barnes	Boggs	Burnett	Ellebracht	Gray
McDaniel	McGill	Morse	O'Donnell	Pietzman
Price IV	Railsback	Roden	Sander	Schnelting
Shields	Tate			

VACANCIES: 001

Speaker Vescovo resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **SS#2 SCS HCS HB 271, section 394.020**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS#2 SCS HB 273, as amended**, and grants the House a conference thereon.

Further, that the Senate conferees be allowed to exceed the differences on section 436.263.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SS SB 6** and has taken up and passed **HCS SS SB 6**.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS#2 SCS HB 273, as amended: Representatives Hannegan, Knight, Christofanelli, Brown (27), and Lewis (25)

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SCR 16**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Basye, Cupps, Dinkins, Haden, Haley, Mayhew, Pollock (123), Rone, Sassmann and Taylor (48)

Noes (6): Bangert, Brown (70), Burton, Lewis (25), Turnbaugh and Walsh Moore (93)

Absent (5): Grier, Hill, Knight, McDaniel and Pietzman

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **SS SCS SB 27**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bailey, Baker, Lovasco, Owen, Railsback, Sander and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (3): Perkins, Schnelting and Taylor (139)

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 323**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Baker, Basye, Brown (70), Christofanelli, Haffner, Hicks, Hill, Patterson, Pollitt (52), Sharp (36), Stacy and Toalson Reisch

Noes (2): Nurrenbern and Terry

Absent (6): Bangert, Black (7), DeGroot, Dogan, Grier and Mackey

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SB 36**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson and Sauls

Noes (1): Taylor (139)

Absent (2): Cupps and Richey

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 45**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

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Ayes (13): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Cupps

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SCS SB 272**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Cupps

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 78**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Rogers, Ruth, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (4): Ingle, Merideth, Schnelting and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 119**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schwadron and Trent

Noes (3): Rogers, Sharp (36) and Weber

Absent (4): Ingle, Merideth, Schnelting and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SB 126**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Rogers, Ruth, Schwadron, Sharp (36), Trent and Weber

Noes (1): Boggs

Absent (4): Ingle, Merideth, Schnelting and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SB 283**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schwadron and Trent

Noes (4): Boggs, Rogers, Sharp (36) and Weber

Absent (4): Ingle, Merideth, Schnelting and Schroer

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 476, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, and Senate Amendment No. 8**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HJR 35**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 697** entitled:

An act to repeal sections 67.2800, 67.2810, and 67.2815, RSMo, and to enact in lieu thereof eight new sections relating to property assessment contracts for energy efficiency.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 697, Pages 9-10, Section 67.2815, Lines 104-126, by striking all of said lines; and

Further amend said bill, Section 67.2817, Page 13, Line 63, by striking all of said line and inserting in lieu thereof the following:

"of the true value in money, as determined by the assessor pursuant to chapter 137, plus ten percent of such amount, of the benefitted property prior to the"; and

Further amend Line 70 by inserting immediately after "upon" the following:

", if such product exists"; and

Further amend said bill and section, Pages 15-16, Lines 129-142, by striking all of said lines; and

Further amend said bill, Section 67.2818, Page 16, Lines 13-16, by striking all of said lines and inserting in lieu thereof the following:

"true value in money, as determined by the assessor pursuant to chapter 137, plus ten percent of such amount."; and

Further amend Lines 22-25 by striking all of said lines and inserting in lieu thereof the following:

"true value in money, as determined by the assessor pursuant to chapter 137, plus ten percent of such amount."

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HB 697, as amended - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SB 231 - General Laws

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, May 5, 2021.

COMMITTEE HEARINGS

BUDGET

Wednesday, May 5, 2021, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 1356

Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET

Wednesday, May 5, 2021, 8:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SS SCS HCS HB 2, SS SCS HCS HB 3, SS SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SS SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 15.

CONFERENCE COMMITTEE ON BUDGET

Thursday, May 6, 2021, 8:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SS SCS HCS HB 2, SS SCS HCS HB 3, SS SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SS SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 15.

DOWNSIZING STATE GOVERNMENT

Wednesday, May 5, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 241, HR 288

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, May 5, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Executive session will be held: HB 26

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, May 5, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Executive session will be held: SS SB 46, SB 38, SCS SB 40

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 5, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 6, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 7, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Wednesday, May 5, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: SCR 4, SB 231

Executive session will be held: HB 781

Executive session may be held on any matter referred to the committee.

Removed SB 119.

AMENDED

GENERAL LAWS

Thursday, May 6, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: SCR 4, SB 231

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, May 6, 2021, 1:15 PM, SCR 1.

Executive session may be held on any matter referred to the committee.

Approval of minutes and discussion of transcription of minutes.

A portion of this meeting may be closed for personnel matters pursuant to Section 610.021(3), RSMo.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 10, 2021, 11:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Revenue bond approval.

Some portions of the meeting may be closed pursuant to Section 610.021.

JUDICIARY

Wednesday, May 5, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: SCR 6

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Wednesday, May 5, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session will be held: HCS SCS SB 520

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 5, 2021, 1:45 PM, House Hearing Room 3.

Executive session will be held: HCS SS SCS SB 27, SB 36, HCS SS SB 44, SS SB 45, SS SCS SB 57, HCS SCS SB 91, SCS SB 272, HCS SS SB 327, HCS SB 377, HCS SCS SB 457

Executive session may be held on any matter referred to the committee.

Added listed legislation.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 6, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 7, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 5, 2021, 5:15 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HCS SB 5, HCS SB 9, SS SB 63, HCS SCS SB 119

Executive session may be held on any matter referred to the committee.

Added HCS SCS SB 119.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 7, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, May 5, 2021, 9:00 AM, House Hearing Room 6.

Executive session will be held: SS#2 SCS SB 202

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-FIFTH DAY, WEDNESDAY, MAY 5, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston

HJR 49 - Simmons

HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul

HCS HBs 1222 & 1342 - Van Schoiack

HB 1349 - Porter

HB 1363 - Dogan

HCS HB 1139 - Eggleston

HB 36 - Pollock (123)

HB 61 - Schnelting

HCS HB 86 - Taylor (139)

HCS HB 245 - Porter

HB 308 - Kelley (127)

HCS HB 323 - Hill

HCS HBs 359 & 634 - Baker

HB 390 - Griffith

HB 396 - Richey

HCS HB 673 - Coleman (97)

HCS HB 754 - Christofanelli

HCS HB 755 - Christofanelli

HCS HB 760 - Roden

HB 769 - Grier

HB 851 - Walsh (50)

HCS HB 925 - Hudson

HB 931 - Schroer

HB 996 - Taylor (139)

HB 1156 - Hill

HB 1162 - Trent

HB 1178 - Riggs

HB 1345 - Cupps

HB 920 - Baker

HCS HB 1095 - Deaton

HB 143 - DeGroot

HB 161 - Hudson

HCS HB 214 - Hill

HCS HB 229 - Basye

HB 318 - DeGroot

HB 469 - Dinkins

HCS HB 555 - Eggleston

HCS HB 1016 - Griesheimer

HB 1200 - Billington

HCS HB 577 - Riley

HB 92 - Taylor (139)

HB 491 - Grier

HCS HB 688 - Murphy

HCS HB 782 - Trent

HB 316 - Toalson Reisch

HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652, (Fiscal Review 4/29/21) - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SS SCS SBs 53 & 60, E.C. - Roberts
HCS SB 72 - Smith (155)
SS SCS SB 120, E.C. - Bromley
HCS SS SB 141 - Black (137)
HCS SS SCS SB 152, (Fiscal Review 5/3/21), E.C. - Christofanelli
HCS SS SCS SB 289 - Copeland
HCS SB 303 - Henderson
HCS SB 330 - Shields
HCS SS SB 333 - Baker
HCS SCS SB 403, E.C. - Patterson

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 22 - Grier
HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 226 - Christofanelli
HCS SB 365 - Murphy
HCS SCS SB 520, (Legislative Review 5/4/21) - Ruth

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2, with HA 1, pending - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
HB 476, with SA 1, SA 2, SA 3, SA 4, SA 5, SA 6, and SA 8 - Grier
SCS HCS HB 362, as amended, (Fiscal Review 5/4/21) - DeGroot
SCS HCS HB 18 - Smith (163)
SS SCS HCS HB 19 - Smith (163)
SCS HCS HB 13 - Smith (163)
SS SCS HCS HB 697, as amended, (Fiscal Review 5/4/21) - DeGroot

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith (163)
SS SCS HCS HB 3 - Smith (163)
SS SCS HCS HB 4 - Smith (163)
SCS HCS HB 5 - Smith (163)
SCS HCS HB 6 - Smith (163)
SCS HCS HB 7 - Smith (163)
SCS HCS HB 8 - Smith (163)
SCS HCS HB 9 - Smith (163)
SS SCS HCS HB 10 - Smith (163)
SS SCS HCS HB 11 - Smith (163)
SCS HCS HB 12 - Smith (163)
SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 - Knight
SCS HCS HB 15 - Smith (163)
SS#2 SCS HCS HB 271, as amended (Senate exceeded differences), E.C. - Wiemann
SS#2 SCS HB 273, as amended (Senate exceeded differences) - Hannegan

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-FIFTH DAY, WEDNESDAY, MAY 5, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed is everyone that feareth the Lord; that walketh in His ways. (Psalm 128:1)

O God, who is the sustainer of all living things, without whose blessings our labor would be in vain and with whose blessing we walk the way to life and light, we pause before You this moment in the People's House seeking strength, peace and guidance from You.

Strengthen us when we are weak. May the peace of Your presence quiet the stress in our hearts, and when we would doubt or stumble on the way, make our paths straight before us and give us courage to walk with You in our Missouri.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Hattie Ingle, Blake Frevert, Haley Frevert, Crew Gurley, and Coy Gurley.

The Journal of the sixty-fourth day was approved as printed by the following vote:

AYES: 116

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Ellebracht	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Mackey	Mayhew
McGaugh	McGill	Murphy	Nurrenbern	O'Donnell
Owen	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche

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Railsback	Reedy	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Terry	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 019

Adams	Appelbaum	Bland Manlove	Bosley	Butz
Coleman 97	Doll	Fogle	Lewis 25	McCreery
McDaniel	Merideth	Quade	Rowland	Smith 45
Stevens 46	Unsicker	Weber	Young	

PRESENT: 003

Rogers	Smith 67	Windham
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ABSENT WITH LEAVE: 024

Aldridge	Bangert	Brown 70	Burnett	Burton
Clemens	Dogan	Evans	Hicks	Kidd
Lovasco	Morse	Mosley	Patterson	Pietzman
Price IV	Proudie	Richey	Sauls	Schnelting
Sharp 36	Tate	Thomas	Walsh Moore 93	

VACANCIES: 001

MOTION

Representative Plocher moved that Rule 22 be suspended.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	DeGroot	Derges	Dinkins
Dogan	Eggleston	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155

Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 035

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Bosley	Brown 27	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Phifer	Quade
Rogers	Rowland	Smith 45	Smith 67	Terry
Turnbaugh	Unsicker	Weber	Windham	Young

PRESENT: 002

Barnes	McDaniel
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ABSENT WITH LEAVE: 024

Aldridge	Billington	Brown 70	Burnett	Burton
Clemens	Deaton	Evans	Hicks	Ingle
Lovasco	Morse	Person	Pietzman	Price IV
Proudie	Richey	Sauls	Schnelting	Sharp 36
Stevens 46	Tate	Thomas	Walsh Moore 93	

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 362, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 685** entitled:

An act to repeal sections 27.010, 50.166, 51.050, 55.060, 58.030, 59.021, 59.100, 60.010, 77.230, 79.080, 105.465, 162.291, 190.050, 204.610, 247.060, 249.140, 321.130, 451.040, and 483.010, RSMo, and to enact in lieu thereof twenty new sections relating to certain public officers, with an existing penalty provision.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 685, Page 3, Section 50.166, Line 29, by inserting after all of said line the following:

"50.530. As used in sections 50.530 to 50.745:

(1) "Accounting officer" means county auditor in counties of the first and second classifications and the county clerks in counties of the third and fourth classifications;

(2) "Budget officer" means such person, as may, from time to time, be appointed by the county commission of counties of the first classification except in counties of the first classification with a population of less than one hundred thousand inhabitants according to the official United States Census of 1970 the county auditor shall be the chief budget officer, the presiding commissioner of the county commission in counties of the second classification, unless the county commission designates the county clerk as budget officer, and the county clerk in counties of the third and fourth classification. ~~[Notwithstanding the provisions of this subdivision to the contrary, in any county of the first classification with more than eighty two thousand but fewer than eighty two thousand one hundred inhabitants, the presiding commissioner shall be the budget officer unless the county commission designates the county clerk as the budget officer.]~~"; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SCS HCS HB 685, as amended - Fiscal Review

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 226, relating to sales tax, was taken up by Representative Christofanelli.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 226, Page 1, In the Title, Lines 2-3, by deleting the words "sales tax" and inserting in lieu thereof the word "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 226, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the

described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan; and
- (i) Livestock Gross Margin Insurance Plan; ~~and~~

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist; **and**

(12) For taxpayers authorized to conduct business under Article XIV of the Constitution of Missouri, the amount that would have been deducted from the computation of the taxpayer's federal taxable income if such a deduction were not disallowed under 26 U.S.C. Section 280E, as in effect on January 1, 2021, because of the status of marijuana as a controlled substance under federal law.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 2** was adopted.

Representative Grier offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 226, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"32.110. Any business firm which engages in the activities of providing physical revitalization, economic development, job training or education for individuals, community services, or crime prevention in the state of Missouri shall receive a tax credit as provided in section 32.115 if the director of the department of economic development annually approves the proposal of the business firm; except that, no proposal shall be approved which does not have the endorsement of the agency of local government within the area in which the business firm is engaging in such activities which has adopted an overall community or neighborhood development plan that the proposal is consistent with such plan. The proposal shall set forth the program to be conducted, the neighborhood area to be served, why the program is needed, the estimated amount to be contributed to the program and the plans for implementing the program. If, in the opinion of the director of the department of economic development, a business firm's contribution can more consistently with the purposes of sections 32.100 to 32.125 be made through contributions to a neighborhood organization as defined in subdivision (13) of section 32.105, tax credits may be allowed as provided in section 32.115. The director of the department of economic development is hereby authorized to promulgate rules and regulations for establishing criteria for evaluating such proposals by business firms for approval or disapproval and for establishing priorities for approval or disapproval of such proposals by business firms with the assistance and approval of the director of the department of revenue. The total amount of tax credit granted for programs approved pursuant to sections 32.100 to 32.125 shall not exceed fourteen million dollars in fiscal year 1999 ~~and~~; twenty-six million dollars in fiscal year 2000, and ~~any subsequent~~ **each fiscal year ending on or before June 30, 2021; and thirty million dollars in each fiscal year beginning on or after July 1, 2021**, except as otherwise provided for proposals approved pursuant to section 32.111, 32.112 or 32.117. All tax credits authorized pursuant to the provisions of sections 32.100 to 32.125 may be used as a state match to secure additional federal funding.

32.115. 1. The department of revenue shall grant a tax credit, to be applied in the following order until used, against:

- (1) The annual tax on gross premium receipts of insurance companies in chapter 148;
- (2) The tax on banks determined pursuant to subdivision (2) of subsection 2 of section 148.030;
- (3) The tax on banks determined in subdivision (1) of subsection 2 of section 148.030;
- (4) The tax on other financial institutions in chapter 148;
- (5) The corporation franchise tax in chapter 147;
- (6) The state income tax in chapter 143; and
- (7) The annual tax on gross receipts of express companies in chapter 153.

2. For proposals approved pursuant to section 32.110:

(1) The amount of the tax credit shall not exceed fifty percent of the total amount contributed during the taxable year by the business firm or, in the case of a financial institution, where applicable, during the relevant income period in programs approved pursuant to section 32.110;

(2) Except as provided in subsection 2 or 5 of this section, a tax credit of up to seventy percent may be allowed for contributions to programs where activities fall within the scope of special program priorities as defined with the approval of the governor in regulations promulgated by the director of the department of economic development;

(3) Except as provided in subsection 2 or 5 of this section, the tax credit allowed for contributions to programs located in any community shall be equal to seventy percent of the total amount contributed where such community is a city, town or village which has fifteen thousand or less inhabitants as of the last decennial census and is located in a county which is either located in:

- (a) An area that is not part of a standard metropolitan statistical area;
- (b) A standard metropolitan statistical area but such county has only one city, town or village which has more than fifteen thousand inhabitants; or
- (c) A standard metropolitan statistical area and a substantial number of persons in such county derive their income from agriculture.

Such community may also be in an unincorporated area in such county as provided in subdivision (1), (2) or (3) of this subsection. Except in no case shall the total economic benefit of the combined federal and state tax savings to the taxpayer exceed the amount contributed by the taxpayer during the tax year;

(4) Such tax credit allocation, equal to seventy percent of the total amount contributed, shall not exceed four million dollars in fiscal year 1999 ~~and~~, six million dollars in fiscal year 2000, **and ten million dollars in fiscal year 2022** and any subsequent fiscal year. When the maximum dollar limit on the seventy percent tax credit allocation is committed, the tax credit allocation for such programs shall then be equal to fifty percent credit of the total amount contributed. Regulations establishing special program priorities are to be promulgated during the first

month of each fiscal year and at such times during the year as the public interest dictates. Such credit shall not exceed two hundred and fifty thousand dollars annually except as provided in subdivision (5) of this subsection. No tax credit shall be approved for any bank, bank and trust company, insurance company, trust company, national bank, savings association, or building and loan association for activities that are a part of its normal course of business. Any tax credit not used in the period the contribution was made may be carried over the next five succeeding calendar or fiscal years until the full credit has been claimed. Except as otherwise provided for proposals approved pursuant to section 32.111, 32.112 or 32.117, in no event shall the total amount of all other tax credits allowed pursuant to sections 32.100 to 32.125 exceed ~~thirty-two~~ **thirty-six** million dollars in any one fiscal year, of which six million shall be credits allowed pursuant to section 135.460. If six million dollars in credits are not approved, then the remaining credits may be used for programs approved pursuant to sections 32.100 to 32.125;

(5) The credit may exceed two hundred fifty thousand dollars annually and shall not be limited if community services, crime prevention, education, job training, physical revitalization or economic development, as defined by section 32.105, is rendered in an area defined by federal or state law as an impoverished, economically distressed, or blighted area or as a neighborhood experiencing problems endangering its existence as a viable and stable neighborhood, or if the community services, crime prevention, education, job training, physical revitalization or economic development is limited to impoverished persons.

3. For proposals approved pursuant to section 32.111:

(1) The amount of the tax credit shall not exceed fifty-five percent of the total amount invested in affordable housing assistance activities or market rate housing in distressed communities as defined in section 135.530 by a business firm. Whenever such investment is made in the form of an equity investment or a loan, as opposed to a donation alone, tax credits may be claimed only where the loan or equity investment is accompanied by a donation which is eligible for federal income tax charitable deduction, and where the total value of the tax credits herein plus the value of the federal income tax charitable deduction is less than or equal to the value of the donation. Any tax credit not used in the period for which the credit was approved may be carried over the next ten succeeding calendar or fiscal years until the full credit has been allowed. If the affordable housing units or market rate housing units in distressed communities for which a tax is claimed are within a larger structure, parts of which are not the subject of a tax credit claim, then expenditures applicable to the entire structure shall be reduced on a prorated basis in proportion to the ratio of the number of square feet devoted to the affordable housing units or market rate housing units in distressed communities, for purposes of determining the amount of the tax credit. The total amount of tax credit granted for programs approved pursuant to section 32.111 for the fiscal year beginning July 1, 1991, shall not exceed two million dollars, to be increased by no more than two million dollars each succeeding fiscal year, until the total tax credits that may be approved reaches ten million dollars in any fiscal year;

(2) For any year during the compliance period indicated in the land use restriction agreement, the owner of the affordable housing rental units for which a credit is being claimed shall certify to the commission that all tenants renting claimed units are income eligible for affordable housing units and that the rentals for each claimed unit are in compliance with the provisions of sections 32.100 to 32.125. The commission is authorized, in its discretion, to audit the records and accounts of the owner to verify such certification;

(3) In the case of owner-occupied affordable housing units, the qualifying owner occupant shall, before the end of the first year in which credits are claimed, certify to the commission that the occupant is income eligible during the preceding two years, and at the time of the initial purchase contract, but not thereafter. The qualifying owner occupant shall further certify to the commission, before the end of the first year in which credits are claimed, that during the compliance period indicated in the land use restriction agreement, the cost of the affordable housing unit to the occupant for the claimed unit can reasonably be projected to be in compliance with the provisions of sections 32.100 to 32.125. Any succeeding owner occupant acquiring the affordable housing unit during the compliance period indicated in the land use restriction agreement shall make the same certification;

(4) If at any time during the compliance period the commission determines a project for which a proposal has been approved is not in compliance with the applicable provisions of sections 32.100 to 32.125 or rules promulgated therefor, the commission may within one hundred fifty days of notice to the owner either seek injunctive enforcement action against the owner, or seek legal damages against the owner representing the value of the tax credits, or foreclose on the lien in the land use restriction agreement, selling the project at a public sale, and paying to the owner the proceeds of the sale, less the costs of the sale and less the value of all tax credits allowed herein. The commission shall remit to the director of revenue the portion of the legal damages collected or the sale proceeds representing the value of the tax credits. However, except in the event of intentional fraud by the taxpayer, the proposal's certificate of eligibility for tax credits shall not be revoked.

4. For proposals approved pursuant to section 32.112, the amount of the tax credit shall not exceed fifty-five percent of the total amount contributed to a neighborhood organization by business firms. Any tax credit not used in the period for which the credit was approved may be carried over the next ten succeeding calendar or fiscal years until the full credit has been allowed. The total amount of tax credit granted for programs approved pursuant to section 32.112 shall not exceed one million dollars for each fiscal year.

5. The total amount of tax credits used for market rate housing in distressed communities pursuant to sections 32.100 to 32.125 shall not exceed thirty percent of the total amount of all tax credits authorized pursuant to sections 32.111 and 32.112.

135.341. 1. As used in this section, the following terms shall mean:

(1) "CASA", an entity which receives funding from the court-appointed special advocate fund established under section 476.777, including an association based in this state, affiliated with a national association, organized to provide support to entities receiving funding from the court-appointed special advocate fund;

(2) "Child advocacy centers", the regional child assessment centers listed in subsection 2 of section 210.001, including an association based in this state, affiliated with a national association, and organized to provide support to entities listed in subsection 2 of section 210.001;

(3) "Contribution", the amount of donation to a qualified agency;

(4) "Crisis care center", entities contracted with this state which provide temporary care for children whose age ranges from birth through seventeen years of age whose parents or guardian are experiencing an unexpected and unstable or serious condition that requires immediate action resulting in short-term care, usually three to five continuous, uninterrupted days, for children who may be at risk for child abuse, neglect, or in an emergency situation;

(5) "Department", the department of revenue;

(6) "Director", the director of the department of revenue;

(7) "Qualified agency", CASA, child advocacy centers, or a crisis care center;

(8) "Tax liability", the tax due under chapter 143 other than taxes withheld under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2013, a tax credit may be claimed in an amount equal to up to fifty percent of a verified contribution to a qualified agency and shall be named the champion for children tax credit. The minimum amount of any tax credit issued shall not be less than fifty dollars and shall be applied to taxes due under chapter 143, excluding sections 143.191 to 143.265. A contribution verification shall be issued to the taxpayer by the agency receiving the contribution. Such contribution verification shall include the taxpayer's name, Social Security number, amount of tax credit, amount of contribution, the name and address of the agency receiving the credit, and the date the contribution was made. The tax credit provided under this subsection shall be initially filed for the year in which the verified contribution is made.

3. The cumulative amount of the tax credits redeemed shall not exceed one million dollars for all fiscal years ending on or before June 30, 2019~~[-and]~~ ; one million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019, **and ending on or before June 30, 2021; and three million dollars for all fiscal years beginning on or after July 1, 2021.** The amount available shall be equally divided among the three qualified agencies: CASA, child advocacy centers, or crisis care centers, to be used towards tax credits issued. In the event tax credits claimed under one agency do not total the allocated amount for that agency, the unused portion for that agency will be made available to the remaining agencies equally. In the event the total amount of tax credits claimed for any one agency exceeds the amount available for that agency, the amount redeemed shall and will be apportioned equally to all eligible taxpayers claiming the credit under that agency.

4. Prior to December thirty-first of each year, each qualified agency shall apply to the department of social services in order to verify their qualified agency status. Upon a determination that the agency is eligible to be a qualified agency, the department of social services shall provide a letter of eligibility to such agency. No later than February first of each year, the department of social services shall provide a list of qualified agencies to the department of revenue. All tax credit applications to claim the champion for children tax credit shall be filed between July first and April fifteenth of each fiscal year. A taxpayer shall apply for the champion for children tax credit by attaching a copy of the contribution verification provided by a qualified agency to such taxpayer's income tax return.

5. Any amount of tax credit which exceeds the tax due or which is applied for and otherwise eligible for issuance but not issued shall not be refunded but may be carried over to any subsequent tax year, not to exceed a total of five years.

6. Tax credits may not be assigned, transferred or sold.

7. (1) In the event a credit denial, due to lack of available funds, causes a balance-due notice to be generated by the department of revenue, or any other redeeming agency, the taxpayer will not be held liable for any penalty or interest, provided the balance is paid, or approved payment arrangements have been made, within sixty days from the notice of denial.

(2) In the event the balance is not paid within sixty days from the notice of denial, the remaining balance shall be due and payable under the provisions of chapter 143.

8. The department may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

9. Pursuant to section 23.253, of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of December 31, 2019, and shall expire on December 31, 2025, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such credits.

10. Beginning on March 29, 2013, any verified contribution to a qualified agency made on or after January 1, 2013, shall be eligible for tax credits as provided by this section.

135.352. 1. A taxpayer owning an interest in a qualified Missouri project shall, subject to the limitations provided under the provisions of ~~subsection~~ **subsections 3 and 4** of this section, be allowed a state tax credit, whether or not allowed a federal tax credit, to be termed the Missouri low-income housing tax credit, if the commission issues an eligibility statement for that project. **The amount of Missouri low-income housing tax credits allocated with respect to a qualified project shall be available to a taxpayer each year for five consecutive tax years beginning with the tax year in which a qualified project is placed into service.**

2. For qualified Missouri projects placed in service after January 1, 1997, the Missouri low-income housing tax credit available to a project shall be such amount as the commission shall determine is necessary to ensure the feasibility of the project, up to an amount equal to the federal low-income housing tax credit for a qualified Missouri project, for a federal tax period, and such amount shall be subtracted from the amount of state tax otherwise due for the same tax period.

3. For all fiscal years beginning on or after July 1, 2021, the aggregate amount of tax credits authorized in a fiscal year for projects not financed through tax-exempt bond issuance shall not exceed eighty million dollars.

4. For all fiscal years ending on or before June 30, 2021, no more than six million dollars in tax credits shall be authorized each fiscal year for projects financed through tax-exempt bond issuance. For all fiscal years beginning on or after July 1, 2021, no more than two million dollars in tax credits shall be authorized each fiscal year for projects financed through tax-exempt bond issuance.

~~[4-]~~ 5. The Missouri low-income housing tax credit shall be taken against the taxes and in the order specified pursuant to section 32.115. The credit authorized by this section shall not be refundable. Any amount of credit that exceeds the tax due for a taxpayer's taxable year may be carried back to any of the taxpayer's three prior taxable years or carried forward to any of the taxpayer's five subsequent taxable years.

~~[5-]~~ 6. All or any portion of Missouri tax credits issued in accordance with the provisions of sections 135.350 to 135.362 may be allocated to parties who are eligible pursuant to the provisions of subsection 1 of this section. Beginning January 1, 1995, for qualified projects which began on or after January 1, 1994, an owner of a qualified Missouri project shall certify to the director the amount of credit allocated to each taxpayer. The owner of the project shall provide to the director appropriate information so that the low-income housing tax credit can be properly allocated.

~~[6-]~~ 7. In the event that recapture of Missouri low-income housing tax credits is required pursuant to subsection 2 of section 135.355, any statement submitted to the director as provided in this section shall include the proportion of the state credit required to be recaptured, the identity of each taxpayer subject to the recapture and the amount of credit previously allocated to such taxpayer.

[7-] 8. The director of the department may promulgate rules and regulations necessary to administer the provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

9. To aid in awarding credits under this section, the commission shall establish an evaluation rubric and score applicants for qualified Missouri projects against the rubric. The evaluation rubric shall include a component and score for applications that provide documentation to the commission demonstrating the applicant received competitive bids for the tax credits. The commission may authorize a preference for minority groups or women as part of a point system or rubric. The commission shall publish the rubric before it accepts applications and shall publish the scored rubric for each application.

135.365. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under sections 135.350 to 135.363 shall automatically sunset on December thirty-first six years after August 28, 2021, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under sections 135.350 to 135.363 shall automatically sunset on December thirty-first six years after the effective date of the reauthorization of sections 135.350 to 135.363;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 135.350 to 135.363 is sunset; and

(4) The provisions of this section shall not be construed to limit or in any way impair the department's ability to issue tax credits authorized on or before the date the program authorized under sections 135.350 to 135.363 expires or a taxpayer's ability to redeem such tax credits.

135.460. 1. This section and sections 620.1100 and 620.1103 shall be known and may be cited as the "Youth Opportunities and Violence Prevention Act".

2. As used in this section, the term "taxpayer" shall include corporations as defined in section 143.441 or 143.471, any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, and individuals, individual proprietorships and partnerships.

3. A taxpayer shall be allowed a tax credit against the tax otherwise due pursuant to chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, chapter 147, chapter 148, or chapter 153 in an amount equal to thirty percent for property contributions and fifty percent for monetary contributions of the amount such taxpayer contributed to the programs described in subsection 5 of this section, not to exceed two hundred thousand dollars per taxable year, per taxpayer, **for each fiscal year ending on or before June 30, 2021, and five hundred thousand dollars per tax year, per taxpayer, for each fiscal year beginning on or after July 1, 2021;** except as otherwise provided in subdivision (5) of subsection 5 of this section. The department of economic development shall prescribe the method for claiming the tax credits allowed in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to June 27, 1997, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to June 27, 1997, if such rule complied with the provisions of chapter 536. The provisions of this section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule, are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.

4. The tax credits allowed by this section shall be claimed by the taxpayer to offset the taxes that become due in the taxpayer's tax period in which the contribution was made. Any tax credit not used in such tax period may be carried over the next five succeeding tax periods.

5. The tax credit allowed by this section may only be claimed for monetary or property contributions to public or private programs authorized to participate pursuant to this section by the department of economic development and may be claimed for the development, establishment, implementation, operation, and expansion of the following activities and programs:

(1) An adopt-a-school program. Components of the adopt-a-school program shall include donations for school activities, seminars, and functions; school-business employment programs; and the donation of property and equipment of the corporation to the school;

(2) Expansion of programs to encourage school dropouts to reenter and complete high school or to complete a graduate equivalency degree program;

(3) Employment programs. Such programs shall initially, but not exclusively, target unemployed youth living in poverty and youth living in areas with a high incidence of crime;

(4) New or existing youth clubs or associations;

(5) Employment/internship/apprenticeship programs in business or trades for persons less than twenty years of age, in which case the tax credit claimed pursuant to this section shall be equal to one-half of the amount paid to the intern or apprentice in that tax year, except that such credit shall not exceed ten thousand dollars per person **for each fiscal year ending on or before June 30, 2021, and twenty thousand dollars per person for each fiscal year beginning on or after July 1, 2021;**

(6) Mentor and role model programs;

(7) Drug and alcohol abuse prevention training programs for youth;

(8) Donation of property or equipment of the taxpayer to schools, including schools which primarily educate children who have been expelled from other schools, or donation of the same to municipalities, or not-for-profit corporations or other not-for-profit organizations which offer programs dedicated to youth violence prevention as authorized by the department;

(9) Not-for-profit, private or public youth activity centers;

(10) Nonviolent conflict resolution and mediation programs;

(11) Youth outreach and counseling programs.

6. Any program authorized in subsection 5 of this section shall, at least annually, submit a report to the department of economic development outlining the purpose and objectives of such program, the number of youth served, the specific activities provided pursuant to such program, the duration of such program and recorded youth attendance where applicable.

7. The department of economic development shall, at least annually submit a report to the Missouri general assembly listing the organizations participating, services offered and the number of youth served as the result of the implementation of this section.

8. The tax credit allowed by this section shall apply to all taxable years beginning after December 31, 1995.

9. For the purposes of the credits described in this section, in the case of a corporation described in section 143.471, partnership, limited liability company described in section 347.015, cooperative, marketing enterprise, or partnership, in computing Missouri's tax liability, such credits shall be allowed to the following:

(1) The shareholders of the corporation described in section 143.471;

(2) The partners of the partnership;

(3) The members of the limited liability company; and

(4) Individual members of the cooperative or marketing enterprise.

Such credits shall be apportioned to the entities described in subdivisions (1) and (2) of this subsection in proportion to their share of ownership on the last day of the taxpayer's tax period.

135.621. 1. As used in this section, the following terms mean:

(1) "Contribution", a donation of cash, stock, bonds, other marketable securities, or real property;

(2) "Department", the department of social services;

(3) "Diaper bank", a nonprofit entity located in this state established and operating primarily for the purpose of collecting or purchasing disposable diapers or other hygiene products for infants, children, or incontinent adults and that regularly distributes such diapers or other hygiene products through two or more schools, health care facilities, governmental agencies, or other nonprofit entities for eventual distribution to individuals free of charge;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

(5) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all fiscal years beginning on or after July 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount of such taxpayer's contributions to a diaper bank.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over only to the next subsequent tax year. No tax credit issued under this section shall be assigned, transferred, or sold.

4. Except for any excess credit that is carried over under subsection 3 of this section, no taxpayer shall be allowed to claim a tax credit unless the taxpayer contributes at least one hundred dollars to one or more diaper banks during the tax year for which the credit is claimed.

5. The department shall determine, at least annually, which entities in this state qualify as diaper banks. The department may require of an entity seeking to be classified as a diaper bank any information which is reasonably necessary to make such a determination. The department shall classify an entity as a diaper bank if such entity satisfies the definition under subsection 1 of this section.

6. The department shall establish a procedure by which a taxpayer can determine if an entity has been classified as a diaper bank.

7. Diaper banks may decline a contribution from a taxpayer.

8. The cumulative amount of tax credits that may be claimed by all the taxpayers contributing to diaper banks ~~in any one~~ **for each fiscal year ending on or before June 30, 2021,** shall not exceed five hundred thousand dollars. **The cumulative amount of tax credits that may be claimed by all the taxpayers contributing to diaper banks for each fiscal year beginning on or after July 1, 2021, shall not exceed two million dollars.** Tax credits shall be issued in the order contributions are received. If the amount of tax credits redeemed in a tax year is less than ~~five hundred thousand dollars~~ **the cumulative amount allowed under this subsection,** the difference shall be added to the cumulative limit created under this subsection for the next fiscal year and carried over to subsequent fiscal years until claimed.

9. The department shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the department, the cumulative amount of tax credits are equally apportioned among all entities classified as diaper banks. If a diaper bank fails to use all, or some percentage to be determined by the department, of its apportioned tax credits during this predetermined period of time, the department may reapportion such unused tax credits to diaper banks that have used all, or some percentage to be determined by the department, of their apportioned tax credits during this predetermined period of time. The department may establish multiple periods each fiscal year and reapportion accordingly. To the maximum extent possible, the department shall establish the procedure described under this subsection in such a manner as to ensure that taxpayers can claim as many of the tax credits as possible, up to the cumulative limit created under subsection 8 of this section.

10. Each diaper bank shall provide information to the department concerning the identity of each taxpayer making a contribution and the amount of the contribution. The department shall provide the information to the department of revenue. The department shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under this section shall automatically sunset on December thirty-first six years after August 28, 2018, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to issue tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

135.630. 1. As used in this section, the following terms mean:

(1) "Contribution", a donation of cash, stock, bonds, or other marketable securities, or real property;

(2) "Director", the director of the department of social services;

(3) "Pregnancy resource center", a nonresidential facility located in this state:

(a) Established and operating primarily to provide assistance to women and families with crisis pregnancies or unplanned pregnancies by offering pregnancy testing, counseling, emotional and material support, and other similar services or by offering services as described under subsection 2 of section 188.325, to encourage and assist such women and families in carrying their pregnancies to term; and

- (b) Where childbirths are not performed; and
 - (c) Which does not perform, induce, or refer for abortions and which does not hold itself out as performing, inducing, or referring for abortions; and
 - (d) Which provides direct client services at the facility, as opposed to merely providing counseling or referral services by telephone; and
 - (e) Which provides its services at no cost to its clients; and
 - (f) When providing medical services, such medical services must be performed in accordance with Missouri statute; and
 - (g) Which is exempt from income taxation pursuant to the Internal Revenue Code of 1986, as amended;
 - (4) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapters 143, 147, 148, and 153, excluding sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, excluding sections 143.191 to 143.265 and related provisions;
 - (5) "Taxpayer", a person, firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143, or a corporation subject to the annual corporation franchise tax imposed by the provisions of chapter 147, or an insurance company paying an annual tax on its gross premium receipts in this state, or other financial institution paying taxes to the state of Missouri or any political subdivision of this state pursuant to the provisions of chapter 148, or an express company which pays an annual tax on its gross receipts in this state pursuant to chapter 153, or an individual subject to the state income tax imposed by the provisions of chapter 143, or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.
2. (1) Beginning on March 29, 2013, any contribution to a pregnancy resource center made on or after January 1, 2013, shall be eligible for tax credits as provided by this section.
- (2) For all tax years beginning on or after January 1, 2007, and ending on or before December 31, 2020, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount such taxpayer contributed to a pregnancy resource center. For all tax years beginning on or after January 1, 2021, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to seventy percent of the amount such taxpayer contributed to a pregnancy resource center.
3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year **for each fiscal year ending on or before June 30, 2021, and one hundred thousand dollars per tax year for each fiscal year beginning on or after July 1, 2021.** However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over only to the next succeeding tax year. No tax credit issued under this section shall be assigned, transferred, or sold.
4. Except for any excess credit which is carried over pursuant to subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contribution or contributions to a pregnancy resource center or centers in such taxpayer's tax year has a value of at least one hundred dollars.
5. The director shall determine, at least annually, which facilities in this state may be classified as pregnancy resource centers. The director may require of a facility seeking to be classified as a pregnancy resource center whatever information which is reasonably necessary to make such a determination. The director shall classify a facility as a pregnancy resource center if such facility meets the definition set forth in subsection 1 of this section.
6. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a pregnancy resource center. Pregnancy resource centers shall be permitted to decline a contribution from a taxpayer. The cumulative amount of tax credits which may be claimed by all the taxpayers contributing to pregnancy resource centers in any one fiscal year shall not exceed two million dollars for all fiscal years ending on or before June 30, 2014, and two million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2014, and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019, and ending on or before June 30, 2021. For all fiscal years beginning on or after July 1, 2021, there shall be no limit imposed on the cumulative amount of tax credits that may be claimed by all taxpayers contributing to pregnancy resource centers under the provisions of this section. Tax credits shall be issued in the order contributions are received. If the amount of tax credits redeemed in a fiscal year is less than the cumulative amount authorized under this subsection, the difference shall be carried over to a subsequent fiscal year or years and shall be added to the cumulative amount of tax credits that may be authorized in that fiscal year or years.

7. For all fiscal years ending on or before June 30, 2021, the director shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the director, the cumulative amount of tax credits are equally apportioned among all facilities classified as pregnancy resource centers. If a pregnancy resource center fails to use all, or some percentage to be determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion these unused tax credits to those pregnancy resource centers that have used all, or some percentage to be determined by the director, of their apportioned tax credits during this predetermined period of time. The director may establish more than one period of time and reapportion more than once during each fiscal year. To the maximum extent possible, the director shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

8. Each pregnancy resource center shall provide information to the director concerning the identity of each taxpayer making a contribution to the pregnancy resource center who is claiming a tax credit pursuant to this section and the amount of the contribution. The director shall provide the information to the director of revenue. The director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. The provisions of section 23.253 shall not apply to this section.

135.647. 1. As used in this section, the following terms shall mean:

- (1) "Local food pantry", any food pantry that is:
 - (a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and
 - (b) Distributing emergency food supplies to Missouri low-income people who would otherwise not have access to food supplies in the area in which the taxpayer claiming the tax credit under this section resides;
- (2) "Local homeless shelter", any homeless shelter that is:
 - (a) Exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and
 - (b) Providing temporary living arrangements, in the area in which the taxpayer claiming the tax credit under this section resides, for individuals and families who otherwise lack a fixed, regular, and adequate nighttime residence and lack the resources or support networks to obtain other permanent housing;
- (3) "Local soup kitchen", any soup kitchen that is:
 - (a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and
 - (b) Providing prepared meals through an established congregate feeding operation to needy, low-income persons including, but not limited to, homeless persons in the area in which the taxpayer claiming the tax credit under this section resides;
- (4) "Taxpayer", an individual, a firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in this state and subject to the state income tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. (1) Beginning on March 29, 2013, any donation of cash or food made to a local food pantry on or after January 1, 2013, unless such food is donated after the food's expiration date, shall be eligible for tax credits as provided by this section.

(2) Beginning on August 28, 2018, any donation of cash or food made to a local soup kitchen or local homeless shelter on or after January 1, 2018, unless such food is donated after the food's expiration date, shall be eligible for a tax credit as provided under this section.

(3) Any taxpayer who makes a donation that is eligible for a tax credit under this section shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent of the value of the donations made to the extent such amounts that have been subtracted from federal adjusted gross income or federal taxable income are added back in the determination of Missouri adjusted gross income or Missouri taxable income before the credit can be claimed. Each taxpayer claiming a tax credit under this section shall file an affidavit with the income tax return verifying the amount of their contributions. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed and shall not exceed two thousand five hundred dollars per taxpayer claiming the credit. Any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year shall not be refundable, but may be carried forward to any of the taxpayer's three subsequent tax years. No tax credit granted under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive a credit pursuant to this section if such taxpayer employs persons who are not authorized to work in the United States under federal law. No taxpayer shall be able to claim more than one credit under this section for a single donation.

3. The cumulative amount of tax credits under this section which may be allocated to all taxpayers contributing to a local food pantry, local soup kitchen, or local homeless shelter ~~in any one~~ **for each** fiscal year **ending on or before June 30, 2021**, shall not exceed one million seven hundred fifty thousand dollars.

The cumulative amount of tax credits under this section that may be allocated to all taxpayers contributing to a local food pantry, local soup kitchen, or local homeless shelter for each fiscal year beginning on or after July 1, 2021, shall not exceed four million dollars. The director of revenue shall establish a procedure by which the cumulative amount of tax credits is apportioned among all taxpayers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed. To the maximum extent possible, the director of revenue shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

4. Any local food pantry, local soup kitchen, or local homeless shelter may accept or reject any donation of food made under this section for any reason. For purposes of this section, any donations of food accepted by a local food pantry, local soup kitchen, or local homeless shelter shall be valued at fair market value, or at wholesale value if the taxpayer making the donation of food is a retail grocery store, food broker, wholesaler, or restaurant.

5. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of August 28, 2018, and shall expire on December 31, 2026, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair a taxpayer's ability to redeem tax credits authorized on or before the date the program authorized under this section expires.

135.679. 1. This section shall be known and may be cited as the "Qualified Beef Tax Credit Act".

2. As used in this section, the following terms mean:

(1) "Agricultural property", any real and personal property, including but not limited to buildings, structures, improvements, equipment, and livestock, that is used in or is to be used in this state by residents of this state for:

- (a) The operation of a farm or ranch; and
- (b) Grazing, feeding, or the care of livestock;

(2) "Authority", the agricultural and small business development authority established in chapter 348;

(3) "Backgrounded", any additional weight at the time of the first qualifying sale, before being finished, above the established baseline weight;

(4) "Baseline weight", the average weight in the immediate past two years of all beef animals sold that are thirty months of age or younger, categorized by sex. Baseline weight for qualified beef animals that are physically out-of-state but whose ownership is retained by a resident of this state shall be established by the average transfer weight in the immediate past two years of all beef animals that are thirty months of age or younger and that are transferred out-of-state but whose ownership is retained by a resident of this state, categorized by sex. The established baseline weight shall be effective for a period of three years. If the taxpayer is a qualifying beef animal producer with fewer than two years of production, the baseline weight shall be established by the available average weight in the immediate past year of all beef animals sold that are thirty months of age or younger, categorized by sex. If the qualifying beef animal producer has no previous production, the baseline weight shall be established by the authority;

(5) "Finished", the period from backgrounded to harvest;

(6) "Qualifying beef animal", any beef animal that is certified by the authority, that was born in this state after August 28, 2008, that was raised and backgrounded or finished in this state by the taxpayer, excluding any beef animal more than thirty months of age as verified by certified written birth records;

(7) "Qualifying sale", the first time a qualifying beef animal is sold in this state after the qualifying beef animal is backgrounded, and a subsequent sale if the weight of the qualifying beef animal at the time of the subsequent sale is greater than the weight of the qualifying beef animal at the time of the first qualifying sale of such beef animal;

(8) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or otherwise due under chapter 147;

- (9) "Taxpayer", any individual or entity who:
 - (a) Is subject to the tax imposed in chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 147;
 - (b) In the case of an individual, is a resident of this state as verified by a 911 address or in the absence of a 911 system, a physical address; and
 - (c) Owns or rents agricultural property and principal place of business is located in this state.
- 3. (1) For all tax years beginning on or after January 1, 2009, but ending on or before December 31, 2021, a taxpayer shall be allowed a tax credit for the first qualifying sale and for a subsequent qualifying sale of all qualifying beef animals.
 - (2) The tax credit amount for the first qualifying sale shall be ten cents per pound for qualifying sale weights under six hundred pounds and twenty-five cents per pound for qualifying sale weights of six hundred pounds or greater, shall be based on the backgrounded weight of all qualifying beef animals at the time of the first qualifying sale, and shall be calculated as follows:
 - (a) If the qualifying sale weight is under six hundred pounds, the qualifying sale weight minus the baseline weight multiplied by ten cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight; or
 - (b) If the qualifying sale weight is six hundred pounds or greater, the qualifying sale weight minus the baseline weight multiplied by twenty-five cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight.
 - (3) The tax credit amount for each subsequent qualifying sale shall be ten cents per pound for qualifying sale weights under six hundred pounds and twenty-five cents per pound for qualifying sale weights of six hundred pounds or greater, shall be based on the backgrounded weight of all qualifying beef animals at the time of the subsequent qualifying sale, and shall be calculated as follows:
 - (a) If the qualifying sale weight is under six hundred pounds, the qualifying sale weight minus the baseline weight multiplied by ten cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight; or
 - (b) If the qualifying sale weight is six hundred pounds or greater, the qualifying sale weight minus the baseline weight multiplied by twenty-five cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight.

The authority may waive no more than twenty-five percent of the one-hundred-pound weight gain requirement, but any such waiver shall be based on a disaster declaration issued by the U.S. Department of Agriculture.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the qualifying sale of the qualifying beef occurred, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer's four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed fifteen thousand dollars per year. No taxpayer shall be allowed to claim tax credits under this section for more than three years. The amount of tax credits that may be issued to all eligible applicants claiming tax credits authorized in this section and section 135.686 ~~in a calendar~~ **for each fiscal year ending on or before June 30, 2021**, shall not exceed two million dollars. **The amount of tax credits that may be issued to all eligible applicants claiming tax credits authorized in this section and section 135.686 for each fiscal year beginning on or after July 1, 2021, shall not exceed four million dollars.** Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent years.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a qualified sale was made and for which a tax credit is claimed under this section. The application shall include any certified documentation and information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the qualified sale meet all criteria required by this section and approval is granted by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. Whenever a tax credit certificate is assigned, transferred, sold or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate or the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

8. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

9. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298.

135.686. 1. This section shall be known and may be cited as the "Meat Processing Facility Investment Tax Credit Act".

2. As used in this section, the following terms mean:

- (1) "Authority", the agricultural and small business development authority established in chapter 348;
- (2) "Meat processing facility", any commercial plant, as defined under section 265.300, at which livestock are slaughtered or at which meat or meat products are processed for sale commercially and for human consumption;
- (3) "Meat processing modernization or expansion", constructing, improving, or acquiring buildings or facilities, or acquiring equipment for meat processing including the following, if used exclusively for meat processing and if acquired and placed in service in this state during tax years beginning on or after January 1, 2017, but ending on or before December 31, ~~2024~~ **2027**:
 - (a) Building construction including livestock handling, product intake, storage, and warehouse facilities;
 - (b) Building additions;
 - (c) Upgrades to utilities including water, electric, heat, refrigeration, freezing, and waste facilities;
 - (d) Livestock intake and storage equipment;
 - (e) Processing and manufacturing equipment including cutting equipment, mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking equipment, pipes, motors, pumps, and valves;
 - (f) Packaging and handling equipment including sealing, bagging, boxing, labeling, conveying, and product movement equipment;
 - (g) Warehouse equipment including storage and curing racks;
 - (h) Waste treatment and waste management equipment including tanks, blowers, separators, dryers, digesters, and equipment that uses waste to produce energy, fuel, or industrial products;
 - (i) Computer software and hardware used for managing the claimant's meat processing operation including software and hardware related to logistics, inventory management, production plant controls, and temperature monitoring controls; and
 - (j) Construction or expansion of retail facilities or the purchase or upgrade of retail equipment for the commercial sale of meat products if the retail facility is located at the same location as the meat processing facility;
- (4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 147;
- (5) "Taxpayer", any individual or entity who:
 - (a) Is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or the tax imposed under chapter 147;
 - (b) In the case of an individual, is a resident of this state as verified by a 911 address or, in the absence of a 911 system, a physical address; and
 - (c) Owns a meat processing facility located in this state;
- (6) "Used exclusively", used to the exclusion of all other uses except for use not exceeding five percent of total use.

3. For all tax years beginning on or after January 1, 2017, but ending on or before December 31, ~~2024~~ **2027**, a taxpayer shall be allowed a tax credit for meat processing modernization or expansion related to the taxpayer's meat processing facility. The tax credit amount shall be equal to twenty-five percent of the amount the taxpayer paid in the tax year for meat processing modernization or expansion.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the meat processing modernization or expansion expenses were paid, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer's four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed seventy-five thousand dollars per year. If two or more persons own and operate the meat processing facility, each person may claim a credit under this section in proportion to his or her ownership interest; except that, the aggregate amount of the credits claimed by all persons who own and operate the meat processing facility shall not exceed seventy-five thousand dollars per year. The amount of tax credits authorized in this section and section 135.679 ~~[in a calendar]~~ **for each fiscal year ending on or before June 30, 2021, shall not exceed two million dollars. The amount of tax credits that may be issued to all eligible applicants claiming tax credits authorized in this section and section 135.679 for each fiscal year beginning on or after July 1, 2021, shall not exceed four million dollars.** Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent year.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a meat processing modernization or expansion project was completed and for which a tax credit is claimed under this section. The application shall include any certified documentation, proof of meat processing modernization or expansion, and any other information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the meat processing modernization or expansion meet all criteria required by this section and approval is granted by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. If a tax credit certificate is assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate and the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall promulgate rules establishing a process for verifying that a facility's modernization or expansion for which tax credits were allowed under this section has in fact expanded the facility's production within three years of the issuance of the tax credit and if not, the authority shall promulgate through rulemaking a process by which the taxpayer shall repay the authority an amount equal to that of the tax credit allowed.

8. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

9. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

10. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298."; and

Further amend said bill, Page 3, Section 144.142, Line 26, by inserting after all of said section and line the following:

"348.505. 1. As used in this section, "state tax liability", any state tax liability incurred by a taxpayer under the provisions of chapters 143, 147, and 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions.

2. Any eligible lender under the family farm livestock loan program under section 348.500 shall be entitled to receive a tax credit equal to one hundred percent of the amount of interest waived by the lender under section 348.500 on a qualifying loan for the first year of the loan only. The tax credit shall be evidenced by a tax credit certificate issued by the agricultural and small business development authority and may be used to satisfy the state tax liability of the owner of such certificate that becomes due in the tax year in which the interest on a qualified loan is waived by the lender under section 348.500. No lender may receive a tax credit under this section unless such

person presents a tax credit certificate to the department of revenue for payment of such state tax liability. The amount of the tax credits that may be issued to all eligible lenders claiming tax credits authorized in this section ~~in~~ **a) for each fiscal year ending on or before June 30, 2021,** shall not exceed three hundred thousand dollars. **The amount of the tax credits that may be issued to all eligible lenders claiming tax credits authorized in this section for each fiscal year beginning on or after July 1, 2021, shall not exceed two million dollars.**

3. The agricultural and small business development authority shall be responsible for the administration and issuance of the certificate of tax credits authorized by this section. The authority shall issue a certificate of tax credit at the request of any lender. Each request shall include a true copy of the loan documents, the name of the lender who is to receive a certificate of tax credit, the type of state tax liability against which the tax credit is to be used, and the amount of the certificate of tax credit to be issued to the lender based on the interest waived by the lender under section 348.500 on the loan for the first year.

4. The Missouri department of revenue shall accept a certificate of tax credit in lieu of other payment in such amount as is equal to the lesser of the amount of the tax or the remaining unused amount of the credit as indicated on the certificate of tax credit, and shall indicate on the certificate of tax credit the amount of tax thereby paid and the date of such payment.

5. The following provisions shall apply to tax credits authorized under this section:

(1) Tax credits claimed in a taxable year may be claimed on a quarterly basis and applied to the estimated quarterly tax of the lender;

(2) Any amount of tax credit which exceeds the tax due, including any estimated quarterly taxes paid by the lender under subdivision (1) of this subsection which results in an overpayment of taxes for a taxable year, shall not be refunded but may be carried over to any subsequent taxable year, not to exceed a total of three years for which a tax credit may be taken for a qualified family farm livestock loan;

(3) Notwithstanding any provision of law to the contrary, a lender may assign, transfer or sell tax credits authorized under this section, with the new owner of the tax credit receiving the same rights in the tax credit as the lender. For any tax credits assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed by the lender with the authority specifying the name and address of the new owner of the tax credit and the value of such tax credit; and

(4) Notwithstanding any other provision of this section to the contrary, any commercial bank may use tax credits created under this section as provided in section 148.064 and receive a net tax credit against taxes actually paid in the amount of the first year's interest on loans made under this section. If such first year tax credits reduce taxes due as provided in section 148.064 to zero, the remaining tax credits may be carried over as otherwise provided in this section and utilized as provided in section 148.064 in subsequent years."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 3** was adopted.

Representative Shaul offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 226, Page 1, Section A, Line 2, by inserting after said section and line the following:

"144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; [or]

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended[-]; or

(14) The purchase by a grocery store of food that is intended for resale but that cannot be resold because of theft or because the food has become spoiled and would not be safe for consumption.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
DeGroot	Derges	Eggleston	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Perkins
Plocher	Pollock 123	Porter	Pouche	Railsback
Reedy	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shields	Simmons	Smith 155
Stacy	Stephens 128	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
West	Wiemann	Wright	Mr. Speaker	

NOES: 046

Adams	Aldridge	Anderson	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burton	Butz	Clemens	Collins	Davis
Dinkins	Doll	Ellebracht	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Shaul	Smith 45	Smith 67	Stevens 46	Taylor 139
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 027

Appelbaum	Black 7	Bosley	Burnett	Cupps
Deaton	Dogan	Evans	Fogle	Gregory 96
Hicks	Hill	McDaniel	Merideth	Morse
Patterson	Pietzman	Pike	Pollitt 52	Price IV
Richey	Roden	Schnelting	Smith 163	Tate
Walsh 50	Windham			

VACANCIES: 001

On motion of Representative Shaul, **House Amendment No. 4** was adopted.

Representative Francis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 226, Page 3, Section 144.142, Line 26, by inserting after all of said section and line the following:

"167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in sections 167.121, 167.131, 167.132, and 167.895.

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support—if the children are between the ages of six and twenty years and are unable to pay tuition—may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. **(1) For all school years ending on or before June 30, 2022**, any person who pays a school tax in any other district than that in which ~~[he]~~ **the person** resides may send ~~[his]~~ **the person's** children to any public school in the district in which the tax is paid and receive as a credit on the amount charged for tuition the amount of the school tax paid to the district; except that any person who owns real estate of which eighty acres or more are used for agricultural purposes and upon which ~~[his]~~ **the person's** residence is situated may send ~~[his]~~ **the person's** children to public school in any school district in which a part of such real estate, contiguous to that upon which ~~[his]~~ **the person's** residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

(2) For all school years beginning on or after July 1, 2022, any person who owns residential real property or agricultural real property and pays a school tax in any district other than the district in which the person resides may send any of the person's children to a public school in any district in which the person pays such school tax. The school district or public school of choice shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

4. **(1) For all school years ending on or before June 30, 2022**, any owner of agricultural land who, ~~[pursuant to]~~ **under subdivision (1) of subsection 3 of this section**, has the option of sending ~~[his]~~ **such person's** children to the public schools of more than one district shall exercise such option as provided in this ~~[subsection]~~ **subdivision**. Such person shall send written notice to all school districts involved specifying to which school district ~~[his]~~ **the** children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of ~~[his]~~ **the person's** property lies. Such person shall not send any of ~~[his]~~ **such person's** children to the public schools of any district other than the one to which ~~[he]~~ **such person** has sent notice pursuant to this ~~[subsection]~~ **subdivision** in that school year or in which the majority of ~~[his]~~ **such person's** property lies without paying tuition to such school district.

(2) For all school years beginning on or after July 1, 2022, any owner of real property who elects to exercise the option provided in subdivision (2) of subsection 3 of this section shall exercise such option as provided in this subdivision. Such person shall send written notice to all school districts involved specifying which school district each child will attend thirty days prior to enrollment. When providing such notice, the person shall present proof of the person's payment of at least three thousand dollars of school taxes levied on the real property within such school district and ownership of the real property for no less than three years. Such proof may be determined by taking the school taxes paid on the most recent property tax receipt multiplied by the years of property ownership. If a school district to which the person wishes to send a child does not receive the notification required under this subdivision, the child shall attend school in the district in which the person resides. Such person shall not send a child to the public schools of any district in which the person does not reside other than the district to which such person has sent notice under this subdivision relating to the particular child for that school year.

5. If a pupil is attending school in a district other than the district of residence and the pupil's parent is teaching in the school district or is a regular employee of the school district which the pupil is attending, then the district in which the pupil attends school shall allow the pupil to attend school upon payment of tuition in the same manner in which the district allows other pupils not entitled to free instruction to attend school in the district. The provisions of this subsection shall apply only to pupils attending school in a district which has an enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county ~~[of the first classification]~~ with a charter form of government which has a population in excess of six hundred thousand persons and not in excess of nine hundred thousand persons."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Bill No. 226, Page 1, Line 1, by inserting after the number "226," the following:

"Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"135.305. A Missouri wood energy producer shall be eligible for a tax credit on taxes otherwise due under chapter 143, except sections 143.191 to 143.261, as a production incentive to produce processed wood products in a qualified wood-producing facility using Missouri forest product residue. The tax credit to the wood energy producer shall be five dollars per ton of processed material. The credit may be claimed for a period of five years and is to be a tax credit against the tax otherwise due. No new tax credits, provided for under sections 135.300 to 135.311, shall be authorized after June 30, ~~2020~~ 2027. In no event shall the aggregate amount of all tax credits allowed under sections 135.300 to 135.311 exceed six million dollars in any given fiscal year. There shall be no tax credits authorized under sections 135.300 to 135.311 unless an appropriation is made for such tax credits.

135.755. 1. For the purposes of this section, the following terms shall mean:

- (1) "Department", the Missouri department of revenue;
- (2) "Higher ethanol blend", a fuel capable of being dispensed directly into motor vehicle fuel tanks for consumption that is comprised of at least fifteen percent but not more than eighty-five percent ethanol;
- (3) "Retail dealer", a person that owns or operates a retail service station;
- (4) "Retail service station", a location from which higher ethanol blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2022, a retail dealer that sells higher ethanol blend at such retail dealer's retail service station shall be allowed a tax credit to be taken against the retail dealer's state income tax liability. The amount of the credit shall equal five cents per gallon of higher ethanol blend sold by the retail dealer and dispensed through metered pumps at the retail dealer's retail service station during the tax year in which the tax credit is claimed. Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall not be refundable, but may be carried forward to any of the five subsequent tax years. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed four million dollars.

3. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

4. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December 31, 2027, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.775. 1. For the purposes of this section, the following terms shall mean:

(1) "Biodiesel blend", a blend of diesel fuel and biodiesel fuel between five percent and twenty percent for on-road and off-road diesel-fueled vehicle use. Biodiesel blend shall comply with the ASTM International specification D7467-19, or the most recent specifications;

(2) "Biodiesel fuel", a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the ASTM International specification D6751-19, or the most recent specification, for Biodiesel Fuel (B100) or (B99) Blend Stock for Distillate Fuels. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section, unless the palm oil is contained within waste oil and grease collected within the United States;

(3) "Department", the Missouri department of revenue;

(4) "Retail dealer", a person that owns or operates a retail service station;

(5) "Retail service station", a location from which biodiesel blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2022, a retail dealer that sells a biodiesel blend at a retail service station shall be allowed a tax credit to be taken against the retail dealer's state income tax liability. The amount of the tax credit shall be as follows:

(1) Two cents per gallon of biodiesel blend of at least five percent but not more than ten percent sold by a retail dealer at a retail service station during the tax year for which the tax credit is claimed; or

(2) Five cents per gallon of biodiesel blend in excess of ten percent sold by a retail dealer at a retail service station during the tax year for which the tax credit is claimed.

Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed twenty million dollars.

3. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned equally to all eligible retail dealers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed.

4. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

5. The department may work with the division of weights and measures within the department of agriculture to validate that the biodiesel blend a retail dealer claims for the tax credit authorized under this section contains a sufficient percentage of biodiesel fuel.

6. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December 31, 2027, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.686. 1. This section shall be known and may be cited as the "Meat Processing Facility Investment Tax Credit Act".

2. As used in this section, the following terms mean:

(1) "Authority", the agricultural and small business development authority established in chapter 348;

(2) "Meat processing facility", any commercial plant, as defined under section 265.300, at which livestock are slaughtered or at which meat or meat products are processed for sale commercially and for human consumption;

(3) "Meat processing modernization or expansion", constructing, improving, or acquiring buildings or facilities, or acquiring equipment for meat processing including the following, if used exclusively for meat processing and if acquired and placed in service in this state during tax years beginning on or after January 1, 2017, but ending on or before December 31, ~~[2021]~~ **2027**:

- (a) Building construction including livestock handling, product intake, storage, and warehouse facilities;
- (b) Building additions;
- (c) Upgrades to utilities including water, electric, heat, refrigeration, freezing, and waste facilities;
- (d) Livestock intake and storage equipment;
- (e) Processing and manufacturing equipment including cutting equipment, mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking equipment, pipes, motors, pumps, and valves;
- (f) Packaging and handling equipment including sealing, bagging, boxing, labeling, conveying, and product movement equipment;
- (g) Warehouse equipment including storage and curing racks;
- (h) Waste treatment and waste management equipment including tanks, blowers, separators, dryers, digesters, and equipment that uses waste to produce energy, fuel, or industrial products;
- (i) Computer software and hardware used for managing the claimant's meat processing operation including software and hardware related to logistics, inventory management, production plant controls, and temperature monitoring controls; and

(j) Construction or expansion of retail facilities or the purchase or upgrade of retail equipment for the commercial sale of meat products if the retail facility is located at the same location as the meat processing facility;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 147;

(5) "Taxpayer", any individual or entity who:

(a) Is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or the tax imposed under chapter 147;

(b) In the case of an individual, is a resident of this state as verified by a 911 address or, in the absence of a 911 system, a physical address; and

(c) Owns a meat processing facility located in this state;

(6) "Used exclusively", used to the exclusion of all other uses except for use not exceeding five percent of total use.

3. For all tax years beginning on or after January 1, 2017, but ending on or before December 31, ~~[2021]~~ **2027**, a taxpayer shall be allowed a tax credit for meat processing modernization or expansion related to the taxpayer's meat processing facility. The tax credit amount shall be equal to twenty-five percent of the amount the taxpayer paid in the tax year for meat processing modernization or expansion.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the meat processing modernization or expansion expenses were paid, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer's four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed seventy-five thousand dollars per year. If two or more persons own and operate the meat processing facility, each person may claim a credit under this section in proportion to his or her ownership interest; except that, the aggregate amount of the credits claimed by all persons who own and operate the meat processing facility shall not exceed seventy-five thousand dollars per year. The amount of tax credits authorized in this section and section 135.679 in a calendar year shall not exceed two million dollars. Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent year.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a meat processing modernization or expansion project was completed and for which a tax credit is claimed under this section. The application shall include any certified documentation, proof of meat processing modernization or expansion, and any other information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the meat processing modernization or expansion meet all criteria required by this section and approval is granted by the

authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. If a tax credit certificate is assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate and the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall promulgate rules establishing a process for verifying that a facility's modernization or expansion for which tax credits were allowed under this section has in fact expanded the facility's production within three years of the issuance of the tax credit and if not, the authority shall promulgate through rulemaking a process by which the taxpayer shall repay the authority an amount equal to that of the tax credit allowed.

8. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

9. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

10. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298.

137.1018. 1. The commission shall ascertain the statewide average rate of property taxes levied the preceding year, based upon the total assessed valuation of the railroad and street railway companies and the total property taxes levied upon the railroad and street railway companies. It shall determine total property taxes levied from reports prescribed by the commission from the railroad and street railway companies. Total taxes levied shall not include revenues from the surtax on subclass three real property.

2. The commission shall report its determination of average property tax rate for the preceding year, together with the taxable distributable assessed valuation of each freight line company for the current year to the director no later than October first of each year.

3. Taxes on property of such freight line companies shall be collected at the state level by the director on behalf of the counties and other local public taxing entities and shall be distributed in accordance with sections 137.1021 and 137.1024. The director shall tax such property based upon the distributable assessed valuation attributable to Missouri of each freight line company, using the average tax rate for the preceding year of the railroad and street railway companies certified by the commission. Such tax shall be due and payable on or before December thirty-first of the year levied and, if it becomes delinquent, shall be subject to a penalty equal to that specified in section 140.100.

4. (1) As used in this subsection, the following terms mean:

(a) "Eligible expenses", expenses incurred in this state to manufacture, maintain, or improve a freight line company's qualified rolling stock;

(b) "Qualified rolling stock", any freight, stock, refrigerator, or other railcars subject to the tax levied under this section.

(2) For all taxable years beginning on or after January 1, 2009, a freight line company shall, subject to appropriation, be allowed a credit against the tax levied under this section for the applicable tax year. The tax credit amount shall be equal to the amount of eligible expenses incurred during the calendar year immediately preceding the tax year for which the credit under this section is claimed. The amount of the tax credit issued shall not exceed the freight line company's liability for the tax levied under this section for the tax year for which the credit is claimed.

(3) A freight line company may apply for the credit by submitting to the commission an application in the form prescribed by the state tax commission.

(4) Subject to appropriation, the state shall reimburse, on an annual basis, any political subdivision of this state for any decrease in revenue due to the provisions of this subsection.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under **subsection 4** of this section shall expire on August 28, ~~[2020]~~ **2027**; and

(2) **Subsection 4** of this section shall terminate on September 1, ~~[2021]~~ **2028**."; and

Further amend said bill,"; and

Further amend said amendment, Page 2, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"hundred thousand persons and not in excess of nine hundred thousand persons.
348.436. The provisions of sections 348.430 to 348.436 shall expire December 31, [2021] 2027."; and";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Francis, **House Amendment No. 5, as amended**, was adopted.

Representative Thomas offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 226, Page 3, Section 144.142, Line 26, by inserting after all of said section and line the following:

"144.813. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all sales of class III medical devices described in section 513(a)(a)(C) of the Federal Food, Drug, and Cosmetic Act as codified in 21 U.S.C. 360(c)(1)(C) that use electric fields for the purposes of the treatment of cancer including components and repair parts and the disposable or single patient use supplies required for the use of such devices."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thomas, **House Amendment No. 6** was adopted.

Representative Schwadron offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 226, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"143.081. 1. A resident individual, resident estate, and resident trust shall be allowed a credit against the tax otherwise due pursuant to sections 143.005 to 143.998 for the amount of any income tax imposed for the taxable year by another state of the United States (or a political subdivision thereof) or the District of Columbia on income derived from sources therein and which is also subject to tax pursuant to sections 143.005 to 143.998. For purposes of this subsection, the phrase "income tax imposed" shall be that amount of tax before any income tax credit allowed by such other state or the District of Columbia if the other state or the District of Columbia authorizes a reciprocal benefit for residents of this state.

2. The credit provided pursuant to this section shall not exceed an amount which bears the same ratio to the tax otherwise due pursuant to sections 143.005 to 143.998 as the amount of the taxpayer's Missouri adjusted gross income derived from sources in the other taxing jurisdiction bears to the taxpayer's Missouri adjusted gross income

derived from all sources. In applying the limitation of the previous sentence to an estate or trust, Missouri taxable income shall be substituted for Missouri adjusted gross income. If the tax of more than one other taxing jurisdiction is imposed on the same item of income, the credit shall not exceed the limitation that would result if the taxes of all the other jurisdictions applicable to the item were deemed to be of a single jurisdiction.

3. (1) For the purposes of this section, in the case of an S corporation, each resident S shareholder shall be considered to have paid a tax imposed on the shareholder in an amount equal to the shareholder's pro rata share of any net income tax paid by the S corporation to a state which does not measure the income of shareholders on an S corporation by reference to the income of the S corporation or where a composite return and composite payments are made in such state on behalf of the S shareholders by the S corporation.

(2) **A resident S shareholder shall be eligible for a credit issued pursuant to this section in an amount equal to the shareholder's pro rata share of any income tax imposed pursuant to chapter 143 on income derived from sources in another state of the United States, or a political subdivision thereof, or the District of Columbia, and which is subject to tax pursuant to chapter 143 but is not subject to tax in such other jurisdiction.**

4. For purposes of subsection 3 of this section, in the case of an S corporation that is a bank chartered by a state, the Office of Thrift Supervision, or the comptroller of currency, each Missouri resident S shareholder of such out-of-state bank shall qualify for the shareholder's pro rata share of any net tax paid, including a bank franchise tax based on the income of the bank, by such S corporation where bank payment of taxes are made in such state on behalf of the S shareholders by the S bank to the extent of the tax paid."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 7** was adopted.

Representative Murphy offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 226, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"139.305. 1. For the purposes of this section, the following terms shall mean:

(1) **"Real property", any real property that is not residential property, as such term is defined in section 137.016;**

(2) **"Restrictive order", any city-wide or county-wide ordinance or order imposed by a city or county that prohibits or otherwise restricts the use of a taxpayer's real property, including, but not limited to, occupancy restrictions. Such term shall not include any ordinance or order prohibiting or restricting the use of a taxpayer's real property due to a violation of a public health or safety code.**

2. Notwithstanding any provision of law to the contrary, beginning January 1, 2021, any taxpayer who is a resident of a city or county that imposes one or more restrictive orders for a combined total in excess of fifteen days during a calendar year shall receive a credit on property taxes owed on such affected real property.

3. The amount of the credit authorized by this section shall be a percentage of the property tax liability that is equal to the percentage of the calendar year that the taxpayer was subject to restrictions on the use of his or her real property, provided that the first fifteen total combined days that restrictive orders are in effect during a calendar year shall not count toward the calculation of the tax credit pursuant to this subsection.

4. (1) A taxpayer eligible for a credit pursuant to this section shall timely pay all property tax owed prior to any credit applied pursuant to this section, and shall, no later than December thirty-first, submit a written statement to the city or county requesting the amount of property tax owed to such taxpayer. The city or county shall, by no later than thirty days following the receipt of such a statement, issue a refund to the taxpayer for the amount of property tax owed to such taxpayer pursuant to this section.

(2) Notwithstanding the provisions of this section to the contrary, a taxpayer receiving a tax credit pursuant to this section that leases or rents all or a portion of his or her affected real property to one or more other taxpayers shall distribute such tax credit on a pro rata basis to the taxpayers who are current on all lease or rental payments owed to the taxpayer receiving the credit pursuant to this section.

5. The provisions of this section shall only apply to real property tax liabilities owed to a city or county imposing a restrictive order, and shall not apply to property tax liabilities owed to any other taxing jurisdiction or to property tax liabilities owed on tangible personal property."; and

Further amend said bill, Page 3, Section 144.142, Line 26, by inserting after all of said section and line the following:

"Section B. Because of the importance of property tax relief, the enactment of section 139.305 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 139.305 of this act shall be in full force and effect upon its passage and approval.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Bill No. 226, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of ~~[defective or inadequate street layout,]~~ insanitary or unsafe conditions, ~~[deterioration of site improvements, improper subdivision or obsolete platting,]~~ or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, ~~[morals,]~~ or welfare in its present condition and use, and, for redevelopment areas located in a city not within a county, which has a median household income less than or equal to two hundred percent of the federal poverty level, as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) ~~["Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;~~

~~———(4)—~~ "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic

activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

~~[(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:~~

- ~~—— (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or~~
- ~~—— (b) Result in increased employment in the municipality; or~~
- ~~—— (c) Result in preservation or enhancement of the tax base of the municipality;~~

~~[(6)] (4) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;~~

~~[(7)] (5) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;~~

~~[(8)] (6) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;~~

~~[(9)] (7) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;~~

~~[(10)] (8) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;~~

~~[(11)] (9) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;~~

~~[(12)] (10) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, [a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof,] which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;~~

~~[(13)] (11) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, [a conservation area, an economic development area, or a combination thereof,] and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;~~

~~[(14)] (12) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;~~

~~[(15)] (13) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:~~

- ~~(a) Costs of studies, surveys, plans, and specifications;~~
- ~~(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;~~

- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
 - (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
 - (e) ~~Initial costs for an economic development area;~~
 - ~~(f)~~ (f) Costs of construction of public works or improvements;
 - ~~(g)~~ (f) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;
 - ~~(h)~~ (g) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;
 - ~~(i)~~ (h) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;
 - ~~(j)~~ (i) Payments in lieu of taxes;
 - ~~(k)~~ (14) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;
 - ~~(l)~~ (15) "Taxing districts", any political subdivision of this state having the power to levy taxes;
 - ~~(m)~~ (16) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and
 - ~~(n)~~ (17) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.
- 99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:
- (1) The redevelopment area on the whole is a blighted area~~, a conservation area, or an economic development area,~~ and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a study conducted by a third party which includes a detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;
 - (2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;
 - (3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;
 - (4) A plan has been developed for relocation assistance for businesses and residences;
 - (5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if

the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project. At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under subsection 3 of section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission. Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance. After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area. Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under subsection 3 of section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

~~[3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.]~~

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805~~], that is located within a city not within a county or any county subject to the authority of the East West Gateway Council of Governments. Municipalities not subject to the authority of the East West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas].~~

139.305. 1. For the purposes of this section, the following terms shall mean:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 1 to House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Pike offered **House Amendment No. 2 to House Amendment No. 8.**

*House Amendment No. 2
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Bill No. 226, Page 1, Line 4, by inserting immediately before the number "139.305" on said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any

such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than ~~[fifty]~~ **two hundred** hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 2 to House Amendment No. 8** was adopted.

Representative Taylor (139) offered **House Amendment No. 3 to House Amendment No. 8**.

*House Amendment No. 3
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Bill No. 226, Page 1, Line 33, by deleting all of said line and inserting in lieu thereof the following:

"other taxing jurisdiction or to property tax liabilities owned on tangible personal property.

144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

- (1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;
- (2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;
- (3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;
- (4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;
- (5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;
- (6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;
- (7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;
- (8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; [or]

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended[-]; or

(14) The purchase by a retailer of products that are intended for resale but that cannot be resold because of theft or because the product is damaged and cannot be resold.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (139), **House Amendment No. 3 to House Amendment No. 8** was adopted.

On motion of Representative Murphy, **House Amendment No. 8, as amended**, was adopted.

On motion of Representative Christofanelli, **HCS SB 226, as amended**, was adopted.

On motion of Representative Christofanelli, **HCS SB 226, as amended**, was read the third time and passed by the following vote:

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AYES: 125

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Basye
Billington	Boggs	Bromley	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gray
Gregory 51	Gregory 96	Grier	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Mackey	Mayhew	McGaugh
McGill	Mosley	Murphy	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Price IV	Proudie	Quade	Railsback	Reedy
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	West	Wiemann	Young	Mr. Speaker

NOES: 011

Barnes	Clemens	DeGroot	Gunby	Johnson
Lewis 25	Lovasco	McCreery	McDaniel	Sharp 36
Weber				

PRESENT: 003

Bland Manlove	Terry	Windham
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ABSENT WITH LEAVE: 023

Aldridge	Appelbaum	Black 137	Black 7	Bosley
Brown 16	Brown 27	Burton	Cupps	Deaton
Fogle	Griesheimer	Hudson	Merideth	Morse
Nurrenbern	Pouche	Richey	Roden	Schnelting
Smith 163	Walsh 50	Wright		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 135

Anderson	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland

Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Richey	Riggs	Riley	Roberts
Rogers	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Stacy	Stevens 46	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 012

Adams	Barnes	Clemens	Doll	Gray
Gunby	Johnson	McDaniel	Rowland	Sharp 36
Unsicker	Walsh Moore 93			

PRESENT: 010

Aldridge	Bosley	Brown 70	Merideth	Mosley
Reedy	Rone	Smith 67	Terry	Windham

ABSENT WITH LEAVE: 005

Brown 27	Morse	Roden	Schnelting	Stephens 128
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VACANCIES: 001

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS#2 SCS HCS HB 271, as amended: Representatives Wiemann, Chipman, Taylor (139), McCreery, and Baringer

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Anderson	Atchison	Bailey	Baker	Basye
Brown 27	Burton	Busick	Cook	Davis
Evans	Francis	Gregory 51	Haffner	Hardwick
Kelley 127	Kelly 141	Lewis 6	Lovasco	McGill
Murphy	Owen	Perkins	Pollock 123	Riggs
Rone	Seitz	Shields	Taylor 139	Terry
Turnbaugh	Van Schoiack	Veit	West	Wright

NOES: 001

Rowland

PRESENT: 082

Andrews	Appelbaum	Aune	Barnes	Billington
Black 137	Boggs	Bromley	Buchheit-Courtway	Burger
Burnett	Butz	Chipman	Christofanelli	Clemens
Copeland	Davidson	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haley	Hannegan	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Knight	Lewis 25	Mayhew	McCreery
McGaugh	Nurrenbern	O'Donnell	Person	Pike
Plocher	Pollitt 52	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Riley	Roberts
Rogers	Ruth	Sander	Sassmann	Schwadron
Sharpe 4	Shaul	Smith 155	Smith 45	Smith 67
Stacy	Stephens 128	Tate	Taylor 48	Thompson
Toalson Reisch	Wallingford	Walsh Moore 93	Weber	Wiemann
Young	Mr. Speaker			

ABSENT WITH LEAVE: 044

Adams	Aldridge	Bangert	Baringer	Black 7
Bland Manlove	Bosley	Brown 16	Brown 70	Coleman 32
Coleman 97	Collins	Cupps	Deaton	DeGroot
Derges	Fogle	Gray	Ingle	Johnson
Kidd	Mackey	McDaniel	Merideth	Morse
Mosley	Patterson	Phifer	Pietzman	Price IV
Richey	Roden	Sauls	Schnelting	Schroer
Sharp 36	Simmons	Smith 163	Stevens 46	Thomas
Trent	Unsicker	Walsh 50	Windham	

VACANCIES: 001

THIRD READING OF SENATE BILLS

HCS SS SCS SB 43, HCS SS SCS SBs 53 & 60, HCS SB 72, SS SCS SB 120, HCS SS SB 141, HCS SS SCS SB 152, HCS SS SCS SB 289, HCS SB 303, HCS SB 330, HCS SS SB 333, and HCS SCS SB 403 were placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 141, relating to utilities, was taken up by Representative Black (137).

On motion of Representative Black (137), the title of **HCS SS SB 141** was agreed to.

Representative Black (137) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Pages 1-3, Section 386.895, Lines 1-57, by deleting all of said lines and inserting in lieu thereof the following:

"386.895. 1. As used in this section, the following terms shall mean:

(1) "Biogas", a mixture of carbon dioxide and hydrocarbons, primarily methane gas, released from the biological decomposition of organic materials;

(2) "Biomass", has the meaning given the term "qualified biomass" in section 142.028;

(3) "Gas corporation", the same as defined in section 386.020;

(4) "Qualified investment", any capital investment in renewable natural gas infrastructure incurred by a gas corporation for the purpose of providing natural gas service under a renewable natural gas program;

(5) "Renewable energy sources", hydroelectric, geothermal, solar photovoltaic, wind, tidal, wave, biomass, or biogas energy sources;

(6) "Renewable natural gas", any of the following products processed to meet pipeline quality standards or transportation fuel grade requirements:

(a) Biogas that is upgraded to meet natural gas pipeline quality standards such that it may blend with, or substitute for, geologic natural gas;

(b) Hydrogen gas; or

(c) Methane gas derived from any combination of:

a. Biogas;

b. Hydrogen gas or carbon oxides derived from renewable energy sources; or

c. Waste carbon dioxide;

(7) "Renewable natural gas infrastructure", all equipment and facilities for the production, processing, pipeline interconnection, and distribution of renewable natural gas to be furnished to Missouri customers.

2. The commission shall adopt rules for gas corporations to offer a voluntary renewable natural gas program. Rules adopted by the commission under this section shall include:

(1) Rules for reporting requirements; and

(2) Rules for establishing a process for gas corporations to fully recover incurred costs that are prudent, just, and reasonable associated with a renewable natural gas program. Such recovery shall not be permitted until the project is operational and produces renewable natural gas for customer use.

3. A filing by a gas corporation pursuant to the renewable natural gas program created in subsection 2 of this section shall include, but is not limited to:

(1) A proposal to procure a total volume of renewable natural gas over a specific period; and

(2) Identification of the qualified investments that the gas corporation may make in renewable natural gas infrastructure.

4. A gas corporation may from time to time revise the filing submitted to the commission under this section no more than one time per year.

5. Any costs incurred by a gas corporation for a qualified investment that are prudent, just, and reasonable may be recovered by means of an automatic rate adjustment clause.

6. When a gas corporation makes a qualified investment in the production of renewable natural gas, the costs associated with such qualified investment shall include the cost of capital established by the commission in the gas corporation's most recent general rate case.

7. On or before January 1, 2023, the division of energy within the department of natural resources shall provide to the chair of the public service commission, the speaker of the house of representatives, the president pro tempore of the senate, the chair of the senate committee on commerce, consumer protection, energy, and the environment, and the chair of the house of representatives utility committee, a report on the renewable natural gas program established under this section. Such report shall include, but not be limited to, the following:

- (1) The number of projects submitted for the renewable natural gas program and the number of projects approved for the renewable natural gas program;
- (2) The number of projects that are operational, and the costs, projected and actual, of such projects and other key metrics the division of energy deems important;
- (3) The volume of renewable natural gas produced in the state through projects that were approved by the renewable natural gas program as well as the percentage of renewable natural gas produced in relation to the total volume of natural gas sold in the state;
- (4) The environmental benefits of renewable natural gas, including but not limited to greenhouse gas reduction as a result of the production of renewable natural gas;
- (5) The economic benefits of the renewable natural gas program, including but not limited to local employment, value-added production for the agricultural sector, and other economic development; and
- (6) Any economic benefits or other costs to ratepayers.

8. Rules adopted by the commission under this section shall not prohibit an affiliate of a gas corporation from making a capital investment in a biogas production project if the affiliate is not a public utility as defined in section 386.020.

9. The public service commission may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

10. Pursuant to section 23.253 of the Missouri sunset act, this section and any rules enacted under this section shall expire nine years from the date the renewable natural gas program is established, unless reauthorized by the general assembly; provided that any rate adjustment authorized by this section shall continue so long as the renewable natural gas program remains in operation and produces renewable natural gas for customer use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (137), **House Amendment No. 1** was adopted.

Representative Francis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 1, Section 67.309, Line 6, by inserting after all of said section and line the following:

"91.025. 1. As used in this section, the following terms mean:

- (1) "Municipally owned or operated electric power system", a system for the distribution of electrical power and energy to the inhabitants of a municipality which is owned and operated by the municipality itself, whether operated under authority pursuant to this chapter or under a charter form of government;
- (2) "Permanent service", electrical service provided through facilities which have been permanently installed on a structure and which are designed to provide electric service for the structure's anticipated needs for the indefinite future, as contrasted with facilities installed temporarily to provide electrical service during construction. Service provided temporarily shall be at the risk of the electrical supplier and shall not be determinative of the rights of the provider or recipient of permanent service;

(3) "Structure" or "structures", an agricultural, residential, commercial, industrial or other building or a mechanical installation, machinery or apparatus at which retail electric energy is being delivered through a metering device which is located on or adjacent to the structure and connected to the lines of an electrical corporation, rural electric cooperative, municipally owned or operated electric power system, or joint municipal utility commission. Such terms shall include any contiguous or adjacent additions to or expansions of a particular structure. Nothing in this section shall be construed to confer any right on an electric supplier to serve new structures on a particular tract of land because it was serving an existing structure on that tract.

2. Once a municipally owned or operated electrical system, or its predecessor in interest, lawfully commences supplying retail electric energy to a structure through permanent service facilities, it shall have the right to continue serving such structure, and other suppliers of electrical energy shall not have the right to provide service to the structure except as might be otherwise permitted in the context of municipal annexation, pursuant to section 386.800 or pursuant to a territorial agreement approved under section 394.312. The public service commission, upon application made by a customer, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential, and the commission is hereby given jurisdiction over municipally owned or operated electric systems to accomplish the purpose of this section. The commission's jurisdiction under this section is limited to public interest determinations and excludes questions as to the lawfulness of the provision of service, such questions being reserved to courts of competent jurisdiction. Except as provided in this section, nothing in this section shall be construed as otherwise conferring upon the commission jurisdiction over the service, rates, financing, accounting or management of any such municipally owned or operated electrical system, and nothing in this section, section 393.106, and section 394.315 shall affect the rights, privileges or duties of any municipality to form or operate municipally owned or operated electrical systems. Nothing in this section shall be construed to make lawful any provision of service which was unlawful prior to July 11, 1991. Nothing in this section shall be construed to make unlawful the continued lawful provision of service to any structure which may have had a different supplier in the past, if such a change in supplier was lawful at the time it occurred.

3. Notwithstanding the provisions of this section and sections 393.106, 394.080, and 394.315 to the contrary, in the event that a retail electric supplier is providing service to a structure located within a city, town, or village that has ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric service supplier may provide permanent service to the new structure upon the request of the owner of the new structure.

386.800. 1. No municipally owned electric utility may provide electric energy at retail to any structure located outside the municipality's corporate boundaries after July 11, 1991, unless:

(1) The structure was lawfully receiving permanent service from the municipally owned electric utility prior to July 11, 1991; ~~or~~

(2) The service is provided pursuant to an approved territorial agreement under section 394.312;

(3) The service is provided pursuant to lawful municipal annexation and subject to the provisions of this section; or

(4) The structure is located in an area which was previously served by an electrical corporation regulated under chapter 386, and chapter 393, and the electrical corporation's authorized service territory was contiguous to or inclusive of the municipality's previous corporate boundaries, and the electrical corporation's ownership or operating rights within the area were acquired in total by the municipally owned electrical system prior to July 11, 1991. In the event that a municipally owned electric utility in a city with a population of more than one hundred twenty-five thousand located in a county of the first class not having a charter form of government and not adjacent to any other county of the first class desires to serve customers beyond the authorized service territory in an area which was previously served by an electrical corporation regulated under the provisions of chapter 386, and chapter 393, as provided in this subdivision, **in the absence of an approved territorial agreement under section 394.312**, the municipally owned utility shall apply to the public service commission for an order assigning nonexclusive service territories **and concurrently shall provide written notice of the application to other electric service suppliers with electric facilities located in or within one mile outside of the boundaries of the proposed expanded service territory.** The proposed service area shall be contiguous to the authorized service territory which was previously served by an electrical corporation regulated under the provisions of chapter 386, and chapter 393, as a condition precedent to the granting of the application. The commission shall have one hundred twenty days from the date of application to grant or deny the requested order. The commission, **after a hearing**, may grant the order upon a finding that granting of the applicant's request is not detrimental to the public interest. In granting the applicant's request the commission shall give due regard to territories previously granted to **or served by** other electric service suppliers **and the wasteful duplication of electric service facilities.**

2. Any municipally owned electric utility may extend, pursuant to lawful annexation, its **electric** service territory to include ~~[any structure located within a newly annexed area which has not received permanent service from another supplier within ninety days prior to the effective date of the annexation]~~ areas where another electric supplier currently is not providing permanent service to a structure. If a rural electric cooperative has existing electric service facilities with adequate and necessary service capability located in or within one mile outside the boundaries of the area proposed to be annexed, a majority of the existing developers, landowners, or prospective electric customers in the area proposed to be annexed may, anytime within forty five days prior to the effective date of the annexation, submit a written request to the governing body of the annexing municipality to invoke mandatory good faith negotiations under section 394.312 to determine which electric service supplier is best suited to serve all or portions of the newly annexed area. In such negotiations the following factors shall be considered, at a minimum:

- (1) The preference of landowners and prospective electric customers;
- (2) The rates, terms and conditions of service of the electric service suppliers;
- (3) The economic impact on the electric service suppliers;
- (4) Each electric service supplier's operational ability to serve all or portions of the annexed area within three years of the date the annexation becomes effective;
- (5) Avoiding the wasteful duplication of electric facilities;
- (6) Minimizing unnecessary encumbrances on the property and landscape within the area to be annexed; and
- (7) Preventing the waste of materials and natural resources.

If the municipally owned electric utility and rural electric cooperative are unable to negotiate a territorial agreement pursuant to section 394.312 within forty five days, then they may submit proposals to those submitting the original written request, whose preference shall control, section 394.080 to the contrary notwithstanding, and the governing body of the annexing municipality shall not reject the petition requesting annexation based on such preference. This subsection shall not apply to municipally-owned property in any newly annexed area.

3. In the event an electrical corporation rather than a municipally owned electric utility lawfully is providing electric service in the municipality, all the provisions of subsection 2 shall apply equally as if the electrical corporation were a municipally owned electric utility, except that if the electrical corporation and the rural electric cooperative are unable to negotiate a territorial agreement pursuant to section 394.312 within forty five days, then either electric supplier may file an application with the commission for an order determining which electric supplier should serve, in whole or in part, the area to be annexed. The application shall be made pursuant to the rules and regulations of the commission governing applications for certificates of public convenience and necessity. The commission after the opportunity for hearing shall make its determination after consideration of the factors set forth in subdivisions (1) through (7) of subsection 2 of this section, and section 394.080 to the contrary notwithstanding, may grant its order upon a finding that granting of the applicant's request is not detrimental to the public interest. The commission shall issue its decision by report and order no later than one hundred twenty days from the date of the application unless otherwise ordered by the commission for good cause shown. Review of such commission decisions shall be governed by sections 386.500 to 386.550. If the applicant is a rural electric cooperative, the commission shall charge to the rural electric cooperative the appropriate fees as set forth in subsection 9 of this section.

~~[3-]~~ 4. When a municipally owned electric utility desires to extend its service territory to include any structure located within a newly annexed area which has received permanent service from another **electric service** supplier within ninety days prior to the effective date of the annexation, it shall:

- (1) Notify by publication in a newspaper of general circulation the record owner of said structure, and notify in writing any affected electric **service** supplier and the public service commission, within sixty days after the effective date of the annexation its desire to extend its service territory to include said structure; and
- (2) Within six months after the effective date of the annexation receive the approval of the municipality's governing body to begin negotiations pursuant to section 394.312 with ~~[any]~~ the affected electric **service** supplier.

~~[4-]~~ 5. Upon receiving approval from the municipality's governing body pursuant to subsection 3 of this section, the municipally owned electric utility and the affected electric **service** supplier shall meet and negotiate in good faith the terms of the territorial agreement and any transfers or acquisitions, including, as an alternative, granting the affected electric **service** supplier a franchise or authority to continue providing service in the annexed area. In the event that the affected electric **service** supplier does not provide wholesale electric power to the municipality, if the affected electric **service** supplier so desires, the parties ~~[shall]~~ **may** also negotiate, consistent

with applicable law, regulations and existing power supply agreements, for power contracts which would provide for the purchase of power by the municipality from the affected electric **service** supplier for an amount of power equivalent to the loss of any sales to customers receiving permanent service at structures within the annexed areas which are being sought by the municipally owned electric utility. The parties shall have no more than one hundred eighty days from the date of receiving approval from the municipality's governing body within which to conclude their negotiations and file their territorial agreement with the commission for approval under the provisions of section 394.312. The time period for negotiations allowed under this subsection may be extended for a period not to exceed one hundred eighty days by a mutual agreement of the parties and a written request with the public service commission.

~~[5-]~~ **6.** For purposes of this section, the term "fair and reasonable compensation" shall mean the following:

(1) The present-day reproduction cost, new, of the properties and facilities serving the annexed areas, less depreciation computed on a straight-line basis; and

(2) An amount equal to the reasonable and prudent cost of detaching the facilities in the annexed areas and the reasonable and prudent cost of constructing any necessary facilities to reintegrate the system of the affected electric **service** supplier outside the annexed area after detaching the portion to be transferred to the municipally owned electric utility; and

(3) ~~[Four]~~ **Two** hundred percent of gross revenues less gross receipts taxes received by the affected electric **service** supplier from the twelve-month period preceding the approval of the municipality's governing body under the provisions of subdivision (2) of subsection ~~[3]~~ **4** of this section, normalized to produce a representative usage from customers at the subject structures in the annexed area; and

(4) Any federal, state and local taxes which may be incurred as a result of the transaction, including the recapture of any deduction or credit; and

(5) Any other costs reasonably incurred by the affected electric supplier in connection with the transaction.

~~[6-]~~ **7.** In the event the parties are unable to reach an agreement under subsection ~~[4]~~ **5** of this section, within sixty days after the expiration of the time specified for negotiations, the municipally owned electric utility **or the affected electric service supplier** may apply to the commission for an order assigning exclusive service territories within the annexed area and a determination of the fair and reasonable compensation amount to be paid to the affected electric **service** supplier under subsection ~~[5]~~ **6** of this section. Applications shall be made and notice of such filing shall be given to all affected parties pursuant to the rules and regulations of the commission governing applications for certificates of public convenience and necessity. Unless otherwise ordered by the commission for good cause shown, the commission shall rule on such applications not later than one hundred twenty days after the application is properly filed with the secretary of the commission. The commission shall hold evidentiary hearings to assign service territory between **the** affected electric **service** suppliers inside the annexed area and to determine the amount of compensation due any affected electric **service** supplier for the transfer of plant, facilities or associated lost revenues between electric **service** suppliers in the annexed area. The commission shall make such determinations based on findings of what best serves the public interest and shall issue its decision by report and order. Review of such commission decisions shall be governed by sections 386.500 to 386.550. The payment of compensation and transfer of title and operation of the facilities shall occur within ninety days after the order and any appeal therefrom becomes final unless the order provides otherwise.

~~[7-]~~ **8.** In reaching its decision under subsection ~~[6]~~ **7** of this section, the commission shall consider the following factors:

(1) Whether the acquisition or transfers sought by the municipally owned electric utility within the annexed area from the affected electric **service** supplier are, in total, in the public interest, including **the preference of the owner of any affected structure**, consideration of rate disparities between the competing electric **service** suppliers, and issues of unjust rate discrimination among customers of a single electric **service** supplier if the rates to be charged in the annexed areas are lower than those charged to other system customers; and

(2) The fair and reasonable compensation to be paid by the municipally owned electric utility, to the affected electric **service** supplier with existing system operations within the annexed area, for any proposed acquisitions or transfers; and

(3) Any effect on system operation, including, but not limited to, loss of load and loss of revenue; and

(4) Any other issues upon which the municipally owned electric utility and the affected electric **service** supplier might otherwise agree, including, but not limited to, the valuation formulas and factors contained in subsections ~~[4-]~~ **5, 6 and [6] 7**, of this section, even if the parties could not voluntarily reach an agreement thereon under those subsections.

[8-] 9. The commission is hereby given all necessary jurisdiction over municipally owned electric utilities and rural electric cooperatives to carry out the purposes of this section consistent with other applicable law; provided, however, the commission shall not have jurisdiction to compel the transfer of customers or structures with a connected load greater than one thousand kilowatts. The commission shall by rule set appropriate fees to be charged on a case-by-case basis to municipally owned electric utilities and rural electric cooperatives to cover all necessary costs incurred by the commission in carrying out its duties under this section. **Nothing in this section shall be construed as otherwise conferring upon the public service commission jurisdiction over the service, rates, financing, accounting, or management of any rural electric cooperative or municipally-owned electric utility, except as provided in this section.**

10. Notwithstanding sections 394.020 and 394.080 to the contrary, a rural electric cooperative may provide electric service within the corporate boundaries of a municipality if such service is provided:

- (1) Pursuant to subsections 2 through 9 of this section; and**
- (2) Such service is conditioned upon the execution of the appropriate territorial and municipal franchise agreements, which may include a nondiscriminatory requirement, consistent with other applicable law, that the rural electric cooperative collect and remit a sales tax based on the amount of electricity sold by the rural electric cooperative within the municipality.";** and

Further amend said bill, Page 3, Section 386.895, Line 57, by inserting after all of said section and line the following:

"393.106. 1. As used in this section, the following terms mean:

(1) "Permanent service", electrical service provided through facilities which have been permanently installed on a structure and which are designed to provide electric service for the structure's anticipated needs for the indefinite future, as contrasted with facilities installed temporarily to provide electrical service during construction. Service provided temporarily shall be at the risk of the electrical supplier and shall not be determinative of the rights of the provider or recipient of permanent service;

(2) "Structure" or "structures", an agricultural, residential, commercial, industrial or other building or a mechanical installation, machinery or apparatus at which retail electric energy is being delivered through a metering device which is located on or adjacent to the structure and connected to the lines of an electrical supplier. Such terms shall include any contiguous or adjacent additions to or expansions of a particular structure. Nothing in this section shall be construed to confer any right on an electric supplier to serve new structures on a particular tract of land because it was serving an existing structure on that tract.

2. Once an electrical corporation or joint municipal utility commission, or its predecessor in interest, lawfully commences supplying retail electric energy to a structure through permanent service facilities, it shall have the right to continue serving such structure, and other suppliers of electrical energy shall not have the right to provide service to the structure except as might be otherwise permitted in the context of municipal annexation, pursuant to section 386.800 and section 394.080, or pursuant to a territorial agreement approved under section 394.312. The public service commission, upon application made by an affected party, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential. The commission's jurisdiction under this section is limited to public interest determinations and excludes questions as to the lawfulness of the provision of service, such questions being reserved to courts of competent jurisdiction. Except as provided in this section, nothing contained herein shall affect the rights, privileges or duties of existing corporations pursuant to this chapter. Nothing in this section shall be construed to make lawful any provision of service which was unlawful prior to July 11, 1991. Nothing in this section shall be construed to make unlawful the continued lawful provision of service to any structure which may have had a different supplier in the past, if such a change in supplier was lawful at the time it occurred. However, those customers who had cancelled service with their previous supplier or had requested cancellation by May 1, 1991, shall be eligible to change suppliers as per previous procedures. No customer shall be allowed to change electric suppliers by disconnecting service between May 1, 1991, and July 11, 1991.

3. Notwithstanding the provisions of this section and sections 91.025, 394.080, and 394.315 to the contrary, in the event that a retail electric supplier is providing service to a structure located within a city, town, or village that has ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric service supplier may provide permanent service to the new structure upon the request of the owner of the new structure."; and

Further amend said bill, Page 5, Section 393.1250, Line 41, by inserting after all of said section and line the following:

"394.020. In this chapter, unless the context otherwise requires,

(1) "Member" means each incorporator of a cooperative and each person admitted to and retaining membership therein, and shall include a husband and wife admitted to joint membership;

(2) "Person" includes any natural person, firm, association, corporation, business trust, partnership, federal agency, state or political subdivision or agency thereof, or any body politic; and

(3) "Rural area" shall be deemed to mean any area of the United States not included within the boundaries of any city, town or village having a population in excess of ~~fifteen~~ sixteen hundred inhabitants, and such term shall be deemed to include both the farm and nonfarm population thereof. **The number of inhabitants specified in this subdivision shall be increased by six percent every ten years after each decennial census beginning in 2030.**"; and

Further amend said bill, Page 7, Section 394.120, Line 38, by inserting after all of said section and line the following:

"394.315. 1. As used in this section, the following terms mean:

(1) "Permanent service", electrical service provided through facilities which have been permanently installed on a structure and which are designed to provide electric service for the structure's anticipated needs for the indefinite future, as contrasted with facilities installed temporarily to provide electrical service during construction. Service provided temporarily shall be at the risk of the electrical supplier and shall not be determinative of the rights of the provider or recipient of permanent service;

(2) "Structure" or "structures", an agricultural, residential, commercial, industrial or other building or a mechanical installation, machinery or apparatus at which retail electric energy is being delivered through a metering device which is located on or adjacent to the structure and connected to the lines of an electrical supplier. Such terms shall include any contiguous or adjacent additions to or expansions of a particular structure. Nothing in this section shall be construed to confer any right on ~~[a rural electric cooperative]~~ **an electric supplier** to serve new structures on a particular tract of land because it was serving an existing structure on that tract.

2. Once a rural electric cooperative, or its predecessor in interest, lawfully commences supplying retail electric energy to a structure through permanent service facilities, it shall have the right to continue serving such structure, and other suppliers of electrical energy shall not have the right to provide service to the structure except as might be otherwise permitted in the context of municipal annexation, pursuant to section 386.800 and section 394.080, or pursuant to a territorial agreement approved under section 394.312. The public service commission, upon application made by an affected party, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential, and the commission is hereby given jurisdiction over rural electric cooperatives to accomplish the purpose of this section. The commission's jurisdiction under this section is limited to public interest determinations and excludes questions as to the lawfulness of the provision of service, such questions being reserved to courts of competent jurisdiction. Except as provided herein, nothing in this section shall be construed as otherwise conferring upon the commission jurisdiction over the service, rates, financing, accounting or management of any such cooperative, and except as provided in this section, nothing contained herein shall affect the rights, privileges or duties of existing cooperatives pursuant to this chapter. Nothing in this section shall be construed to make lawful any provision of service which was unlawful prior to July 11, 1991. Nothing in this section shall be construed to make unlawful the continued lawful provision of service to any structure which may have had a different supplier in the past, if such a change in supplier was lawful at the time it occurred. However, those customers who had cancelled service with their previous supplier or had requested cancellation by May 1, 1991, shall be eligible to change suppliers as per previous procedures. No customer shall be allowed to change electric suppliers by disconnecting service between May 1, 1991, and July 11, 1991.

3. Notwithstanding the provisions of this section and sections 91.025, 393.106, and 394.080 to the contrary, in the event that a retail electric supplier is providing service to a structure located within a city, town, or village that has ceased to be a rural area, and such structure is demolished and replaced by a new structure, such retail electric service supplier may provide permanent service to the new structure upon the request of the owner of the new structure."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 2** was adopted.

Representative Hicks offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 1, Section 67.309, Line 1, by inserting after the number "**67.309**" the number "**1.**"; and

Further amend said bill, page, and section, Line 6, by inserting after said line the following:

"2. For purposes of this section, utility services shall include natural gas, propane gas, electricity, and any other form of energy provided to an end user customer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 3** was adopted.

Representative Wallingford offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 8, Section 523.262, Line 40, by inserting after all of said section and line the following:

"640.136. 1. **Any public water system, as defined in section 640.102, or public water supply district, as described in chapter 247, that intends to start or stop fluoridation of its water supply on a continuing basis shall seek and receive information about the impact of public water fluoridation from the local health department.**

2. Any public water system or public water supply district that receives information under subsection 1 of this section shall notify the department of natural resources and the department of health and senior services in order to certify that the public water system or public water supply district has sought and received information about the impact of public water fluoridation from the local health department prior to submitting notification of the public water system's or public water supply district's intention to start or stop public water fluoridation on a continuing basis. Any public water system, as defined in section 640.102, or public water supply district, as defined in chapter 247, which intends to ~~[make modifications to]~~ **start or stop** fluoridation of its water supply **on a continuing basis** shall notify the department of natural resources, the department of health and senior services, and its customers of its intentions at least ninety days prior to any vote on the matter. The public water system or public water supply district shall notify its customers via radio, television, newspaper, regular mail, electronic means, or any combination of notification methods to most effectively notify customers at least ninety days prior to any meeting at which the vote will occur. Any public water system or public water supply district that violates the notification requirements of this section shall return the fluoridation of its water supply to its previous level until proper notification is provided under the provisions of this section.

~~[2-]~~ **3. In the case of an investor-owned water system, the entity calling for the discussion of modifications to fluoridation shall be responsible for the provisions of this section and all costs associated with compliance.";** and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wallingford, **House Amendment No. 4** was adopted.

Representative Rone offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 4, Section 393.170, Line 32, by inserting after all of said section and line the following:

"393.355. 1. As used in this section, the following terms shall mean:

(1) "Electrical corporation", the same meaning given to the term in section 386.020, but shall not include an electrical corporation as described in subsection 2 of section 393.110;

(2) "Facility", a:

(a) Facility whose primary industry is the ~~[smelting]~~ **processing of [aluminum and]** primary metals~~[- Standard Industrial Classification Code 3334];~~

(b) Facility whose primary industry is the production or fabrication of steel, North American Industrial Classification System 331110; or

(c) Facility with a new or incremental increase in load equal to or in excess of a monthly demand of fifty megawatts.

2. Notwithstanding section 393.130 or any other provision of law to the contrary, the public service commission shall have the authority to approve a special rate, outside a general rate proceeding, that is not based on the electrical corporation's cost of service for a facility if:

(1) The commission determines, but for the authorization of the special rate the facility would not commence operations, the special rate is in the interest of the state of Missouri when considering the interests of the customers of the electrical corporation serving the facility, considering the incremental cost of serving the facility to receive the special rate, and the interests of the citizens of the state generally in promoting economic development, improving the tax base, providing employment opportunities in the state, and promoting such other benefits to the state as the commission may determine are created by approval of the special rate;

(2) After approval of the special rate, the commission allocates in each general rate proceeding of the electrical corporation serving the facility the reduced revenues from the special rate as compared to the revenues that would have been generated at the rate the facility would have paid without the special rate to the electrical corporation's other customers through a uniform percentage adjustment to all components of the base rates of all customer classes; and

(3) The commission approves a tracking mechanism meeting the requirements of subsection 3 of this section.

3. Any commission order approving a special rate authorized by this section to provide service to a facility in the manner specified under subsection 4 of this section shall establish, as part of the commission's approval of a special rate, a tracking mechanism to track changes in the net margin experienced by the electrical corporation serving the facility with the tracker to apply retroactively to the date the electrical corporation's base rates were last set in its last general rate proceeding concluded prior to June 14, 2017. The commission shall ensure that the changes in net margin experienced by the electrical corporation between the general rate proceedings as a result of serving the facility are calculated in such a manner that the electrical corporation's net income is neither increased nor decreased. The changes in net margin shall be deferred to a regulatory liability or regulatory asset, as applicable, with the balance of such regulatory asset or liability to be included in the revenue requirement of the electrical corporation in each of its general rate proceedings through an amortization of the balance over a reasonable period until fully returned to or collected from the electrical corporation's customers.

4. Notwithstanding the provisions of section 393.170, an electrical corporation is authorized to provide electric service to a facility at a special rate for the new or incremental load authorized by the commission:

(1) Under a rate schedule reflecting the special rate approved by the commission; or

(2) If the facility is located outside the electrical corporation's certificated service territory, the facility shall be treated as if it is in the electrical corporation's certified service territory, subject to a commission-approved rate schedule incorporating the special rate under the contract.

5. To receive a special rate, the electrical corporation serving the facility, or facility if the facility is located outside of the electrical corporation's certified service territory, shall file a written application with the commission specifying the requested special rate and any terms or conditions proposed by the facility respecting the requested special rate and provide information regarding how the requested special rate meets the criteria specified in subdivision (1) of subsection 2 of this section. A special rate provided for by this section shall be effective for no

longer than ten years from the date such special rate is authorized. The commission may impose such conditions, including but not limited to any conditions in a memorandum of understanding between the facility and the electrical corporation, on the special rate as it deems appropriate so long as it otherwise complies with the provisions of this section.

6. Any entity which has been granted a special rate under this section may reapply to the commission for a special rate under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 5** was adopted.

Representative Bromley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 3, Section 393.135, Line 6, by inserting after all of said section and line the following:

~~"393.137. 1. [This section applies to electrical corporations that do not have a general rate proceeding pending before the commission as of the later of February 1, 2018, or June 1, 2018.~~

~~2.] For purposes of this section, the following terms shall mean:~~

~~(1) "Commission", the public service commission;~~

~~(2) "Tax legislation", additions, deletions, or amendments to the Internal Revenue Code, Title 26 of the United States Code, to the Missouri income tax code, or regulations adopted under chapter 143;~~

~~(3) ["Electrical corporation", the same as] "Utility", an electrical corporation, gas corporation, water corporation, or sewer corporation, as defined in section 386.020[~~but~~]. "Utility" shall not include an electrical corporation as described in subsection 2 of section 393.110.~~

~~[3. If the rates of any electrical corporation to which this section applies have not already been adjusted to reflect the effects of the federal 2017 Tax Cut and Jobs Act, Pub. L. No. 115-97, 94 Stat. 2390, the commission shall have one time authority that shall be exercised within ninety days of June 1, 2018, to adjust such electrical corporation's rates prospectively so that the income tax component of the revenue requirement used to set such an electrical corporation's rates is based upon the provisions of such federal act without considering any other factor as otherwise required by section 393.270. The commission shall also require electrical corporations to which this section applies, as provided for under subsection 1 of this section, to defer to a regulatory asset the financial impact of such federal act on the electrical corporation for the period of January 1, 2018, through the date the electrical corporation's rates are adjusted on a one-time basis as provided for in the immediately preceding sentence. The amounts deferred under this subsection shall be included in the revenue requirement used to set the electrical corporation's rates in its subsequent general rate proceeding through an amortization over a period determined by the commission.]~~

2. If the United States Congress or general assembly enacts tax legislation that, had it been effective when the utility's base rates were last set, would have resulted in a lower income tax component of the revenue requirement used to last set such base rates, the commission shall have the authority to, within one hundred eighty days of the enacted date of the subject tax legislation, enter an order adjusting such utility's base rates prospectively so that the income tax component of the revenue requirement used to set such utility's base rates is based upon the provisions of such tax legislation without considering any other factor as otherwise required by section 393.270. As part of its exercise of such authority, the commission shall also require the utility to defer to a regulatory liability an amount equal to the difference between what the income tax component of the revenue requirement last used to set its base rates was under the law at that time and what the income tax component of the revenue requirement would have been had such tax legislation been in effect at that time. The deferral period shall commence with the date such tax legislation would have resulted in a lower income tax component of such revenue requirement last used to set the utility's base rates and continue through the date the utility's base rates are next adjusted. The amounts deferred under this subsection shall be included in the revenue requirement used to set the utility's base rates in its subsequent general rate proceedings through amortization over a period of up to three years, as determined by the commission.

[4.] 3. Upon good cause shown by ~~[the electrical corporation]~~ **a utility**, the commission may, as an alternative to requiring a ~~[one-time]~~ rate change and deferral under subsection [3] 2 of this section, allow a deferral **to a regulatory liability**, in whole or in part, of ~~[such federal act's financial impacts to a regulatory asset starting January 1, 2018,]~~ **the amounts that would have been reflected in a base rate reduction under subsection 2 of this section.** The deferral period shall commence on the date such tax legislation would have resulted in a **lower income tax component and continue** through the effective date of new rates in such ~~[electrical corporation's]~~ **utility's** next general rate proceeding. The deferred amounts shall be included in the revenue requirement used to set the ~~[electrical corporation's]~~ **utility's** rates in its subsequent general rate proceeding through an amortization over a period determined by the commission.

4. If the United States Congress or general assembly enacts tax legislation that, had it been in effect when the utility's base rates were last set, would have resulted in a higher income tax component of the revenue requirement used to last set such base rates, the utility shall be entitled, by giving notice to the commission within one hundred eighty days of the enacted date of such tax legislation, to defer to a regulatory asset an amount equal to the difference between what the income tax component of the revenue requirement used to last set its base rates was under the law at that time and what the income tax component of the revenue requirement would have been had such tax legislation been in effect at that time. The deferral period shall commence on the date such tax legislation would have resulted in a higher income tax component of such revenue requirement last used to set the utility's base rates and continue through the date the utility's base rates are next adjusted as provided for in this subsection. The amounts deferred under this subsection shall be included in the revenue requirement used to set the utility's rates in its subsequent general rate proceedings through amortization over a period of up to three years, as determined by the commission, without considering any other factor as otherwise required by section 393.270.

5. If the tax legislation that either reduces or increases the utility's income tax component, under subsection 2 or 4 of this section, does so at a point in time other than beginning with its effective date, or does so in multiple stages at different points in time, the commission order in subsection 1 of this section and the utility's notice in subsection 4 of this section shall be deemed to apply to the first point in time when the income tax component would have been changed and to subsequent changes in such income tax component arising from such tax legislation without the necessity of the commission issuing a subsequent order or the utility providing a subsequent notice, as the case may be. Each such change shall require a separate base rate change, deferral, and amortization period, as applicable.

6. If the United States Congress or general assembly has, prior to the effective date of this section, enacted tax legislation that either reduces or increases the utility's income tax component the one-hundred-eighty-day period in subsection 2 and 4 of this section shall commence on the effective date of this section.

7. Notwithstanding any other provision of this section to the contrary, the commission's authority to adjust utility rates and require deferrals regarding reductions in the income tax component of a utility's revenue requirement under subsections 2 and 3 of this section, and utility authority to defer and recover increases in the income tax component under subsection 4 of this section, shall not exist unless the addition, deletion, or amendment to tax legislation results in a difference in the income tax component of the utility's revenue requirement, calculated in accordance with subsection 2 or 4 of this section, as applicable, that is greater than an amount in excess of two-tenths of one percent of such utility's operating revenues reported to the commission in such utility's annual report for the calendar year preceding the calendar year in which such difference is calculated."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bromley, **House Amendment No. 6** was adopted.

Representative Trent offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 1, Section 67.309, Line 6, by inserting after all of said section and line the following:

"67.2680. The state or any other political subdivision shall not impose any new tax, license, or fee in addition to any tax, license, or fee already authorized on or before August 28, 2021, upon the provision of satellite or streaming video service."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 7.**

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 1, Line 6, by deleting said line and inserting in lieu thereof the following:

"the provision of satellite or streaming video service.

247.200. 1. The district shall have the right to lay its mains in public highways, roads, streets and alleys included in the district, but the same shall be done under reasonable rules and regulations of governmental bodies having jurisdiction of such public places. This shall apply to maintenance and repair jobs. In the construction of ditches, laying of mains, filling of ditches after mains are laid, connection of service pipes and repairing of lines, due regard must be taken of the rights of the public in its use of thoroughfares and the equal rights of other utilities thereto.

2. No district shall require a secondary deposit from commercial property owners. For the purposes of this subsection, a commercial property is a property that is zoned for commercial use by the zoning authority that has jurisdiction over the property.

3. If a water meter has been removed from a property or if services to a property have been discontinued, no future charges shall be made to the customer for service to that property. Any charges made after service is discontinued or the water meter is removed shall be credited to the customer and applied toward any future charges to such customer by the district.

247.285. 1. No metropolitan water supply district shall require a secondary deposit from commercial property owners. For the purposes of this subsection, a commercial property is a property that is zoned for commercial use by the zoning authority that has jurisdiction over the property.

2. If a water meter has been removed from a property or if services to a property have been discontinued, no future charges shall be made to the customer for service to that property. Any charges made after service is discontinued or the water meter is removed shall be credited to the customer and applied toward any future charges to such customer by the metropolitan water supply district."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Trent, **House Amendment No. 7, as amended**, was adopted.

Representative Lovasco offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 8, Section 523.262, Line 40, by inserting after all of said section and line the following:

"Section 1. No political subdivision of this state shall adopt or enforce an ordinance, resolution, regulation, code, or policy that requires or has the effect of requiring the connection of a private single-family residence to public water or sewer services if that residence is already served by an existing private well or septic system unless such existing installation was installed in violation of applicable ordinances at the time of installation. Nothing in this subsection shall be construed to prohibit the enforcement of applicable health or environmental regulations of the state of Missouri."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fitzwater offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 141, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""620.2456. 1. The department of economic development shall not award any grant to an otherwise eligible grant applicant where funding from the Connect America Fund has been awarded, where high-cost support from the federal Universal Service Fund has been received by rate of return carriers, or where any other federal funding has been awarded which did not require any matching-fund component, **unless the proposed project area has a proven lack of coverage or adequate broadband internet coverage**, for any portion of the proposed project area, nor shall any grant money be used to serve any retail end user that already has access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per-second download and three megabits per-second upload.

2. No grant awarded under sections 620.2450 to 620.2458, when combined with any federal, state, or local funds, shall fund more than fifty percent of the total cost of a project.

3. No single project shall be awarded grants under sections 620.2450 to 620.2458 whose cumulative total exceeds five million dollars.

4. The department of economic development shall endeavor to award grants under sections 620.2450 to 620.2458 to qualified applicants in all regions of the state.

5. An award granted under sections 620.2450 to 620.2458 shall not:

(1) Require an open access network;

(2) Impose rates, terms, and conditions that differ from what a provider offers in other areas of its service area;

(3) Impose any rate, service, or any other type of regulation beyond speed requirements set forth in section 620.2451; or

(4) Impose an unreasonable time constraint on the time to build the service.

6. If a grant recipient fails to establish the speed requirements set forth in section 620.2451, then the grant recipient shall return all grant moneys to the department.

Section 1. No political subdivision of this state shall adopt or enforce an ordinance,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Lovasco, **House Amendment No. 8, as amended**, was adopted.

On motion of Representative Black (137), **HCS SS SB 141, as amended**, was adopted.

On motion of Representative Black (137), **HCS SS SB 141, as amended**, was read the third time and passed by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stephens 128	Tate
Taylor 139	Taylor 48	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Mosley	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sharp 36	Smith 45
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 001

Person

ABSENT WITH LEAVE: 020

Billington	Black 7	Deaton	Gray	Gregory 51
Houx	Hovis	Hudson	McDaniel	Merideth
Morse	Nurrenbern	Pietzman	Richey	Sauls
Schnelting	Smith 163	Smith 67	Stacy	Thomas

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SS SCS SB 120, relating to military affairs, was taken up by Representative Bromley.

On motion of Representative Bromley, the title of **SS SCS SB 120** was agreed to.

Representative Taylor (139) assumed the Chair.

On motion of Representative Bromley, **SS SCS SB 120** was truly agreed to and finally passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Black 7	McDaniel	Morse	Pietzman	Schnelting
Simmons	Windham			

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 006

Bosley	Chipman	Davis	Hill	Lovasco
Phifer				

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 010

Baker	McDaniel	Morse	Mosley	Pietzman
Price IV	Ruth	Schnelting	Simmons	Windham

VACANCIES: 001

Speaker Vescovo resumed the Chair.

HCS SS SCS SBs 53 & 60, relating to the administration of justice, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS SS SCS SBs 53 & 60** was agreed to.

Representative Roberts offered **House Amendment No. 1.***House Amendment No. 1*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 47, Section 285.575, Line 59, by inserting after all of said section and line the following:

"304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, ~~or~~ coroner, **medical examiner, or forensic investigator of the county medical examiner's office**, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials or in support of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

- (2) The driver of an emergency vehicle may:
 - (a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;
 - (b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;
 - (c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;
 - (d) Disregard regulations governing direction of movement or turning in specified directions.
- (3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.
- 6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.
- 7. Violation of this section shall be deemed a class A misdemeanor."; and

Further amend said bill, Page 49, Section 304.050, Line 76, by inserting after all of said section and line the following:

"307.175. 1. Motor vehicles and equipment which are operated by any member of an organized fire department, ambulance association, or rescue squad, whether paid or volunteer, may be operated on streets and highways in this state as an emergency vehicle under the provisions of section 304.022 while responding to a fire call or ambulance call or at the scene of a fire call or ambulance call and while using or sounding a warning siren and using or displaying thereon fixed, flashing or rotating blue lights, but sirens and blue lights shall be used only in bona fide emergencies.

2. (1) Notwithstanding subsection 1 of this section, the following vehicles may use or display fixed, flashing, or rotating red or red and blue lights:

- (a) Emergency vehicles, as defined in section 304.022, when responding to an emergency;
- (b) Vehicles operated as described in subsection 1 of this section;
- (c) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the red or red and blue lights shall be displayed on vehicles or equipment described in this paragraph only between dusk and dawn, when such vehicles or equipment are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs. No more than two vehicles or pieces of equipment in a work zone may display fixed, flashing, or rotating lights under this subdivision;

(d) Vehicles and equipment owned, leased, or operated by a coroner, medical examiner, or forensic investigator of the county medical examiner's office or a similar entity, when responding to a crime scene, motor vehicle accident, workplace accident, or any location at which the services of such professionals have been requested by a law enforcement officer.

(2) The following vehicles and equipment may use or display fixed, flashing, or rotating amber or amber and white lights:

- (a) Vehicles and equipment owned or leased by the state highways and transportation commission and operated by an authorized employee of the department of transportation;
- (b) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs;
- (c) Vehicles and equipment operated by a utility worker performing work for the utility, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, a utility worker is present, and such work zone is designated by a sign or signs. As used in this paragraph, the term "utility worker" means any employee while in performance of his or her job duties, including any person employed under contract of a utility that provides gas, heat, electricity, water, steam, telecommunications or cable services, or sewer services, whether privately, municipally, or cooperatively owned.

3. Permits for the operation of such vehicles equipped with sirens or blue lights shall be in writing and shall be issued and may be revoked by the chief of an organized fire department, organized ambulance association, rescue squad, or the state highways and transportation commission and no person shall use or display a siren or blue lights on a motor vehicle, fire, ambulance, or rescue equipment without a valid permit authorizing the use. A permit to use a siren or lights as heretofore set out does not relieve the operator of the vehicle so equipped with complying with all other traffic laws and regulations. Violation of this section constitutes a class A misdemeanor."; and

Further amend said bill, Page 52, Section 455.010, Lines 63-66, by deleting said lines and inserting in lieu thereof the following:

"(b) "Course of conduct" means ~~[a pattern of conduct composed of]~~ two or more acts ~~[over a period of time, however short,]~~ that ~~[serves]~~ **serve** no legitimate purpose~~[- Such conduct may include, but is not limited to, following the other person or unwanted communication or unwanted contact]~~ **including, but not limited to, acts in which the stalker directly, indirectly, or through a third party follows, monitors, observes, surveils, threatens, or communicates to a person by any action, method, or device.**"; and

Further amend said bill, Page 89, Section 575.160, Line 6, by inserting after said section and line the following:

"575.180. 1. A law enforcement officer commits the offense of failure to execute an arrest warrant if, with the purpose of allowing any person charged with or convicted of a crime to escape, he or she fails to execute any arrest warrant, capias, or other lawful process ordering apprehension or confinement of such person, which he or she is authorized and required by law to execute.

2. The offense of failure to execute an arrest warrant is a class A misdemeanor, unless the offense involved is a felony, in which case failure to execute an arrest warrant is a class E felony.

3. It shall be an affirmative defense to prosecution under this section that the law enforcement officer acted under exigent circumstances in failing to execute an arrest warrant on a person who has committed a misdemeanor offense under chapter 301, 302, 304, or 307 or a misdemeanor traffic offense in another state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Christofanelli	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Sander	Sassmann	Schroer	Schwadron	Sharpe 4

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Shaul	Shields	Simmons	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 041

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Butz	Clemens	Collins	Doll
Ellebracht	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Phifer	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Aune	Bailey	Baker	Burton
Chipman	Coleman 32	Evans	Fogle	McDaniel
McGill	Morse	Person	Pietzman	Price IV
Ruth	Schnelting	Seitz	Smith 155	Windham

VACANCIES: 001

On motion of Representative Roberts, **House Amendment No. 1** was adopted.

Representative Evans offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 3, Section 21.405, Line 20, by inserting after said line the following:

"3. Nothing in this section shall be construed to deprive any person of any right, privilege, or immunity guaranteed by the Constitution of the United States or the constitution of Missouri."; and

Further amend said bill, Page 11, Section 210.143, Line 2, by deleting the phrase **"or prosecuting attorney"** and inserting in lieu thereof the phrase **"prosecuting attorney; or circuit attorney"**; and

Further amend said bill, Page 16, Section 210.1256, Line 5, by inserting after the word **"children"** the words **"of the parents or guardians"**; and

Further amend said bill, Page 18, Section 210.1271, Line 2, by inserting after the first instance of the word **"attorney"** the phrase **"or circuit attorney"**; and

Further amend said bill, Page 20, Section 211.012, Line 4, by inserting after all of said section and line the following:

"211.072. 1. A juvenile under eighteen years of age who has been certified to stand trial as an adult for offenses pursuant to section 211.071, if currently placed in a secure juvenile detention facility, shall remain in a secure juvenile detention facility pending finalization of the judgment and completion of appeal,

if any, of the judgment dismissing the juvenile petition to allow for prosecution under the general law unless otherwise ordered by the juvenile court. Upon the judgment dismissing the petition to allow prosecution under the general laws becoming final and adult charges being filed, if the juvenile is currently in a secure juvenile detention facility, the juvenile shall remain in such facility unless the juvenile posts bond or the juvenile is transferred to an adult jail. If the juvenile officer does not believe juvenile detention would be the appropriate placement or would continue to serve as the appropriate placement, the juvenile officer may file a motion in the adult criminal case requesting that the juvenile be transferred from a secure juvenile detention facility to an adult jail. The court shall hear evidence relating to the appropriateness of the juvenile remaining in a secure juvenile detention facility or being transferred to an adult jail. At such hearing, the following shall have the right to be present and have the opportunity to present evidence and recommendations at such hearing: the juvenile; the juvenile's parents; the juvenile's counsel; the prosecuting attorney; the juvenile officer or his or her designee for the circuit in which the juvenile was certified; the juvenile officer or his or her designee for the circuit in which the pre-trial certified juvenile is proposed to be held, if different from the circuit in which the juvenile was certified; counsel for the juvenile officer; and representatives of the county proposed to have custody of the pre-trial certified juvenile.

2. Following the hearing, the court shall order that the juvenile continue to be held in a secure juvenile detention facility subject to all Missouri juvenile detention standards, or the court shall order that the pre-trial certified juvenile be held in an adult jail but only after the court has made findings that it would be in the best interest of justice to move the pre-trial certified juvenile to an adult jail. The court shall weigh the following factors when deciding whether to detain a certified juvenile in an adult facility:

- (1) The certified juvenile's age;
- (2) The certified juvenile's physical and mental maturity;
- (3) The certified juvenile's present mental state, including whether they present an imminent risk of self-harm;
- (4) The nature and circumstances of the charges;
- (5) The certified juvenile's history of delinquency;
- (6) The relative ability of the available adult and juvenile facilities to both meet the needs of the certified juvenile but to protect the public and other youth in their custody;
- (7) The opinion of the juvenile officer in the circuit of the proposed placement as to the ability of that juvenile detention facility to provide for appropriate care, custody, and control of the pre-trial certified juvenile;
- (8) Any other relevant factor.

3. In the event the court finds that it is in the best interest of justice to require the certified juvenile to be held in an adult jail, the court shall hold a hearing once every thirty days to determine whether the placement of the certified juvenile in an adult jail is still in the best interests of justice.

4. A certified juvenile cannot be held in an adult jail for more than one hundred eighty days unless the court finds, for good cause, that an extension is necessary or the juvenile, through counsel, waives the one hundred eighty day maximum period. If no extension is granted under this subsection, the certified juvenile shall be transferred from the adult jail to a secure juvenile detention facility.

5. Effective December 21, 2021, all previously pre-trial certified juveniles under eighteen years of age who had been certified prior to August 28, 2021, shall be transferred from adult jail to a secure juvenile detention facility, unless a hearing is held and the court finds, based upon the factors in subsection 2 of this section, that it would be in the best interest of justice to keep the juvenile in the adult jail.

6. All pre-trial certified juveniles under eighteen years of age who are held in adult jails pursuant to the best interest of justice exception shall continue to be subject to the protections of the Prison Rape Elimination Act (PREA) and shall be physically separated from adult inmates.

7. If the certified juvenile remains in juvenile detention, the juvenile officer may file a motion to reconsider placement. The court shall consider the factors set out in subsection 2 of this section and the individuals set forth in subsection 1 of this section shall have a right to be present and present evidence. The court may amend its earlier order in light of the evidence and arguments presented at the hearing if the court finds that it would not be in the best interest of justice for the juvenile to remain in a secure juvenile detention facility.

8. Issues related to the setting of, and posting of, bond along with any bond forfeiture proceedings shall be held in the pre-trial certified juvenile's adult criminal case.

9. Upon attaining eighteen years of age or upon conviction on the adult charges, the juvenile shall be transferred from juvenile detention to the appropriate adult facility.

10. Any responsibility for transportation of and contracted service for the certified juvenile who remains in a secure juvenile detention facility shall be handled in the same manner as in all other adult criminal cases where the defendant is in custody.

11. The per diem provisions as set forth in section 211.156 shall apply to certified juveniles who are being held in a secure juvenile detention facility."; and

Further amend said bill, Page 25, Section 211.211, Line 43, by deleting said line and inserting in lieu thereof the following:

"(1) At any contested detention hearing under Missouri supreme court rule 127.08 where the petitioner alleges that the child violated any law that, if committed by an adult, would be a felony unless an"; and

Further amend said bill, Page 63, Section 479.162, Lines 4-5, by deleting the phrase **"police report or probable cause statement"** and inserting in lieu thereof the phrase **"police report, probable cause statement, or any video relevant to the traffic stop or arrest"**; and

Further amend said bill, page, and section, Line 5, by deleting the phrase **"police report or probable cause statement"** and inserting in lieu thereof the phrase **"police report, probable cause statement, or video"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Sander	Sassmann
Schroer	Schwadron	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Butz	Collins	Doll	Ellebracht

Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Quade	Rogers
Rowland	Sauls	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 016

Bailey	Baker	Bangert	Brown 70	Burton
Clemens	McDaniel	Morse	Pietzman	Pollitt 52
Price IV	Ruth	Schnelting	Seitz	Smith 163
Windham				

VACANCIES: 001

On motion of Representative Evans, **House Amendment No. 2** was adopted.

Representative Kelly (141) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 11, Section 191.1165, Lines 39-40, by deleting said lines and inserting in lieu thereof the following:

"disorders using standard diagnostic criteria by a social worker; licensed professional counselor; licensed psychologist; psychiatrist; or qualified addiction professional, as defined by the department of mental health, acting within the scope of practice for which the qualified addiction professional is credentialed. The department of corrections or entity"; and

Further amend said bill, page, and section, Line 53, by inserting after said section and line the following:

"192.2520. 1. Sections 192.2520 and 197.135 shall be known and may be cited as the "Justice for Survivors Act".

2. As used in this section, the following terms shall mean:

- (1) "Appropriate medical provider", the same meaning as used in section 595.220;
- (2) "Department", the department of health and senior services;
- (3) "Evidentiary collection kit", the same meaning as used in section 595.220;
- (4) "Forensic examination", the same meaning as used in section 595.220;
- (5) "Telehealth", the same meaning as used in section 191.1145.

3. No later than July 1, 2022, there shall be established within the department a statewide telehealth network for forensic examinations of victims of sexual offenses in order to provide access to sexual assault nurse examiners (SANE) or other similarly trained appropriate medical providers. A statewide coordinator for the telehealth network shall be selected by the director of the department of health and senior services and shall have oversight responsibilities and provide support for the training programs offered by the network, as well as the implementation and operation of the network. **The statewide coordinator shall regularly consult with Missouri-based stakeholders and clinicians actively engaged in the collection of forensic evidence regarding the training programs offered by the network, as well as the implementation and operation of the network.**

4. The network shall provide mentoring and educational training services, including:

- (1) Conducting a forensic examination of a victim of a sexual offense, in accordance with best practices, while utilizing an evidentiary collection kit;
- (2) Proper documentation, transmission, and storage of the examination evidence;

(3) Utilizing trauma-informed care to address the needs of victims;
 (4) Utilizing telehealth technology while conducting a live examination; and
 (5) Providing ongoing case consultation and serving as an expert witness in event of a trial. The network shall, in the mentoring and educational training services provided, emphasize the importance of obtaining a victim's informed consent to evidence collection, including issues involving minor consent, and the scope and limitations of confidentiality regarding information gathered during the forensic examination.

5. The training offered ~~may~~ **shall** be made available ~~both~~ online ~~or in person~~, including the use of video conferencing technology to connect trained interdisciplinary experts with providers in a case-based learning environment, **and may also be made available in-person.**

6. The network shall, through telehealth services available twenty-four hours a day, seven days a week, by a SANE or another similarly trained appropriate medical provider, provide mentoring, consultation services, guidance, and technical assistance to appropriate medical providers during and outside of a forensic examination of a victim of a sexual offense. The network shall ensure that the system through which the network provides telehealth services meets national standards for interoperability to connect to telehealth systems.

7. The department may consult and enter into any necessary contracts with any other local, state, or federal agency, institution of higher education, or private entity to carry out the provisions of this section, including, but not limited to, a contract to:

- (1) Develop, implement, maintain, or operate the network;
- (2) Train and provide technical assistance to appropriate medical providers on conducting forensic examinations of victims of sexual offenses and the use of telehealth services; and
- (3) Provide consultation, guidance, or technical assistance to appropriate medical providers using telehealth services during a forensic examination of a victim of a sexual offense.

8. Beginning October 1, 2021, and each year thereafter, all hospitals licensed under chapter 197 shall report to the department the following information for the previous year:

- (1) The number of forensic examinations of victims of a sexual offense performed at the hospital;
- (2) The number of forensic examinations of victims of a sexual offense requested to be performed by a victim of a sexual offense that the hospital did not perform and the reason why the examination was not performed;
- (3) The number of evidentiary collection kits submitted to a law enforcement agency for testing; and
- (4) After July 1, 2022, the number of appropriate medical providers employed at or contracted with the hospital who utilized the training and telehealth services provided by the network.

The information reported under this subsection and subsection 9 of this section shall not include any personally identifiable information of any victim of a sexual offense or any appropriate medical provider performing a forensic examination of such victim.

9. Beginning January 1, 2022, and each year thereafter, the department shall make publicly available a report that shall include the information submitted under subsection 8 of this section. The report shall also include, in collaboration with the department of public safety, information about the number of evidentiary collection kits submitted by a person or entity outside of a hospital setting, as well as the number of appropriate medical providers utilizing the training and telehealth services provided by the network outside of a hospital setting.

10. (1) The funding for the network shall be subject to appropriations. In addition to appropriations from the general assembly, the department shall apply for available grants and shall be able to accept other gifts, grants, bequests, and donations to develop and maintain the network and the training offered by the network.

(2) There is hereby created in the state treasury the "Justice for Survivors Telehealth Network Fund", which shall consist of any gifts, grants, bequests, and donations accepted under this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department for the purpose of developing and maintaining the network and the training offered by the network. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

11. The department shall promulgate rules and regulations in order to implement the provisions of this section, including, but not limited to, the following:

- (1) The operation of a statewide telehealth network for forensic examinations of victims of sexual offenses;
- (2) The development of training for appropriate medical providers conducting a forensic examination of a victim of a sexual offense; and
- (3) Maintenance of records and data privacy and security of patient information.

Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2020, shall be invalid and void.

197.135. 1. Beginning January 1, 2023, **or no later than six months after the establishment of the statewide telehealth network under section 192.2520, whichever is later**, any hospital licensed under this chapter shall perform a forensic examination using an evidentiary collection kit upon the request and consent of the victim of a sexual offense, or the victim's guardian, when the victim is at least fourteen years of age. In the case of minor consent, the provisions of subsection 2 of section 595.220 shall apply. Victims under fourteen years of age shall be referred, **and victims fourteen years of age or older but less than eighteen years of age may be referred**, to a SAFE CARE provider, as such term is defined in section 334.950, for medical or forensic evaluation and case review. Nothing in this section shall be interpreted to preclude a hospital from performing a forensic examination for a victim under fourteen years of age upon the request and consent of the victim or victim's guardian, subject to the provisions of section 595.220 and the rules promulgated by the department of public safety.

2. **(1)** An appropriate medical provider, as such term is defined in section 595.220, shall perform the forensic examination of a victim of a sexual offense. The hospital shall ensure that any provider performing the examination has received training conducting such examinations that is, at a minimum, equivalent to the training offered by the statewide telehealth network under subsection 4 of section 192.2520. **Nothing in this section shall require providers to utilize the training offered by the statewide telehealth network, as long as the training utilized is, at a minimum, equivalent to the training offered by the statewide telehealth network.**

(2) If the provider is not a sexual assault nurse examiner (SANE), or another similarly trained physician or nurse, then the hospital shall utilize telehealth services during the examination, such as those provided by the statewide telehealth network, to provide guidance and support through a SANE, or other similarly trained physician or nurse, who may observe the live forensic examination and who shall communicate with and support the onsite provider with the examination, forensic evidence collection, and proper transmission and storage of the examination evidence.

3. The department of health and senior services may issue a waiver of the telehealth requirements of subsection 2 of this section if the hospital demonstrates to the department, in writing, a technological hardship in accessing telehealth services or a lack of access to adequate broadband services sufficient to access telehealth services. Such waivers shall be granted sparingly and for no more than a year in length at a time, with the opportunity for renewal at the department's discretion.

4. The department shall waive the requirements of this section if the statewide telehealth network established under section 192.2520 ceases operation, the director of the department of health and senior services has provided written notice to hospitals licensed under this chapter that the network has ceased operation, and the hospital cannot, in good faith, comply with the requirements of this section without assistance or resources of the statewide telehealth network. Such waiver shall remain in effect until such time as the statewide telehealth network resumes operation or until the hospital is able to demonstrate compliance with the provisions of this section without the assistance or resources of the statewide telehealth network.

5. The provisions of section 595.220 shall apply to the reimbursement of the reasonable costs of the examinations and the provision of the evidentiary collection kits.

6. No individual hospital shall be required to comply with the provisions of this section and section 192.2520 unless and until the department provides such hospital with access to the statewide telehealth network for the purposes of mentoring and training services required under section 192.2520 without charge to the hospital."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 091

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Cook	Copeland
Davidson	Davis	Deaton	Derges	Dinkins
Dogan	Evans	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Perkins	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Stephens 128	Tate	Taylor 139
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wright
Mr. Speaker				

NOES: 039

Adams	Anderson	Appelbaum	Aune	Barnes
Bland Manlove	Bosley	Brown 27	Burnett	Butz
Clemens	Collins	Doll	Ellebracht	Gray
Gunby	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Phifer	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 032

Aldridge	Bailey	Baker	Bangert	Baringer
Brown 70	Burton	Christofanelli	Coleman 32	Coleman 97
Cupps	DeGroot	Eggleston	Falkner	Fishel
Fogle	Griffith	Ingle	Kelley 127	McDaniel
Morse	Owen	Patterson	Person	Pietzman
Pollock 123	Price IV	Riggs	Schnelting	Smith 163
Taylor 48	Wiemann			

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 3** was adopted.

Representative Hicks offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 3, Section 21.405, Line 20, by inserting after said section and line the following:

"27.010. The attorney general for the state of Missouri shall be elected at each general election at which a governor and other state officers are elected, and his term shall begin at 12:00 noon on the second Monday in January next succeeding his election, and shall continue for four years, or until his successor is elected and qualified. The attorney general shall **not be required** to reside at the seat of government ~~and~~ **but shall** keep his office in the supreme court building[;] and receive an annual salary of sixty-five thousand dollars plus any salary adjustment provided pursuant to section 105.005, payable out of the state treasury. The salary shall constitute the total compensation for all duties to be performed by him and there shall be no further payments made to or accepted by him for the performance of any duty now required of him under any existing law. The attorney general shall devote his full time to his office, and, except in the performance of his official duties, shall not engage in the practice of law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Cook
Copeland	Davis	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stacy	Stephens 128
Tate	Taylor 139	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wright	Mr. Speaker		

NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Brown 27	Burnett
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gray	Gunby	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Phifer	Quade	Roden	Rogers	Rowland
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 028

Bailey	Baker	Bangert	Bosley	Brown 70
Burton	Christofanelli	Coleman 97	Cupps	Davidson
Deaton	Falkner	Fishel	Ingle	McDaniel
Morse	Patterson	Person	Pietzman	Price IV
Proudie	Riggs	Sauls	Schnelting	Seitz
Smith 163	Taylor 48	Wiemann		

VACANCIES: 001

On motion of Representative Hicks, **House Amendment No. 4** was adopted.

Representative Schroer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Pages 36-37, Section 217.690, Lines 39-90, by deleting said lines and inserting in lieu thereof the following:

"6. Any offender sentenced to a term of imprisonment amounting to fifteen years or more or multiple terms of imprisonment that, taken together, amount to fifteen or more years who was under eighteen years of age at the time of the commission of the offense or offenses may be eligible for parole after serving fifteen years of incarceration, regardless of whether the case is final for the purposes of appeal, and may be eligible for reconsideration hearings in accordance with regulations promulgated by the parole board.

7. The provisions of subsection 6 shall not apply to an offender found guilty of murder in the first degree or capital murder who was under eighteen years of age when the offender committed the offense or offenses who may be found ineligible for parole or whose parole eligibility may be controlled by section 558.047 or 565.033.

8. Any offender under a sentence for first degree murder who has been denied release on parole after a parole hearing shall not be eligible for another parole hearing until at least three years from the month of the parole denial; however, this subsection shall not prevent a release pursuant to subsection 4 of section 558.011.

[7-] 9. A victim who has requested an opportunity to be heard shall receive notice that the parole board is conducting an assessment of the offender's risk and readiness for release and that the victim's input will be particularly helpful when it pertains to safety concerns and specific protective measures that may be beneficial to the victim should the offender be granted release.

[8-] 10. Parole hearings shall, at a minimum, contain the following procedures:

(1) The victim or person representing the victim who attends a hearing may be accompanied by one other person;

(2) The victim or person representing the victim who attends a hearing shall have the option of giving testimony in the presence of the inmate or to the hearing panel without the inmate being present;

(3) The victim or person representing the victim may call or write the parole board rather than attend the hearing;

(4) The victim or person representing the victim may have a personal meeting with a **parole** board member at the **parole** board's central office;

(5) The judge, prosecuting attorney or circuit attorney and a representative of the local law enforcement agency investigating the crime shall be allowed to attend the hearing or provide information to the hearing panel in regard to the parole consideration; and

(6) The **parole** board shall evaluate information listed in the juvenile sex offender registry pursuant to section 211.425, provided the offender is between the ages of seventeen and twenty-one, as it impacts the safety of the community.

[9-] 11. The parole board shall notify any person of the results of a parole eligibility hearing if the person indicates to the parole board a desire to be notified.

~~[10-]~~ **12.** The **parole** board may, at its discretion, require any offender seeking parole to meet certain conditions during the term of that parole so long as said conditions are not illegal or impossible for the offender to perform. These conditions may include an amount of restitution to the state for the cost of that offender's incarceration.

~~[11-]~~ **13.** Special parole conditions shall be responsive to the assessed risk and needs of the offender or the need for extraordinary supervision, such as electronic monitoring. The **parole** board shall adopt rules to minimize the conditions placed on low-risk cases, to frontload conditions upon release, and to require the modification and reduction of conditions based on the person's continuing stability in the community. **Parole** board rules shall permit parole conditions to be modified by parole officers with review and approval by supervisors.

~~[12-]~~ **14.** Nothing contained in this section shall be construed to require the release of an offender on parole nor to reduce the sentence of an offender heretofore committed.

~~[13-]~~ **15.** Beginning January 1, 2001, the **parole** board shall not order a parole unless the offender has obtained a high school diploma or its equivalent, or unless the **parole** board is satisfied that the offender, while committed to the custody of the department, has made an honest good-faith effort to obtain a high school diploma or its equivalent; provided that the director may waive this requirement by certifying in writing to the **parole** board that the offender has actively participated in mandatory education programs or is academically unable to obtain a high school diploma or its equivalent.

~~[14-]~~ **16.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void."; and

Further amend said bill, Page 38, Section 217.692, Line 33, by deleting the number "8" and inserting in lieu thereof the numbers "[8] 10"; and

Further amend said bill, Pages 94-100, Section 590.500, Lines 1-198, by deleting said lines and inserting in lieu thereof the following:

"590.502. 1. For purposes of this section, the following shall mean:

(1) "Administering authority", any individual or body authorized by a law enforcement agency to hear and make final decisions regarding appeals of disciplinary actions issued by such agency;

(2) "Color of law", any act by a law enforcement officer, whether on duty or off duty, that is performed in furtherance of his or her sworn duty to enforce laws and to protect and serve the public;

(3) "Economic loss", any economic loss including, but not limited to, loss of overtime accrual, overtime income, sick time accrual, sick time, secondary employment income, holiday pay, and vacation pay;

(4) "Good cause", sufficient evidence or facts that would support a party's request for extensions of time or any other requests seeking accommodations outside the scope of the rules set out herein;

(5) "Law enforcement officer", any commissioned peace officer with the power to arrest for a violation of the criminal code who is employed by any unit of the state or any county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision or is employed by the board of police commissioners as defined in chapter 84. "Law enforcement officer" shall not include any officer who is the highest ranking officer in the law enforcement agency.

2. Whenever a law enforcement officer is under administrative investigation or is subjected to administrative questioning that the officer reasonably believes could lead to disciplinary action, demotion, dismissal, transfer, or placement on a status that could lead to economic loss, the investigation or questioning shall be conducted under the following conditions:

(1) The law enforcement officer who is the subject of the investigation shall be informed, in writing, of the existence and nature of the alleged violation and the individuals who will be conducting the investigation. Notice shall be provided to the officer along with a copy of the complaint at least twenty-four hours prior to any interrogation or interview of the officer;

(2) Any person, including members of the same agency or department as the officer under investigation, filing a complaint against a law enforcement officer shall have the complaint supported by a written statement outlining the complaint that includes the personal identifying information of the person filing the complaint. All personal identifying information shall be held confidential by the investigating agency;

(3) When a law enforcement officer is questioned or interviewed regarding matters pertaining to his or her law enforcement duties or actions taken within the scope of his or her employment, such questioning shall be conducted for a reasonable length of time and only while the officer is on duty unless reasonable circumstances exist that necessitate questioning the officer while he or she is off duty;

(4) Any interviews or questioning shall be conducted at a secure location at the agency that is conducting the investigation or at the place where the officer reports to work, unless the officer consents to another location;

(5) Law enforcement officers shall be questioned by up to two investigators and shall be informed of the name, rank, and command of the investigator or investigators conducting the investigation; except that, separate investigators shall be assigned to investigate alleged department policy violations and alleged criminal violations;

(6) Interview sessions shall be for a reasonable period of time. There shall be times provided for the officer to allow for such personal necessities and rest periods as are reasonably necessary;

(7) Prior to an interview session, the investigator or investigators conducting the investigation shall advise the law enforcement officer of the rule set out in *Garrity v. New Jersey*, 385 U.S. 493 (1967), specifically that the law enforcement officer is being ordered to answer questions under threat of disciplinary action and that the officer's answers to the questions will not be used against the officer in criminal proceedings;

(8) Law enforcement officers shall not be threatened, harassed, or promised rewards to induce them into answering any question; except that, law enforcement officers may be compelled by their employer to give protected *Garrity* statements to an investigator under the direct control of the employer, but such compelled statements shall not be used or derivatively used against the officer in any aspect of a criminal case brought against the officer;

(9) Law enforcement officers under investigation are entitled to have an attorney or any duly authorized representative present during any questioning that the law enforcement officer reasonably believes may result in disciplinary action. The attorney or representative shall be permitted to confer with the officer but shall not unduly disrupt or interfere with the interview. The questioning shall be suspended for a period of up to twenty-four hours if the officer requests representation;

(10) Prior to the law enforcement officer being interviewed, the officer and his or her attorney or representative shall have the opportunity to review the complaint;

(11) Law enforcement officers or their designated representative shall have the right to bring their own recording device and may record all aspects of the interview;

(12) The law enforcement agency conducting the investigation shall have ninety days from receipt of a citizen complaint or from the date the agency became aware of the alleged conduct upon which the allegation rests to complete such investigation. The agency shall determine the disposition of the complaint and render a disciplinary decision, if any, within ninety days. The agency may, for good cause, petition the administering authority overseeing the administration of discipline for an extension of time to complete the investigation. If the administering authority finds the agency has shown good cause for the granting of an extension of time to complete the investigation, the administering authority shall grant an extension of up to sixty days. The agency is limited to two extensions per investigation; except that, if there is an ongoing criminal investigation there shall be no limitation on the amount of sixty-day extensions. For good cause shown, the internal investigation may be tolled until the conclusion of a concurrent criminal investigation arising out of the same alleged conduct. Absent consent from the officer being investigated, the administering authority overseeing the administration of discipline shall set the matter for hearing and shall provide notice of the hearing to the law enforcement officer under investigation. The officer shall have the right to attend the hearing and to present evidence and arguments against extension;

(13) Within five days of the conclusion of the administrative investigation, the investigator shall inform the officer, in writing, of the investigative findings and any recommendation for further action, including discipline;

(14) A complete record of the administrative investigation shall be kept by the law enforcement agency conducting such investigation. Upon completion of the investigation, a copy of the entire record, including, but not limited to, audio, video, and transcribed statements, shall be provided to the officer or the

officer's representative within five business days of the officer's written request. The agency may request a protective order to redact all personal identifying witness information; and

(15) All records compiled as a result of any investigation subject to the provisions of this section shall be held confidential and shall not be subject to disclosure under chapter 610, except by lawful subpoena or court order, by release approved by the officer, or as provided in section 590.070.

3. Law enforcement officers who are suspended without pay, demoted, terminated, transferred, or placed on a status resulting in economic loss shall be entitled to a full due process hearing. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided for this section. The components of the hearing shall include, at a minimum:

- (1) The right to be represented by an attorney or other individual of their choice during the hearing;
- (2) The right of the law enforcement officer or his or her attorney to conduct discovery prior to the hearing. Depositions may be taken in the same manner and under the same conditions as provided for in the Missouri civil rules of civil procedure for civil cases in the circuit court. Subpoenas may be issued by the board conducting the hearing or by the circuit court or the office of the clerk for the county where the agency has its principal place of business;
- (3) Seven days' notice of the hearing date and time;
- (4) An opportunity to access and review documents, at least seven days in advance of the hearing, that are in the employer's possession and that were used as a basis for the disciplinary action;
- (5) The right of the law enforcement officer or his or her attorney to present witnesses and evidence in the officer's defense and a right to cross-examine any adverse witnesses against the officer;
- (6) The right to refuse to testify at the hearing if the officer is concurrently facing criminal charges in connection with the same incident. A law enforcement officer's decision not to testify shall not result in additional internal charges or discipline;
- (7) A complete record of the hearing shall be kept by the agency for purposes of appeal. The record shall be provided to the officer or his or her attorney upon written request;
- (8) The entire record of the hearing shall remain confidential and shall not be subject to disclosure under chapter 610, except by lawful subpoena or court order.

4. Any decision, order, or action taken following the hearing shall be in writing and shall be accompanied by findings of fact. The findings shall consist of a concise statement upon each issue in the case. A copy of the decision or order accompanying findings and conclusions along with the written action and right of appeal, if any, shall be delivered or mailed promptly to the law enforcement officer or to the officer's attorney or representative of record.

5. Law enforcement officers shall have the opportunity to provide a written response to any adverse materials placed in their personnel file, and such written response shall be permanently attached to the adverse material.

6. Law enforcement officers shall have the right to compensation for any economic loss incurred during an investigation if the officer is found to have committed no misconduct.

7. Law enforcement officers may petition the circuit court in the county in which the law enforcement agency has its principal place of business to review the decision of the administrative body hearing the appeal of discipline. Upon a finding that the discipline was not justified, the circuit court may award the law enforcement officer back pay and costs incurred in bringing the suit, including attorney's fees.

8. Employers shall defend and indemnify law enforcement officers from and against civil claims made against them in their official and individual capacities if the alleged conduct arose in the course and scope of their obligations and duties as law enforcement officers. This includes any actions taken off duty if such actions were taken under color of law. In the event the law enforcement officer is convicted of, or pleads guilty to, criminal charges arising out of the same conduct, the employer shall no longer be obligated to defend and indemnify the officer in connection with related civil claims.

9. Law enforcement officers shall not be disciplined, demoted, dismissed, transferred, or placed on a status resulting in economic loss as a result of the assertion of their constitutional rights in any judicial proceeding, unless the officer admits to wrong-doing, in which case the provisions of this section shall not apply.

10. No state or local governmental unit including, but not limited to, a county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision that employs a law enforcement officer shall enact, promulgate, enforce, or follow any law, regulation, or policy that would abolish, conflict with, modify, or in any way diminish any right or remedy provided to law enforcement officers under this section.

11. The rights set out in this section are minimum standards to be applied throughout the state. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided in this section.

12. Any aggrieved law enforcement officer or authorized representative may seek judicial enforcement of the requirements of this section. Suits to enforce this section shall be brought in the circuit court for the county in which the law enforcement agency or governmental body has its principal place of business.

13. Upon a finding by a preponderance of the evidence that a law enforcement agency, governmental body, or member of same has violated any provision of this section, a court shall void any action taken in violation of this section. The court may also award the law enforcement officer the costs of bringing the suit including, but not limited to, attorneys' fees. A lawsuit for enforcement shall be brought within one year from which the violation is ascertainable.

14. Nothing in this section shall apply to any investigation or other action by the director regarding a license issued by the director under this chapter.

15. A law enforcement agency that has substantially similar or greater procedures shall be deemed in compliance with this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hardwick offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 2, Line 33, by inserting after all of the said line the following:

"Further amend said bill, Page 66, Section 545.940, Line 24, by inserting after all of said section and line the following:

"547.031. 1. A prosecuting or circuit attorney, in the jurisdiction in which a person was convicted of an offense, may file a motion to vacate or set aside the judgment at any time if he or she has information that the convicted person may be innocent or may have been erroneously convicted. The circuit court in which the person was convicted shall have jurisdiction and authority to consider, hear, and decide the motion.

2. Upon the filing of a motion to vacate or set aside the judgment, the court shall order a hearing and shall issue findings of fact and conclusions of law on all issues presented. The attorney general shall be given notice of hearing of such a motion by the circuit clerk and shall be permitted to appear, question witnesses, and make arguments in a hearing of such a motion.

3. The court shall grant the motion of the prosecuting or circuit attorney to vacate or set aside the judgment where the court finds that there is clear and convincing evidence of actual innocence or constitutional error at the original trial or plea that undermines the confidence in the judgment. In considering the motion, the court shall take into consideration the evidence presented at the original trial or plea; the evidence presented at any direct appeal or post-conviction proceedings, including state or federal habeas actions; and the information and evidence presented at the hearing on the motion.

4. The prosecuting attorney or circuit attorney shall have the authority and right to file and maintain an appeal of the denial or disposal of such a motion. The attorney general may file a motion to intervene and, in addition to such motion, file a motion to dismiss the motion to vacate or to set aside the judgment in any appeal filed by the prosecuting or circuit attorney."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Sander	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wright	Mr. Speaker		

NOES: 039

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Burnett
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Mosley	Nurrenbern	Phifer
Roden	Rogers	Rowland	Sauls	Sharp 36
Smith 45	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 025

Aldridge	Bailey	Bangert	Brown 70	Burton
Christofanelli	Cupps	DeGroot	Francis	Gray
McDaniel	Merideth	Morse	Patterson	Person
Pietzman	Price IV	Proudie	Quade	Ruth
Sassmann	Schnelting	Smith 163	Stevens 46	Wiemann

VACANCIES: 001

On motion of Representative Hardwick, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGirt	Murphy	O'Donnell	Owen	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wright	Mr. Speaker

NOES: 041

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Burnett
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Phifer	Quade	Roden	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Bailey	Bangert	Brown 70	Burton
Christofanelli	Coleman 32	Cupps	Gray	Kalberloh
McDaniel	Morse	Patterson	Person	Pietzman
Price IV	Proudie	Schnelting	Smith 163	Stevens 46
Wiemann				

VACANCIES: 001

On motion of Representative Schroer, **House Amendment No. 5, as amended**, was adopted.

Representative Lovasco offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 102, Section 610.120, Line 30, by inserting after said section and line the following:

"610.122. 1. Notwithstanding other provisions of law to the contrary, any record of arrest recorded pursuant to section 43.503 may be expunged if:

(1) The court determines that the arrest was based on false information and the following conditions exist:

(a) There is no probable cause, at the time of the action to expunge, to believe the individual committed the offense;

(b) No charges will be pursued as a result of the arrest; and

(c) The subject of the arrest did not receive a suspended imposition of sentence for the offense for which the arrest was made or for any offense related to the arrest; or

(2) The court determines the person was arrested for, or was subsequently charged with, a misdemeanor offense of chapter 303 or any moving violation as the term moving violation is defined under section 302.010, except for any intoxication-related traffic offense as intoxication-related traffic offense is defined under section 577.023 and:

(a) Each such offense or violation related to the arrest was subsequently nolle prossed or dismissed, or the accused was found not guilty of each offense or violation; and

(b) The person is not a commercial driver's license holder and was not operating a commercial motor vehicle at the time of the arrest.

2. A record of arrest shall only be eligible for expungement under this section if:

~~—— (1) The subject of the arrest has no prior or subsequent misdemeanor or felony convictions; and~~

~~—— (2) no civil action is pending relating to the arrest or the records sought to be expunged.";~~ and

Further amend said bill, Page 104, Section 610.140, Lines 79-84, by deleting said lines and inserting in lieu thereof the following:

"(1) At the time the petition is filed, it has been at least ~~[seven]~~ **three** years if the offense is a felony, or at least ~~[three years]~~ **one year** if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) **At the time the petition is filed,** the person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters **301, 302, 303, 304, and 307,** during the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (139) offered **House Amendment No. 1 to House Amendment No. 6.**

House Amendment No. 1

to

House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 2, Line 1, by inserting after said line the following:

"Further amend said bill and section, Page 105, Line 121, by inserting after the phrase "order of expungement." the following:

"For purposes of 18 U.S.C. 921(a)(3)(B)(ii), an order or expungement granted pursuant to this section shall be considered a complete removal of all effects of the expunged conviction."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Bosley	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Reedy	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 041

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Mosley	Nurrenbern
Phifer	Price IV	Quade	Roden	Rogers
Rowland	Sauls	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Appelbaum	Bailey	Baker	Boggs
Burton	Christofanelli	Cupps	Deaton	Hicks
McDaniel	Merideth	Morse	Murphy	Person
Pietzman	Richey	Schnelting	Smith 163	Thompson
Young				

VACANCIES: 001

On motion of Representative Taylor (139), **House Amendment No. 1 to House Amendment No. 6** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGirl	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 039

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 70	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Person	Phifer	Quade
Roden	Rogers	Rowland	Sauls	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Appelbaum	Bailey	Baker	Burnett
Burton	Christofanelli	Cupps	Deaton	Kidd
McDaniel	Morse	Mosley	Murphy	Nurrenbern
Pietzman	Price IV	Proudie	Richey	Schnelting
Smith 163				

VACANCIES: 001

On motion of Representative Lovasco, **House Amendment No. 6, as amended**, was adopted.

Representative Knight offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 3, Section 21.405, Line 20, by inserting after all of said section and line the following:

"50.327. 1. Notwithstanding any other provisions of law to the contrary, the salary schedules contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 56.265, ~~[57.317,]~~ 58.095, and 473.742 shall be set as a base schedule for those county officials. Except when it is necessary to increase newly elected or reelected county officials' salaries, in accordance with Section 13, Article VII, Constitution of Missouri, to comply with the requirements of this section, the salary commission in all counties except charter counties in this state shall be responsible for the computation of salaries of all county officials; provided, however, that any percentage salary adjustments in a county shall be equal for all such officials in that county.

2. Upon majority approval of the salary commission, the annual compensation of part-time prosecutors contained in section 56.265 and the county offices contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 58.095, and 473.742 may be increased by up to two thousand dollars greater than the compensation provided by the salary schedules; provided, however, that any vote to increase compensation be effective for all county offices in that county **subject to the salary commission.**

~~[3. Upon majority approval of the salary commission, the annual compensation of a county sheriff as provided in section 57.317 may be increased by up to six thousand dollars greater than the compensation provided by the salary schedule of such section.~~

~~4. The salary commission of any county of the third classification may amend the base schedules for the computation of salaries for county officials referenced in subsection 1 of this section to include assessed valuation factors in excess of three hundred million dollars; provided that the percentage of any adjustments in assessed valuation factors shall be equal for all such officials in that county-]; and~~

Further amend said bill, Page 6, Section 57.280, Line 61, by inserting after said section and line the following:

"57.317. 1. **(1)** The county sheriff in any county~~[-other than in a]~~ **of the first or second** classification ~~[chartered county,]~~ shall receive an annual salary **equal to eighty percent of the compensation of an associate circuit judge of the county.**

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as ~~[set forth in]~~ the following ~~[schedule]~~ **percentages of the compensation of an associate circuit judge of the county.** The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff ~~[on January 1, 1997]~~ **from the prior year.**

Assessed Valuation

\$18,000,000 to ~~[40,999,999]~~

41,000,000 to ~~53,999,999~~

54,000,000 to ~~65,999,999~~

66,000,000 to ~~85,999,999~~

86,000,000 to ~~99,999,999~~

~~[Salary]~~ **Percentage**

~~\$36,000~~

~~37,000~~

~~38,000~~

~~39,000~~

~~[40,000]~~ **45%**

100,000,000 to [130,999,999]	42,000
131,000,000 to 159,999,999	44,000
160,000,000 to 189,999,999	45,000
190,000,000 to] 249,999,999	[46,000] 50%
250,000,000 to [299,999,999]	48,000
300,000,000 to] 449,999,999	[50,000] 55%
450,000,000 to [599,999,999]	52,000
600,000,000 to 749,999,999	54,000
750,000,000 to] 899,999,999	[56,000] 60%
900,000,000 [to 1,049,999,999]	58,000
1,050,000,000 to 1,199,999,999	60,000
1,200,000,000 to 1,349,999,999	62,000
1,350,000,000] and over	[64,000] 65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county~~[;]~~ other than a ~~[first classification]~~ charter county~~[;]~~ shall not~~[, except upon two-thirds vote of all the members of the salary commission,]~~ receive an annual compensation less than the ~~[total]~~ compensation ~~[being received for the office of county sheriff in the particular county for services rendered or performed on the date the salary commission votes]~~ **described under this section.**"; and

Further amend said bill, Page 12, Section B, Line 1, by deleting the words "section 304.050" and inserting in lieu thereof the phrase "sections 50.327, 57.317, and 304.050"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Copeland offered **House Amendment No. 1 to House Amendment No. 7.**

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 1, Line 34, by inserting after the phrase "**judge of the county.**" the following:

"If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is an increase of ten thousand dollars or more, the increase shall be paid over a period of five years in twenty percent increments per year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	DeGroot
Derges	Dinkins	Dogan	Eggleston	Falkner
Fishel	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McGaugh	McGill	O'Donnell	Owen
Patterson	Perkins	Pike	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Riggs
Riley	Roberts	Rone	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Nurrenbern	Person	Phifer	Roden	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 025

Aldridge	Bailey	Baker	Barnes	Brown 70
Christofanelli	Cupps	Deaton	Evans	Fitzwater
Lovasco	McDaniel	Morse	Mosley	Murphy
Pietzman	Plocher	Pollitt 52	Price IV	Quade
Richey	Ruth	Schnelting	Smith 163	Smith 67

VACANCIES: 001

On motion of Representative Copeland, **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kidd	Knight
Lovasco	Mayhew	McGill	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollock 123
Porter	Pouche	Railsback	Reedy	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stacy	Stephens 128
Tate	Taylor 139	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 040

Adams	Anderson	Appelbaum	Baringer	Bland Manlove
Bosley	Brown 27	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Roden	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 027

Aldridge	Aune	Bailey	Baker	Bangert
Barnes	Brown 70	Christofanelli	Cupps	Deaton
Gray	Kelly 141	Lewis 6	Mackey	McDaniel
Morse	Murphy	Pietzman	Pollitt 52	Price IV
Proudie	Richey	Riggs	Schnelting	Smith 163
Smith 67	Taylor 48			

VACANCIES: 001

On motion of Representative Knight, **House Amendment No. 7, as amended**, was adopted.

Representative Windham offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 49, Section 304.050, Line 76, by inserting after all of said section and line the following:

"304.155. 1. Any law enforcement officer within the officer's jurisdiction, or an officer of a government agency where that agency's real property is concerned, may authorize a towing company to remove to a place of safety:

(1) Any abandoned property on the right-of-way of:

(a) Any interstate highway or freeway in an urbanized area, left unattended for ten hours, or immediately if a law enforcement officer determines that the abandoned property is a serious hazard to other motorists, provided that commercial motor vehicles not hauling materials designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;

(b) Any interstate highway or freeway outside of an urbanized area, left unattended for twenty-four hours, or after four hours if a law enforcement officer determines that the abandoned property is a serious hazard to other motorists, provided that commercial motor vehicles not hauling materials designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;

(c) Any state highway other than an interstate highway or freeway in an urbanized area, left unattended for more than ten hours; or

(d) Any state highway other than an interstate highway or freeway outside of an urbanized area, left unattended for more than twenty-four hours; provided that commercial motor vehicles not hauling waste designated as hazardous under 49 U.S.C. 5103(a) may only be removed under this subdivision to a place of safety until the owner or owner's representative has had a reasonable opportunity to contact a towing company of choice;

(2) Any unattended abandoned property illegally left standing upon any highway or bridge if the abandoned property is left in a position or under such circumstances as to obstruct the normal movement of traffic where there is no reasonable indication that the person in control of the property is arranging for its immediate control or removal;

(3) Any abandoned property which has been abandoned under section 577.080;

(4) Any abandoned property which has been reported as stolen or taken without consent of the owner;

(5) Any abandoned property for which the person operating such property is arrested for an alleged offense for which the officer takes the person into custody and where such person is unable to arrange for the property's ~~timely~~ removal **within forty-eight hours of such person's arrest**;

(6) Any abandoned property which due to any other state law or local ordinance is subject to towing because of the owner's outstanding traffic or parking violations;

(7) Any abandoned property left unattended in violation of a state law or local ordinance where signs have been posted giving notice of the law or where the violation causes a safety hazard;

(8) Any abandoned property illegally left standing on the waters of this state as defined in section 306.010 where the abandoned property is obstructing the normal movement of traffic, or where the abandoned property has been unattended for more than ten hours or is floating loose on the water; or

(9) Any abandoned property for which the person operating such property or vehicle eludes arrest for an alleged offense for which the officer would have taken the offender into custody.

2. The department of transportation or any law enforcement officer within the officer's jurisdiction may immediately remove any abandoned, unattended, wrecked, burned or partially dismantled property, spilled cargo or other personal property from the right-of-way of any interstate highway, freeway, or state highway if the abandoned property, cargo or personal property is creating a traffic hazard because of its position in relation to the interstate highway, freeway, or state highway. In the event the property creating a traffic hazard is a commercial motor vehicle, as defined in section 302.700, the department's authority under this subsection shall be limited to

authorizing a towing company to remove the commercial motor vehicle to a place of safety, except that the owner of the commercial motor vehicle or the owner's designated representative shall have a reasonable opportunity to contact a towing company of choice. The provisions of this subsection shall not apply to vehicles transporting any material which has been designated as hazardous under Section 5103(a) of Title 49, U.S.C.

3. Any law enforcement agency authorizing a tow pursuant to this section in which the abandoned property is moved from the immediate vicinity shall complete a crime inquiry and inspection report. Any state or federal government agency other than a law enforcement agency authorizing a tow pursuant to this section in which the abandoned property is moved away from the immediate vicinity in which it was abandoned shall report the towing to the state highway patrol or water patrol within two hours of the tow along with a crime inquiry and inspection report as required in this section. Any local government agency, other than a law enforcement agency, authorizing a tow pursuant to this section where property is towed away from the immediate vicinity shall report the tow to the local law enforcement agency within two hours along with a crime inquiry and inspection report.

4. Neither the law enforcement officer, government agency official nor anyone having custody of abandoned property under his direction shall be liable for any damage to such abandoned property occasioned by a removal authorized by this section or by ordinance of a county or municipality licensing and regulating the sale of abandoned property by the municipality, other than damages occasioned by negligence or by willful or wanton acts or omissions.

5. The owner of abandoned property removed as provided in this section or in section 304.157 shall be responsible for payment of all reasonable charges for towing and storage of such abandoned property as provided in section 304.158.

6. Upon the towing of any abandoned property pursuant to this section or under authority of a law enforcement officer or local government agency pursuant to section 304.157, the law enforcement agency that authorized such towing or was properly notified by another government agency of such towing shall promptly make an inquiry with the national crime information center and any statewide Missouri law enforcement computer system to determine if the abandoned property has been reported as stolen and shall enter the information pertaining to the towed property into the statewide law enforcement computer system. If the abandoned property is not claimed within ten working days of the towing, the tower who has online access to the department of revenue's records shall make an inquiry to determine the abandoned property owner and lienholder, if any, of record. In the event that the records of the department of revenue fail to disclose the name of the owner or any lienholder of record, the tower shall comply with the requirements of subsection 3 of section 304.156. If the tower does not have online access, the law enforcement agency shall submit a crime inquiry and inspection report to the director of revenue. A towing company that does not have online access to the department's records and that is in possession of abandoned property after ten working days shall report such fact to the law enforcement agency with which the crime inquiry and inspection report was filed. The crime inquiry and inspection report shall be designed by the director of revenue and shall include the following:

- (1) The year, model, make and property identification number of the property and the owner and any lienholders, if known;
- (2) A description of any damage to the property noted by the officer authorizing the tow;
- (3) The license plate or registration number and the state of issuance, if available;
- (4) The storage location of the towed property;
- (5) The name, telephone number and address of the towing company;
- (6) The date, place and reason for the towing of the abandoned property;
- (7) The date of the inquiry of the national crime information center, any statewide Missouri law enforcement computer system and any other similar system which has titling and registration information to determine if the abandoned property had been stolen. This information shall be entered only by the law enforcement agency making the inquiry;
- (8) The signature and printed name of the officer authorizing the tow;
- (9) The name of the towing company, the signature and printed name of the towing operator, and an indicator disclosing whether the tower has online access to the department's records; and
- (10) Any additional information the director of revenue deems appropriate.

7. One copy of the crime inquiry and inspection report shall remain with the agency which authorized the tow. One copy shall be provided to and retained by the storage facility and one copy shall be retained by the towing facility in an accessible format in the business records for a period of three years from the date of the tow or removal.

8. The owner of such abandoned property, or the holder of a valid security interest of record, may reclaim it from the towing company upon proof of ownership or valid security interest of record and payment of all reasonable charges for the towing and storage of the abandoned property.

9. Any person who removes abandoned property at the direction of a law enforcement officer or an officer of a government agency where that agency's real property is concerned as provided in this section shall have a lien for all reasonable charges for the towing and storage of the abandoned property until possession of the abandoned property is voluntarily relinquished to the owner of the abandoned property or to the holder of a valid security interest of record. Any personal property within the abandoned property need not be released to the owner thereof until the reasonable or agreed charges for such recovery, transportation or safekeeping have been paid or satisfactory arrangements for payment have been made, except that any medication prescribed by a physician shall be released to the owner thereof upon request. The company holding or storing the abandoned property shall either release the personal property to the owner of the abandoned property or allow the owner to inspect the property and provide an itemized receipt for the contents. The company holding or storing the property shall be strictly liable for the condition and safe return of the personal property. Such lien shall be enforced in the manner provided under section 304.156.

10. Towing companies shall keep a record for three years on any abandoned property towed and not reclaimed by the owner of the abandoned property. Such record shall contain information regarding the authorization to tow, copies of all correspondence with the department of revenue concerning the abandoned property, including copies of any online records of the towing company accessed and information concerning the final disposition of the possession of the abandoned property.

11. If a lienholder repossesses any motor vehicle, trailer, all-terrain vehicle, outboard motor or vessel without the knowledge or cooperation of the owner, then the reposessor shall notify the local law enforcement agency where the repossession occurred within two hours of the repossession and shall further provide the local law enforcement agency with any additional information the agency deems appropriate. The local law enforcement agency shall make an inquiry with the national crime information center and the Missouri statewide law enforcement computer system and shall enter the repossessed vehicle into the statewide law enforcement computer system.

12. Notwithstanding the provisions of section 301.227, any towing company who has complied with the notification provisions in section 304.156 including notice that any property remaining unredeemed after thirty days may be sold as scrap property may then dispose of such property as provided in this subsection. Such sale shall only occur if at least thirty days has passed since the date of such notification, the abandoned property remains unredeemed with no satisfactory arrangements made with the towing company for continued storage, and the owner or holder of a security agreement has not requested a hearing as provided in section 304.156. The towing company may dispose of such abandoned property by selling the property on a bill of sale as prescribed by the director of revenue to a scrap metal operator or licensed salvage dealer for destruction purposes only. The towing company shall forward a copy of the bill of sale provided by the scrap metal operator or licensed salvage dealer to the director of revenue within two weeks of the date of such sale. The towing company shall keep a record of each such vehicle sold for destruction for three years that shall be available for inspection by law enforcement and authorized department of revenue officials. The record shall contain the year, make, identification number of the property, date of sale, and name of the purchasing scrap metal operator or licensed salvage dealer and copies of all notifications issued by the towing company as required in this chapter. Scrap metal operators or licensed salvage dealers shall keep a record of the purchase of such property as provided in section 301.227. Scrap metal operators and licensed salvage dealers may obtain a junk certificate as provided in section 301.227 on vehicles purchased on a bill of sale pursuant to this section."; and

Further amend said bill, Page 93, Section 590.075, Line 9, by inserting after said section and line the following:

"590.120. 1. There is hereby established within the department of public safety a "Peace Officer Standards and Training Commission" which shall be composed of eleven members, including a voting public member, appointed by the governor, by and with the advice and consent of the senate, from a list of qualified candidates submitted to the governor by the director of the department of public safety. No more than two members of the POST commission shall reside in the same congressional district as any other at the time of their appointments but this provision shall not apply to the public member. Three members of the POST commission shall be police chiefs, three members shall be sheriffs, one member shall represent a state law enforcement agency covered by the provisions of this chapter, two members shall be peace officers at or below the rank of sergeant employed by a

political subdivision, and one member shall be a chief executive officer of a certified training academy. The public member shall be at the time of appointment a registered voter; a person who is not and never has been a member of any profession certified or regulated under this chapter or the spouse of such person; and a person who does not have and never has had a material financial interest in either the providing of the professional services regulated by this chapter, or an activity or organization directly related to any profession certified or regulated under this chapter. Each member of the POST commission shall have been at the time of his appointment a citizen of the United States and a resident of this state for a period of at least one year, and members who are peace officers shall be qualified as established by this chapter. No member of the POST commission serving a full term of three years may be reappointed to the POST commission until at least one year after the expiration of his most recent term.

2. Three of the original members of the POST commission shall be appointed for terms of one year, three of the original members shall be appointed for terms of two years, and three of the original members shall be appointed for terms of three years. Thereafter the terms of the members of the POST commission shall be for three years or until their successors are appointed. The director may remove any member of the POST commission for misconduct or neglect of office. Any member of the POST commission may be removed for cause by the director but such member shall first be presented with a written statement of the reasons thereof, and shall have a hearing before the POST commission if the member so requests. Any vacancy in the membership of the commission shall be filled by appointment for the unexpired term. No two members of the POST commission shall be employees of the same law enforcement agency.

3. Annually the director shall appoint one of the members as chairperson. The POST commission shall meet at least twice each year as determined by the director or a majority of the members to perform its duties. A majority of the members of the POST commission shall constitute a quorum.

4. No member of the POST commission shall receive any compensation for the performance of his official duties.

5. **The director shall employ staff as the director deems necessary including, but not limited to, no fewer than one POST investigator for each administrative hearing commissioner.**

6. The POST commission shall guide and advise the director concerning duties pursuant to this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Windham, **House Amendment No. 8** was adopted.

Representative Bosley offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 100, Section 590.1210, Line 4, by inserting after said section and line the following:

"590.1252. 1. All peace officers in this state shall wear a video camera affixed to the peace officer's uniform while on duty. The video camera shall record each interaction between a peace officer and a member of the public during all traffic stops. The recording shall include both audio and video.

2. An officer who intentionally disables his or her affixed camera during an interaction with a member or members of the public shall be guilty of a class A misdemeanor.

3. If an officer's affixed camera is disabled when the officer discharges his or her firearm, the director shall automatically revoke such officer's license pending the result of an investigation.

4. Any investigation conducted as a result of an officer discharging his or her firearm shall be concluded within sixty days of the incident.

5. Law enforcement agencies shall preserve any recordings made by a video camera under this section for a minimum of sixty days and make such recordings available to the public through a state-wide database within fourteen days of any incident.

6. Notwithstanding the result of the investigation, the department of public safety shall publish the footage from the officer's affixed camera on its website within sixty days of the incident.

7. The provisions of this section shall not apply to detectives or other peace officers while they are working in an undercover capacity, or to any peace officer in any situation where the wearing of such a video camera would endanger the safety of the officer or the public.

8. Law enforcement agencies shall develop policies and procedures necessary to execute the provisions of this section prior to January 1, 2022.

9. The director of the department of public safety may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Gregory 51	Gregory 96
Grier	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Riggs
Riley	Roberts	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Simmons	Smith 155	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Person	Quade	Roden	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 025

Aldridge	Bailey	Baker	Brown 70	Burger
Cupps	Deaton	Francis	Griesheimer	Hicks
Ingle	Kelly 141	Mackey	McDaniel	Morse
Murphy	Phifer	Pietzman	Price IV	Proudie
Richey	Rone	Schnelting	Shields	Smith 163

VACANCIES: 001

House Amendment No. 9 was withdrawn.

Representative Hill offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 79, Section 559.607, Line 21, by inserting after all of said line the following:

"565.058. 1. Any special victim as defined under section 565.002 shall not be required to reveal any current address or place of residence except to the court in camera for the purpose of determining jurisdiction and venue.

2. Any special victim as defined under section 565.002 may file a petition with the court alleging assault in any degree by using his or her identifying initials instead of his or her legal name if said petition alleges that he or she would be endangered by such disclosure."; and

Further amend said bill, Page 86, Section 574.110, Line 7, by inserting after all of said line the following:

"574.203. 1. Except as otherwise protected by state or federal law, a person, excluding any person who is developmentally disabled as defined in section 630.005, commits the offense of interference with a health care facility if the person willfully or recklessly interferes with a health care facility or employee of a health care facility by:

- (1) Causing a peace disturbance while inside a health care facility;**
- (2) Refusing an order to vacate a health care facility when requested to by any employee of the health care facility;**
- (3) Threatening to inflict injury on the patients or employees, or damage to the property of a health care facility.**

2. Hospital policies shall address incidents of workplace violence against employees, including protecting an employee from retaliation when such employee complies with hospital policies in seeking assistance or intervention from local emergency services or law enforcement when a violent incident occurs.

3. The offense of interference with a health care facility is a class D misdemeanor for a first offense and a class C misdemeanor for any second or subsequent offense.

4. As used in this section, "health care facility" means a hospital that provides health care services directly to patients.

574.204. 1. Except as otherwise protected by state or federal law, a person commits the offense of interference with an ambulance service if the person acts alone or in concert with others to willfully or recklessly interfere with access to or from an ambulance or willfully or recklessly disrupt any ambulance service by threatening to inflict injury on any person providing ambulance services or damage the ambulance.

2. The offense of interference with an ambulance service is a class D misdemeanor for a first offense and a class C misdemeanor for any second or subsequent offense."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fogle offered **House Amendment No. 1 to House Amendment No. 10.**

*House Amendment No. 1
to
House Amendment No. 10*

AMEND House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 53 & 60, Page 1, Line 13, by inserting after the word "**excluding**" the words "**individuals seeking mental health, psychiatric, or psychological care and**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Aldridge	Anderson	Andrews	Atchison	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Burger	Busick	Chipman
Coleman 32	Coleman 97	Copeland	Davis	DeGroot
Derges	Dinkins	Dogan	Eggleston	Falkner
Fishel	Fitzwater	Gregory 51	Gregory 96	Grier
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollock 123	Porter	Pouche	Railsback
Reedy	Riley	Roberts	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Simmons	Smith 155	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	Wiemann	Wright	Mr. Speaker	

NOES: 035

Adams	Appelbaum	Aune	Bangert	Baringer
Bland Manlove	Bosley	Brown 27	Burnett	Burton
Butz	Clemens	Collins	Doll	Fogle
Gunby	Ingle	Johnson	Lewis 25	McCreery
Merideth	Nurrenbern	Quade	Roden	Rogers
Sauls	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 038

Bailey	Barnes	Brown 70	Buchheit-Courtway	Christofanelli
Cook	Cupps	Davidson	Deaton	Ellebracht
Evans	Francis	Gray	Griesheimer	Hicks
Houx	Kidd	Lovasco	Mackey	McDaniel

Morse	Mosley	Person	Phifer	Pietzman
Pollitt 52	Price IV	Proudie	Richey	Riggs
Rone	Rowland	Schnelting	Shaul	Shields
Smith 163	Smith 67	West		

VACANCIES: 001

On motion of Representative Fogle, **House Amendment No. 1 to House Amendment No. 10** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Aldridge	Andrews	Atchison	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Gregory 51	Gregory 96	Grier	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Riggs	Riley	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 039

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gunby	Ingle	McCreery
Merideth	Mosley	Nurrenbern	Person	Price IV
Quade	Roden	Rowland	Sauls	Sharp 36
Smith 45	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 026

Bailey	Barnes	Bosley	Christofanelli	Cupps
Deaton	Francis	Gray	Griesheimer	Hicks
Hovis	Johnson	Lewis 25	Mackey	McDaniel

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Morse	Phifer	Pietzman	Proudie	Richey
Roberts	Rogers	Schnelting	Shields	Smith 163
Smith 67				

VACANCIES: 001

On motion of Representative Hill, **House Amendment No. 10, as amended**, was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Aldridge	Andrews	Atchison	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Davidson
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Fitzwater	Gregory 51	Gregory 96
Grier	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
McGill	Murphy	O'Donnell	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Davis
Dogan	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Lewis 25	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Quade
Roden	Rogers	Rowland	Sauls	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 021

Bailey	Barnes	Bosley	Christofanelli	Cupps
Deaton	Francis	Griesheimer	Hicks	Houx

Mackey	Mayhew	McDaniel	Morse	Owen
Pietzman	Price IV	Proudie	Richey	Schnelting
Smith 163				

VACANCIES: 001

On motion of Representative Roberts, **HCS SS SCS SBs 53 & 60, as amended**, was adopted.

On motion of Representative Roberts, **HCS SS SCS SBs 53 & 60, as amended**, was read the third time and passed by the following vote:

AYES: 138

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Bailey	Baker	Bangert	Baringer
Basye	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGill	Mosley	Murphy
O'Donnell	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	West	Wiemann
Windham	Wright	Mr. Speaker		

NOES: 011

Aune	Barnes	Billington	Bland Manlove	Brown 27
Busick	Lewis 25	Nurrenbern	Pollock 123	Roden
Weber				

PRESENT: 004

McGaugh	Merideth	Unsicker	Young
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ABSENT WITH LEAVE: 009

Cupps	Francis	McDaniel	Morse	Owen
Pietzman	Price IV	Richey	Schnelting	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollett 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Riggs	Riley
Roberts	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 003

Brown 27	Lewis 25	Roden
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PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 009

Cupps	Francis	McDaniel	Morse	Pietzman
Price IV	Richey	Sauls	Schnelting	

VACANCIES: 001

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 362, as amended, relating to the government transparency in public access to records, was taken up by Representative DeGroot.

On motion of Representative DeGroot, **SCS HCS HB 362, as amended**, was adopted by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Roden

PRESENT: 000

ABSENT WITH LEAVE: 010

Cupps	Davidson	McDaniel	Morse	Pietzman
Price IV	Schnelting	Schroer	Smith 163	Tate

VACANCIES: 001

On motion of Representative DeGroot, **SCS HCS HB 362, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 154

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGirl	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

Roden

PRESENT: 000

ABSENT WITH LEAVE: 007

Cupps	McDaniel	Morse	Pietzman	Schnelting
Smith 163	Tate			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

COMMITTEE REPORTS

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **SS SB 212**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer and Taylor (48)

Noes (2): Bland Manlove and Walsh (50)

Absent (0)

Committee on Utilities, Vice Chair Bromley reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SS#2 SCS SB 202**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Atchison, Black (137), Bromley, Fitzwater, Kidd and Lewis (6)

Noes (2): Gunby and McCreery

Absent (2): Brown (70) and Simmons

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS SCS SB 520**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (7): Houx, Kelly (141), McCreery, Shaul, Taylor (139), Veit and Wiemann

Noes (0)

Absent (2): Burnett and Hicks

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (3): Bosley, Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (1): Phifer

Absent (3): Bosley, Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 44**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Mackey, McGaugh, Patterson and Ruth

Noes (2): Ingle and Phifer

Absent (3): Bosley, Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 45**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 91**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SCS SB 91** by the following vote:

Ayes (7): Dogan, Eggleston, Hudson, Mackey, McGaugh, Patterson and Ruth

Noes (3): Fitzwater, Gregory (96) and Ingle

Present (1): Phifer

Absent (3): Bosley, Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 327**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SS SB 327** by the following vote:

Ayes (11): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, Cupps and McDaniel

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 5**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 9**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141) and Rogers

Noes (2): Aune and Proudie

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Aune, Basye, Kelly (141), Proudie and Rogers

Noes (4): Bailey, Christofanelli, Haffner and Hill

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 119**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Griesheimer and Richey

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SB 27 - Fiscal Review

SS SB 63 - Fiscal Review

HS HCS SCS SB 520 - Fiscal Review

SENATE MESSAGES

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#2 SCS HCS HB 271, as amended**.

Senators: Crawford, Bernskoetter, Rowden, Schupp, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 37, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, and House Amendment No. 6**.

Senators: Bernskoetter, Bean, Hoskins, Beck, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#2 SCS HB 273, as amended**.

Senators: Riddle, Eslinger, Brattin, Arthur, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 317** entitled:

An act to repeal section 454.1005, RSMo, and to enact in lieu thereof one new section relating to child support enforcement.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS#2 SB 26, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 226, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, May 6, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, May 6, 2021, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 1356

Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET

Thursday, May 6, 2021, 8:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SS SCS HCS HB 2, SS SCS HCS HB 3, SS SCS HCS HB 4, SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SCS HCS HB 8, SCS HCS HB 9, SS SCS HCS HB 10, SS SCS HCS HB 11, SCS HCS HB 12, and SCS HCS HB 15.

CANCELLED

EMERGING ISSUES

Friday, May 7, 2021, 9:00 AM, House Hearing Room 7.

Executive session will be held: SS SB 327

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 6, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 7, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Thursday, May 6, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: SCR 4, SB 231

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Thursday, May 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: SB 93

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Thursday, May 6, 2021, 1:15 PM, Senate Committee Room 1.

Executive session may be held on any matter referred to the committee.

Approval of minutes and discussion of transcription of minutes.

A portion of this meeting may be closed for personnel matters pursuant to Section 610.021(3), RSMo.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 10, 2021, 11:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Revenue bond approval.

Some portions of the meeting may be closed pursuant to Section 610.021.

JUDICIARY

Thursday, May 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HCS SCS SB 91, SCR 6

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 6, 2021, 1:45 PM, House Hearing Room 3.

Executive session will be held: SS SCS SB 57, HCS SS#2 SCS SB 202, SCS SB 272, HCS SB 377, HCS SCS SB 457

Executive session may be held on any matter referred to the committee.

Removed SB 27, SB 37, SB 44, SB 45, SB 91 and SB 327.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 7, 2021, 12:15 PM or upon adjournment of Rules - Legislative Oversight (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: SCR 16, HCS SB 29, SB 78, HCS SS SB 283, HCS SB 323, HCS SS SB 212

Executive session may be held on any matter referred to the committee.

Adding SB 212.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Friday, May 7, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Thursday, May 6, 2021, 12:30 PM or upon morning recess (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Discussion on the operations of the Department of Social Services.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-SIXTH DAY, THURSDAY, MAY 6, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson

HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins

HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652, (Fiscal Review 4/29/21) - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR SECOND READING

SS SB 317

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 27, (Fiscal Review 5/5/21), E.C. - Baker
SS SB 63, (Fiscal Review 5/5/21) - Smith (155)

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 22 - Grier
HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 365 - Murphy
HS HCS SCS SB 520, (Fiscal Review 5/5/21) - Ruth
HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SB 72 - Smith (155)
HCS SS SCS SB 152, E.C. - Christofanelli
HCS SS SCS SB 289 - Copeland
HCS SB 303 - Henderson
HCS SB 330 - Shields
HCS SS SB 333 - Baker
HCS SCS SB 403, E.C. - Patterson

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2, with HA 1, pending - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
HB 476, with SA 1, SA 2, SA 3, SA 4, SA 5, SA 6, and SA 8 - Grier
SCS HCS HB 18 - Smith (163)
SS SCS HCS HB 19 - Smith (163)
SCS HCS HB 13 - Smith (163)
SS SCS HCS HB 697, as amended, (Fiscal Review 5/4/21) - DeGroot
SCS HCS HB 685, (Fiscal Review 5/5/21) - Chipman

BILLS CARRYING REQUEST MESSAGES

HCS SS#2 SB 26, as amended, (request House recede/grant conference) - Schroer
HCS SB 226, as amended, (request House recede/grant conference) - Christofanelli

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith (163)
SS SCS HCS HB 3 - Smith (163)
SS SCS HCS HB 4 - Smith (163)
SCS HCS HB 5 - Smith (163)
SCS HCS HB 6 - Smith (163)
SCS HCS HB 7 - Smith (163)
SCS HCS HB 8 - Smith (163)
SCS HCS HB 9 - Smith (163)
SS SCS HCS HB 10 - Smith (163)
SS SCS HCS HB 11 - Smith (163)
SCS HCS HB 12 - Smith (163)
SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 - Knight
SCS HCS HB 15 - Smith (163)
SS#2 SCS HCS HB 271, as amended (Senate exceeded differences), E.C. - Wiemann
SS#2 SCS HB 273, as amended (Senate exceeded differences) - Hannegan

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)

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HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

HCS HB 16 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-SIXTH DAY, THURSDAY, MAY 6, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The Lord will give strength unto His people; the Lord will bless His people with peace. (Psalm 29:11)

Almighty God, grant us Your peace as we begin to travel to the end of session—peace in our own hearts, peace in our homes, peace in our offices and in our state. Bless our Speaker and grant him, and all who work with him, the sense of your presence and the power of Your spirit. Out of these legislative endeavors may there come a greater political cooperation to our state and an increasing desire and determination to work together in greater harmony and finer accord under this dome. May we meet the pressures of this present day with courage and faith through the presence of Your spirit living in our hearts on this National Day of Prayer.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-fifth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SB 317, relating to child support enforcement.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 685, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

HOUSE BILLS WITH SENATE AMENDMENTS

HB 476, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, and Senate Amendment No. 8, relating to professional registration, was taken up by Representative Grier.

Representative Hudson assumed the Chair.

On motion of Representative Grier, the House concurred in **Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, and Senate Amendment No. 8** to **HB 476** by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bosley	Deaton	Hicks	McDaniel
Morse	Pietzman	Price IV	Schnelting	Stacy
Tate				

VACANCIES: 001

On motion of Representative Grier, **HB 476, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bosley	Cupps	Hicks	McDaniel
Morse	Pietzman	Price IV	Schnelting	Stacy
Tate				

VACANCIES: 001

Representative Hudson declared the bill passed.

SCS HCS HB 685, as amended, relating to certain public officers, was taken up by Representative Chipman.

On motion of Representative Chipman, **SCS HCS HB 685, as amended**, was adopted by the following vote:

AYES: 152

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Shields 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Young	Mr. Speaker			

NOES: 001

Pollock 123

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bosley	Cupps	McDaniel	Morse
Pietzman	Price IV	Schnelting	Wright	

VACANCIES: 001

On motion of Representative Chipman, **SCS HCS HB 685, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 146

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Pollock 123

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Bland Manlove	Bosley	Cupps	Hicks
Lewis 25	McDaniel	Morse	Pietzman	Pollitt 52
Price IV	Schnelting	Schroer	Shields	Stacy

VACANCIES: 001

Representative Hudson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 330, relating to licensed professionals, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS SB 330** was agreed to.

Representative Shields offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 330, Page 1, Section A, Line 12, by inserting after all of said section and line the following:

"135.690. 1. As used in this section, the following terms mean:

- (1) "Community-based faculty preceptor", a physician or physician assistant who is licensed in Missouri and provides preceptorships to Missouri medical students or physician assistant students without direct compensation for the work of precepting;**
- (2) "Department", the Missouri department of revenue;**
- (3) "Division", the division of professional registration of the Missouri department of commerce and insurance;**
- (4) "Federally Qualified Health Center (FQHC)", a reimbursement designation from the Bureau of Primary Health Care and the Centers for Medicare and Medicaid Services of the United States Department of Health and Human Services;**
- (5) "Medical student", an individual enrolled in a Missouri medical college approved and accredited as reputable by the American Medical Association or the Liaison Committee on Medical Education or enrolled in a Missouri osteopathic college approved and accredited as reputable by the American Osteopathic Association;**
- (6) "Medical student core preceptorship" or "physician assistant student core preceptorship", a preceptorship for a medical student or physician assistant student that provides a minimum of one hundred twenty hours of community-based instruction in family medicine, internal medicine, pediatrics, psychiatry, or obstetrics and gynecology, under the guidance of a community-based faculty preceptor. A community-based faculty preceptor may add together the amounts of preceptorship instruction time separately provided to multiple students in determining whether he or she has reached the minimum hours required under this subdivision, but the total preceptorship instruction time provided shall equal at least one hundred twenty hours in order for such preceptor to be eligible for the tax credit authorized under this section;**
- (7) "Physician assistant student", an individual participating in a Missouri physician assistant program accredited by the Commission on Accreditation of Allied Health Education Programs or its successor organization;**
- (8) "Taxpayer", any individual, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in this state and subject to the state income tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.**

2. (1) Beginning January 1, 2022, any community-based faculty preceptor who serves as the community-based faculty preceptor for a medical student core preceptorship or a physician assistant student core preceptorship shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, in an amount equal to one thousand dollars for each preceptorship, up to a maximum of three thousand dollars per tax year, if he or she completes up to three preceptorship rotations during the tax year and did not receive any direct compensation for the preceptorships.

(2) To receive the credit allowed by this section, a community-based faculty preceptor shall claim such credit on his or her return for the tax year in which he or she completes the preceptorship rotations and shall submit supporting documentation as prescribed by the division and the department.

(3) In no event shall the total amount of a tax credit authorized under this section exceed a taxpayer's income tax liability for the tax year for which such credit is claimed. No tax credit authorized under this section shall be allowed a taxpayer against his or her tax liability for any prior or succeeding tax year.

(4) No more than two hundred preceptorship tax credits shall be authorized under this section for any one calendar year. The tax credits shall be awarded on a first-come, first-served basis. The division and the department shall jointly promulgate rules for determining the manner in which taxpayers who have obtained certification under this section are able to claim the tax credit. The cumulative amount of tax credits awarded under this section shall not exceed two hundred thousand dollars per year.

(5) Notwithstanding the provisions of subdivision (4) of this subsection, the division is authorized to exceed the two hundred thousand dollars per year tax credit program cap in any amount not to exceed the amount of funds remaining in the medical preceptor fund, as established under subsection 3 of this section, as of the end of the most recent tax year, after any required transfers to the general revenue fund have taken place in accordance with the provisions of subsection 3 of this section.

3. (1) Funding for the tax credit program authorized under this section shall be generated by the division from a license fee increase of seven dollars per license for physicians and surgeons and from a license fee increase of three dollars per license for physician assistants. The license fee increases shall take effect as of January 1, 2022, based on the underlying license fee rates prevailing on that date. The underlying license fee rates shall be determined under section 334.090 and all other applicable provisions of chapter 334.

(2) (a) There is hereby created in the state treasury the "Medical Preceptor Fund", which shall consist of moneys collected under this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the division for the administration of the tax credit program authorized under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the medical preceptor fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

(b) Notwithstanding any provision of this chapter or any other provision of law to the contrary, all revenue from the license fee increases described under subdivision (1) of this subsection shall be deposited in the medical preceptor fund. After the end of every tax year, an amount equal to the total dollar amount of all tax credits claimed under this section shall be transferred from the medical preceptor fund to the state's general revenue fund established under section 33.543. Any excess moneys in the medical preceptor fund shall remain in the fund and shall not be transferred to the general revenue fund.

4. (1) The division shall administer the tax credit program authorized under this section and certify rotations for the tax credit. Each taxpayer claiming a tax credit under this section shall file an affidavit with his or her income tax return, affirming that he or she is eligible for the tax credit.

(2) No amount of any tax credit allowed under this section shall be refundable. No tax credit allowed under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive the tax credit authorized under this section if such taxpayer employs persons who are not authorized to work in the United States under federal law.

5. The department of commerce and insurance and the department of revenue shall jointly promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1** was adopted.

Representative Mayhew offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 330, Page 1, Section A, Line 12, by inserting after all of said section and line the following:

"60.301. Whenever the following words and terms are used in this chapter they shall have the following meaning unless the context clearly indicates that a different meaning is intended:

(1) "Corners of the United States public land survey", those points that determine the boundaries of the various subdivisions represented on the official plat such as the township corner, the section corner, the quarter-section corner, grant corner ~~and~~, meander corner, **and center of section;**

(2) "Existent corner", a corner whose position can be identified by verifying the evidence of the original monument or its accessories, or by some physical evidence described in the field notes, or located by an acceptable supplemental survey record or some physical evidence thereof, or by testimony. The physical evidence of a corner may have been entirely obliterated but the corner will be considered existent if its position can be recovered through the testimony of one or more witnesses who have a dependable knowledge of the original location. A legally reestablished corner shall have the same status as an existent corner;

(3) "Lost corner", a corner whose position cannot be determined, beyond reasonable doubt, either from traces of the original marks or from acceptable evidence or testimony that bears upon the original position;

(4) "Monument", the physical object which marks the corner point determined by the surveying process. The accessories, such as bearing trees, bearing objects, reference monuments, mounds of stone and other similar objects that aid in identifying the corner position, are also considered a part of a corner monument;

(5) "Obliterated, decayed or destroyed corner", ~~[an-existent corner]~~ **a position** at whose point there are no remaining traces of the original monument or its accessories, but whose location has been perpetuated by subsequent surveys, or the point may be recovered beyond reasonable doubt by the acts and testimony of local residents, competent surveyors, other qualified local authorities or witnesses, or by some acceptable record evidence. A position that depends upon the use of collateral evidence can be accepted only if duly supported, generally through proper relation to known corners, and agreement with the field notes regarding distances to natural objects, stream crossings, line trees, etc., or unquestionable testimony;

(6) "Original government survey", that survey executed under the authority of the United States government as recorded on the official plats and field notes of the United States public land survey maintained by the Missouri department of agriculture;

(7) "Proportionate measurement", a measurement of a line that gives equal relative weight to all parts of the line. The excess or deficiency between two existent corners is so distributed that the amount of excess or deficiency given to each interval bears the same proportion to the whole difference as the record length of the interval bears to the whole record distance:

(a) "Single proportionate measurement", a measurement of a line applied to a new measurement made between known points on a line to determine one or more positions on that line;

(b) "Double proportionate measurement", a measurement applied to a new measurement made between four known corners, two each on intersecting meridional and latitudinal lines, for the purpose of relating the intersection to both. ~~[The procedure is described as follows: first, measurements will be made between the nearest existent corners north and south of the lost corner. A temporary point will be determined to locate the latitude of the lost corner on the straight line connecting the existent corners and at the proper proportionate distance. Second, measurements will be made between the nearest existent corners east and west of the lost corner. A temporary point will be determined to locate the longitude of the lost corner on the straight line connecting the existent corners and at the proportionate distance. Third, determine the location of the lost corner at the intersection of an east-west line through the point determining the latitude of the lost corner with a north-south line through the point determining the longitude of the lost corner.]~~ When the total length of the line between the nearest existing corners was not measured in the original government survey, the record distance from one existing corner to the lost corner will be used instead of the proportionate distance. This exception will apply to either or both of the east-west or north-south lines;

(8) "Record distance", the distance or length as shown on the original government survey. In determining record distances, consideration shall be given as to whether the distance was measured on a random or true line.

60.315. The following rules for the reestablishment of lost corners shall be applied only when it is determined that the corner is lost: (The rules utilize proportional measurement which harmonizes surveying practice with legal and equitable considerations. This plan of relocating a lost corner is always employed unless it can be shown that the corner so located is in substantial disagreement with the general scheme of the original government survey as monumented. In such cases the surveyor shall use procedures that produce results consistent with the original survey of that township.)

(1) Existent original corners shall not be disturbed. Consequently, discrepancies between the new and record measurements shall not in any manner affect the measurements beyond the existent corners; but the differences shall be distributed proportionately within the several intervals along the line between the corners;

(2) Standard parallels shall be given precedence over other township exteriors, and, ordinarily, the latter shall be given precedence over subdivisional lines; section corners shall be located or reestablished before the position of lost quarter-section corners can be determined;

(3) Lost township corners common to four townships shall be reestablished by double proportionate measurement between the nearest existent corners on opposite sides of the lost township corner;

(4) Lost township corners located on standard parallels and common only to two townships shall be reestablished by single proportionate measurement between the nearest existent corners on opposite sides of the lost township corner on the standard parallel;

(5) ~~Lost standard corners shall be reestablished on a standard or correction line by single proportionate measurement on the line connecting the nearest identified standard or closing corners on opposite sides of the lost corner or corners, as the case may be;~~

~~———— (6) All lost section and quarter-section corners on the township boundary lines shall be reestablished by single proportionate measurement between the nearest existent corners on opposite sides of the lost corner according to the conditions represented upon the original government plat;~~

~~———— (7)~~ **Lost corners on township exteriors, excluding corners referenced in subdivision (3) of this section, whether they are standard or closing corners, will be reestablished by single proportionate measurement on the line connecting the next nearest existent standard or closing corner on opposite sides of the lost corner;**

(6) A lost interior corner of four sections shall be reestablished by double proportionate measurement;

~~[(8) A lost closing corner shall be reestablished on the true line that was closed upon, and at the proper proportional interval between the nearest existent corners on opposite sides of the lost corner;~~

~~———— (9)~~ **(7) All lost quarter-section corners on the section boundaries within the township shall be reestablished by single proportionate measurement between the adjoining section corners, after the section corners have been identified or reestablished; and**

~~[(10)]~~ **(8) Where a line has been terminated with a measurement in one direction only, a lost corner shall be reestablished by record bearing and distance, counting from the nearest regular corner, the latter having been duly identified or reestablished.**

60.345. The quarter-section corners of sections south of the township line and east of the range line, and not established by the original government survey will be established according to the conditions represented upon the official government plat using **single** proportionate measurement between the ~~adjoining~~ section corners belonging to the same section as the quarter-section corner being established, the section corners having first been identified or reestablished. **The proportional position shall be offset, if necessary, in a cardinal direction to the true line defined by the nearest adjacent corners on opposite sides of the quarter-section corner to be established.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Houx offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 330, Page 3, Line 21, by deleting said line and inserting in lieu thereof the following:

"by the nearest adjacent corners on opposite sides of the quarter-section corner to be established.

89.410. 1. The planning commission shall recommend and the council may by ordinance adopt regulations governing the subdivision of land within its jurisdiction. The regulations, in addition to the requirements provided by law for the approval of plats, may provide requirements for the coordinated development of the city, town or village; for the coordination of streets within subdivisions with other existing or planned streets or with other

features of the city plan or official map of the city, town or village; for adequate open spaces for traffic, recreation, light and air; and for a distribution of population and traffic; provided that, the city, town or village may only impose requirements for the posting of bonds, letters of credit or escrows for subdivision-related improvements as provided for in subsections 2 to 5 of this section.

2. The regulation may include requirements as to the extent and the manner in which the streets of the subdivision or any designated portions thereto shall be graded and improved as well as including requirements as to the extent and manner of the installation of all utility facilities. Compliance with all of these requirements is a condition precedent to the approval of the plat. The regulations or practice of the council may provide for the tentative approval of the plat previous to the improvements and utility installations; but any tentative approval shall not be entered on the plat. The regulations may provide that, in lieu of the completion of the work and installations previous to the final approval of a plat, the council shall accept, at the option of the developer, an escrow secured with cash or an irrevocable letter of credit deposited with the city, town, or village. The city, town, or village may accept a surety bond, and such bond shall be in an amount and with surety and other reasonable conditions, providing for and securing the actual construction and installation of the improvements and utilities within a period specified by the council and expressed in the bond. The release of any such escrow, letter of credit, or bond by the city, town or village shall be as specified in this section. The council may enforce the escrow or bond by all appropriate legal and equitable remedies. The regulations may provide, in lieu of the completion of the work and installations previous to the final approval of a plat, for an assessment or other method whereby the council is put in an assured position to do the work and make the installations at the cost of the owners of the property within the subdivision. The regulations may provide for the dedication, reservation or acquisition of lands and open spaces necessary for public uses indicated on the city plan and for appropriate means of providing for the compensation, including reasonable charges against the subdivision, if any, and over a period of time and in a manner as is in the public interest. **The regulations shall not require the creation of any private indentures, declarations, covenants, regulations or homeowners' associations. Any such private indentures, declarations, covenants, regulations or homeowners' associations that a developer may choose to create shall not be subject to the regulations. However, the regulations may require script on a plat to provide for the common maintenance of shared and privately maintained infrastructure.**

3. The regulations shall provide that in the event a developer who has posted an escrow, or letter of credit, or bond with a city, town, or village in accordance with subsection 2 of this section transfers title of the subdivision property prior to full release of the escrow, letter of credit, or bond, the municipality shall accept a replacement escrow or letter of credit from the successor developer in the form allowed in subsection 2 of this section and in the amount of the escrow or letter of credit held by the city, town, or village at the time of the property transfer, and upon receipt of the replacement escrow or letter of credit, the city, town, or village shall release the original escrow or letter of credit in full and release the prior developer from all further obligations with respect to the subdivision improvements if the successor developer assumes all of the outstanding obligations of the previous developer. The city, town, or village may accept a surety bond from the successor developer in the form allowed in subsection 2 of this section and in the amount of the bond held by the city, town, or village at the time of the property transfer, and upon receipt of the replacement bond, the city, town, or village shall release the original bond in full, and release the prior developer from all further obligations with respect to the subdivision improvements.

4. The regulations shall provide that any escrow or bond amount held by the city, town or village to secure actual construction and installation on each component of the improvements or utilities shall be released within thirty days of completion of each category of improvement or utility work to be installed, minus a maximum retention of five percent which shall be released upon completion of all improvements and utility work. The city, town, or village shall inspect each category of improvement or utility work within twenty business days after a request for such inspection. Any such category of improvement or utility work shall be deemed to be completed upon certification by the city, town or village that the project is complete in accordance with the ordinance of the city, town or village including the filing of all documentation and certifications required by the city, town or village, in complete and acceptable form. The release shall be deemed effective when the escrow funds or bond amount are duly posted with the United States Postal Service or other agreed-upon delivery service or when the escrow funds or bond amount are hand delivered to an authorized person or place as specified by the owner or developer.

5. If the city, town or village has not released the escrow funds or bond amount within thirty days as provided in this section or provided a timely inspection of the improvements or utility work after request for such inspection, the city, town or village shall pay the owner or developer in addition to the escrow funds due the owner or developer, interest at the rate of one and one-half percent per month calculated from the expiration of the thirty-day period until the escrow funds or bond amount have been released. Any owner or developer aggrieved by the city's, town's or village's failure to observe the requirements of this section may bring a civil action to enforce the

provisions of this section. In any civil action or part of a civil action brought pursuant to this section, the court may award the prevailing party or the city, town or village the amount of all costs attributable to the action, including reasonable attorneys' fees.

6. Nothing in this section shall apply to performance, maintenance and payment bonds required by cities, towns or villages.

7. Before adoption of its subdivision regulations or any amendment thereof, a duly advertised public hearing thereon shall be held by the council.

8. The provisions of subsection 2 of this section requiring the acceptance of an escrow secured by cash or an irrevocable letter of credit, rather than a surety bond, at the option of the developer, all of the provisions of subsection 3 of this section, and the provisions of subsections 4 and 5 of this section regarding an inspection of improvements or utility work within twenty business days shall not apply to any home rule city with more than four hundred thousand inhabitants and located in more than one county.

9. Notwithstanding the provisions of section 290.210 to the contrary, improvements secured by escrow, letter of credit, or bond as provided in this section shall not be subject to the terms of sections 290.210 to 290.340 unless they are paid for wholly or in part out of public funds."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houx, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Mayhew, **House Amendment No. 2, as amended**, was adopted.

Representative Knight offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 330, Page 92, Section 436.263, Line 5, by inserting after the word "**hundred**" the word "**thousand**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 330, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Bill No. 330, Page 1, Section A, Line 12, by inserting after all of said section and line the following:

"173.280. 1. As used in this section, the following terms mean:

(1) "Athlete", an individual who participates or has participated in an intercollegiate sport for a postsecondary educational institution. "Athlete" shall not be construed to apply to an individual's participation in a college intramural sport or in a professional sport outside of intercollegiate athletics;

(2) "Athletic association", an entity with athletics governance authority that is composed of postsecondary educational institutions and athletic conferences;

(3) "Athletic conference", an entity that has athletics governance authority, is a member of an athletic association, and has a membership composed of postsecondary educational institutions that compete against other postsecondary educational institutions. "Athletic conference" includes a collaboration of such entities, such as the autonomy conferences;

(4) "Certification", the process of developing and enforcing professional and legal policies and practices;

(5) "Group", three or more athletes from the same sport;

(6) "Group licensing", any agreement to allow a third party the right to use the name, image, likeness rights, or athletic reputation of a group;

(7) "Postsecondary educational institution", any campus of a public or private institution of higher education in this state that is subject to the coordinating board for higher education under section 173.005;

(8) "Third party", any individual or entity other than a postsecondary educational institution, athletic conference, or athletic association.

2. (1) No postsecondary educational institution shall uphold any rule, requirement, standard, or other limitation that prevents a student of that institution from fully participating in intercollegiate athletics without penalty and earning compensation as a result of the use of the student's name, image, likeness rights, or athletic reputation. Earning compensation from the use of a student's name, image, likeness rights, or athletic reputation shall not affect the student's grant-in-aid or stipend eligibility, amount, duration, or renewal.

(2) No postsecondary educational institution shall interfere with or prevent a student from fully participating in intercollegiate athletics or obtaining professional representation in relation to contracts or legal matters including, but not limited to, representation provided by athlete agents, financial advisors, or legal representation provided by attorneys.

3. A grant-in-aid or stipend from the postsecondary educational institution in which a student is enrolled shall not be construed to be compensation for use of the student's name, image, likeness rights, or athletic reputation for purposes of this section, and no grant-in-aid or stipend shall be revoked or reduced as a result of a student earning compensation under this section.

4. (1) No student athlete shall enter into an apparel, equipment, or beverage contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation if the contract requires the athlete to display a sponsor's apparel, equipment, or beverage or otherwise advertise for the sponsor during official team activities if such provisions are in conflict with a provision of the athlete's team contract.

(2) Any student athlete who enters into a contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation shall disclose the full contract to an official of the postsecondary educational institution, with such official to be designated by such institution. No institution or its designated official shall disclose terms of an athlete's contract that the athlete or the athlete's legal representation deems to be a trade secret or nondisclosable.

(3) An institution asserting a conflict described in subdivision (1) of this subsection shall disclose to the student athlete or the athlete's legal representation the full contract the institution asserts to be in conflict. No athlete or member of the athlete's legal representation shall disclose terms of an institution's contract that the institution deems to be a trade secret or nondisclosable.

5. No team contract of a postsecondary educational institution's athletic program shall prevent a student athlete from receiving compensation for using the athlete's name, image, likeness rights, or athletic reputation for a commercial purpose when the athlete is not engaged in official mandatory team activities that are recorded in writing and made publicly available. Such team activities shall not exceed twenty hours per week during the season and eight hours per week during the off-season.

6. (1) Postsecondary educational institutions that enter into commercial agreements that directly or indirectly require the use of an athlete's name, image, likeness, or athletic reputation shall conduct a financial development program of up to fifteen hours in duration once per year for their athletes.

(2) The financial development program shall not include any marketing, advertising, referral, or solicitation by providers of financial products or services.

7. (1) Postsecondary educational institutions shall help distribute informational materials as needed.

(2) Postsecondary educational institutions shall inform their athletes of such meetings and provide appropriate meeting space.

8. Athlete attorney representation shall be by persons licensed by this state.

9. (1) Any athlete may bring a civil action against third parties that violate this section for appropriate injunctive relief or actual damages, or both. Such action shall be brought in the county where the violation occurred, or is about to occur, and the court shall award damages, court costs, and reasonable attorney's fees to a prevailing plaintiff.

(2) Students and state or local prosecutors seeking to prosecute violators of this section shall not be deprived of any protections provided under law with respect to a controversy that arises and shall have the right to adjudicate claims that arise under this section.

10. Legal settlements shall not permit noncompliance with this section.

11. This section shall apply only to agreements or contracts entered into, modified, or renewed on or after July 1, 2022. Such agreements or contracts include, but are not limited to, the national letter of intent, an athlete's financial aid agreement, commercial contracts in the athlete group licensing market, and athletic conference or athletic association rules or bylaws.

12. The state of Missouri hereby requests that any federal legislation relating to this section respect and permit Missouri college athletes' rights, protections, and other provisions included in this section."; and

Further amend said bill, Page 92, Section 436.263, Line 5, by"; and

Further amend said amendment, Page 1, Line 2, by inserting after all of said line the following:

"Further amend said bill, Page 92, Section B, Line 3, by inserting after all of said section and line the following:

"Section C. Because of the importance of financial needs of certain students of the state of Missouri, the enactment of section 173.280 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 173.280 of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Pouche	Railsback	Reedy	Richey
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Stephens 128	Taylor 139	Taylor 48

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Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Rogers	Rowland	Smith 45
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 017

Bailey	Christofanelli	Deaton	Hicks	Kidd
McDaniel	Morse	Person	Pietzman	Porter
Price IV	Riggs	Sauls	Schnelting	Smith 163
Smith 67	Tate			

VACANCIES: 001

On motion of Representative Schroer, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote, the ayes and notes having been demanded by Representative Barnes:

AYES: 124

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Black 7	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Chipman
Clemens	Coleman 32	Coleman 97	Collins	Cook
Cupps	Davidson	Davis	DeGroot	Derges
Dinkins	Dogan	Doll	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Henderson
Hicks	Houx	Hovis	Hurlbert	Ingle
Johnson	Kalberloh	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	McCreery	McGaugh
McGirl	Merideth	Mosley	Murphy	Nurrenbern
Owen	Patterson	Phifer	Pike	Plocher
Pollitt 52	Pouche	Proudie	Quade	Railsback
Richey	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 45	Stacy
Stephens 128	Stevens 46	Tate	Taylor 48	Terry
Thomas	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh Moore 93	Weber
Wiemann	Windham	Wright	Young	

NOES: 023

Atchison	Billington	Black 137	Boggs	Busick
Copeland	Eggleston	Grier	Hannegan	Hardwick
Hill	Hudson	Kelley 127	Mayhew	O'Donnell
Perkins	Pollock 123	Reedy	Roden	Taylor 139
Walsh 50	West	Mr. Speaker		

PRESENT: 001

Toalson Reisch

ABSENT WITH LEAVE: 014

Christofanelli	Deaton	Kidd	McDaniel	Morse
Person	Pietzman	Porter	Price IV	Riggs
Sauls	Schnelting	Smith 163	Smith 67	

VACANCIES: 001

On motion of Representative Knight, **House Amendment No. 3, as amended**, was adopted.

Representative Davidson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 330, Page 53, Section 334.036, Lines 75-77, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Davidson
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Stacy

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Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Van Schoiack	Veit	Wallingford	Walsh 50
Wiemann	Wright	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	Davis	Doll	Ellebracht	Fogle
Gray	Gunby	Haley	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 021

Burton	Christofanelli	Cupps	Deaton	Haffner
Hill	Kidd	McDaniel	Morse	Person
Pietzman	Pollock 123	Price IV	Richey	Schnelting
Schroer	Simmons	Smith 163	Tate	Trent
West				

VACANCIES: 001

On motion of Representative Davidson, **House Amendment No. 4** was adopted.

Representative Rone offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute Senate Bill No. 330, Page 3, Section 191.1146, Line 20, by inserting after all of said section and line the following:

"281.015. Sections 281.005 to 281.115 shall be administered by the director of the department of agriculture of the state of Missouri~~[-, hereafter referred to as the "director"]~~."

281.020. As used in sections 281.010 to 281.115, the following terms mean:

(1) "Animal", all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish;

(2) "Applicator, operator or technician":

(a) **"Certified applicator", any certified commercial applicator, certified noncommercial applicator, certified private applicator, certified provisional private applicator, or certified public operator;**

(b) "Certified commercial applicator", any individual, whether or not ~~[he]~~ **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, supervise the use of, ~~[or]~~ determine the need for the use of, **or supervise the determination of need for** any pesticide, whether classified for restricted use or for general use, while ~~[he]~~ **the individual** is engaged in the business of using pesticides on the lands of another as a direct service to the public in exchange for a fee or compensation;

~~[(b)]~~ (c) "Certified noncommercial applicator", any individual, whether or not ~~[he]~~ **the individual** is a private applicator with respect to some uses, who is certified by the director as authorized to use, or to supervise the use of, any pesticide which is classified for restricted use only on lands owned or rented by ~~[him]~~ **the individual** or ~~[his]~~ **the individual's** employer;

~~[(e)]~~ (d) "Certified private applicator", any individual who is certified by the director as authorized to use, ~~or to supervise the use of,~~ any pesticide ~~[which]~~ **that** is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by ~~[him]~~ **the individual** or ~~[his]~~ **the individual's** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~[on the property of another person];~~

~~[(d)]~~ (e) "Certified provisional private applicator", any individual who is sixteen or seventeen years of age, an immediate family member of a certified private applicator, and certified by the director to use any pesticide that is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by the individual's immediate family member, as long as the following requirements are met:

- a. The restricted use pesticide is not a fumigant;
- b. The restricted use pesticide does not contain sodium cyanide or sodium fluoroacetate;
- c. The individual does not apply any restricted use pesticide using aerial application equipment;
- d. The individual does not supervise the use of any restricted use pesticide; and
- e. The individual does not purchase any restricted use pesticide;

(f) "Certified public operator", any individual who is certified by the director as authorized to use, or to supervise the use of, any pesticide classified for restricted use in the performance of ~~[his]~~ **the individual's** duties as an official or employee of any agency of the state of Missouri or any political subdivision thereof, or any other governmental agency;

~~[(e)]~~ (g) "Noncertified restricted use pesticide applicator", any person who is not certified in accordance with sections 281.010 to 281.115 who uses or determines the need for the use of restricted use pesticides under the direct supervision of a certified commercial applicator or uses restricted use pesticides under the direct supervision of a certified noncommercial applicator or certified public operator;

(h) "Private applicator", any person not holding a certified private applicator's license ~~or certified provisional private applicator's license~~ who ~~[shall be required to obtain a permit for the use of any restricted use pesticide]~~ **uses general use pesticides or minimum risk pesticides** for the purposes of producing any agricultural commodity on property owned or rented by ~~[him]~~ **the person** or ~~[his]~~ **the person's** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~[such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of that pesticide];~~

~~[(d)]~~ (i) "Pesticide technician", any individual working under the direct supervision of a commercial applicator certified in categories as specified by regulation, and who having met the competency requirements of ~~[this chapter]~~ **sections 281.010 to 281.115**, is authorized by the director to determine the need for the use of any pesticide as well as to the use of any pesticide;

~~[(e)]~~ (j) "Pesticide technician trainee", any individual working in the physical presence and under the direct supervision of a certified commercial applicator to gain the required on-the-job training in preparation for obtaining a pesticide technician's license;

(3) "Beneficial insects", those insects ~~[which]~~ **that**, during their life cycle, are effective pollinators of plants, are parasites or predators of pests, or are otherwise beneficial;

(4) "Defoliant", any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission;

(5) "Department" or "department of agriculture", **the state department of agriculture, and when by sections 281.010 to 281.115 the department of agriculture is charged to perform a duty, the director of the department of agriculture is authorized to perform such duty;**

(6) "Desiccant", any substance or mixture of substances intended for artificially accelerating the drying of plant tissue;

~~[(e)]~~ (7) "Determining the need for the use of any pesticide", the act of inspecting land for the presence of pests for the purpose of contracting for their control or prevention through the use of pesticides in categories as specified by regulation;

~~[(7)]~~ (8) "Device", any instrument or contrivance, other than a firearm, ~~[which]~~ **that** is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life, other than man and other than bacteria, viruses, or other microorganisms on or in living man or other living animals, but not including equipment used for the application of pesticides when sold separately therefrom;

(9) "Director", **the director of the department of agriculture or the director's designee;**

(10) "Distribute", to sell, offer for sale, hold for sale, deliver for transportation in intrastate commerce, or transport in intrastate commerce;

~~[(8)]~~ **(11) "Environment"** includes, **but is not limited to**, water, air, land, and all plants and man and other animals living therein, and the interrelationships ~~[which]~~ **that** exist among these;

~~[(9)]~~ **(12) "Equipment"** ~~[means]~~, any type of ground, water, or aerial equipment or contrivance using motorized, mechanical, or pressurized power and used to apply any pesticide on land and anything that may be growing, habitating, or stored on or in such land, but shall not include any pressurized hand-sized household apparatus used to apply any pesticide, or any equipment or contrivance of which the person who is applying the pesticide is the source of power or energy in making such pesticide application;

~~[(10)]~~ **(13) "Fungus"**, any nonchlorophyll-bearing thallophyte, ~~[that]~~ **which** is ~~[-]~~ any nonchlorophyll-bearing plant of a lower order than mosses and liverworts, **such as** ~~[-, for example,]~~ rust, smut, mildew, mold, yeast, and bacteria, except those on or in living man or other living animals, and except those on or in processed food, beverages, or pharmaceuticals;

(14) "General use pesticide", any pesticide, when applied in accordance with its directions for use, warnings, and cautions, and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, that will not generally cause unreasonable adverse effects on the environment;

(15) "Immediate family", familial relationships limited to the spouse, parents, stepparents, foster parents, father-in-law, mother-in-law, children, stepchildren, foster children, sons-in-law, daughters-in-law, grandparents, brothers, sisters, brothers-in-law, sisters-in-law, aunts, uncles, nieces, nephews, and first cousins. As used in this subdivision, "first cousin" means the child of a parent's sibling, i.e., the child of an aunt or uncle;

~~[(11)]~~ **(16) "Individual"**, any responsible, natural human being;

~~[(12)]~~ **(17) "Insect"**, any of the numerous small invertebrate animals generally having the body more or less obviously segmented, for the most part belonging to the class Insecta, comprising six-legged, usually winged forms, **such as** ~~[-, for example,]~~ beetles, bugs, bees, flies, and to other allied classes of arthropods whose members are wingless and usually have more than six legs, **such as** ~~[-, for example,]~~ spiders, mites, ticks, centipedes, and wood lice;

~~[(13)]~~ **(18) "Land"**, all land and water areas, including airspace, and all plants, animals, structures, buildings, contrivances, and machinery, appurtenant thereto or situated thereon, fixed or mobile, including any used for transportation;

(19) "Minimum risk pesticide", any pesticide product exempted under 40 C.F.R. 152.25(f) from registration requirements under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended;

~~[(14)]~~ **(20) "Misuse of a pesticide"**, a use of any ~~[registered]~~ pesticide in a manner inconsistent with its labeling; provided, that the use of a lesser concentration than provided on the label shall not be considered the misuse of a pesticide when used strictly for agricultural purposes, and when requested in writing by the person on whose behalf a pesticide is used;

~~[(15)]~~ **(21) "Nematode"**, invertebrate animals of the phylum Nematelminthes and class Nematoda, that is, unsegmented round worms with elongated, fusiform, or sac-like bodies covered with cuticle, and inhabiting soil, water, plants, or plant parts; may also be called nemas or eelworms;

(22) "Nontarget organism", any plant, animal, or organism other than the target pests that a pesticide is intended to affect;

~~[(16)]~~ **(23) "Person"**, any individual, partnership, association, fiduciary, corporation, or any organized group of persons whether incorporated or not;

~~[(17)]~~ **(24) "Pest"**:

(a) Any insect, snail, slug, rodent, nematode, fungus, weed; or

(b) Any other form of terrestrial or aquatic plant or animal life or virus, bacterium, or other microorganism, except viruses, bacteria, or other microorganisms on or in living man or other living animals, ~~[which]~~ **that** is normally considered to be a pest;

~~[(18)]~~ **(25) "Pesticide"**:

(a) Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; or

(b) Any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant;

~~[(19)]~~ **(26) "Pesticide dealer"**, any individual who is engaged in the business of distributing, selling, offering for sale, or holding for sale at retail, or direct wholesale to the end user, any pesticide classified for restricted use;

(27) "Pesticide dealership", any location or outlet where restricted use pesticides are held for sale, distributed, or sold;

~~[(20)]~~ **(28)** "Plant regulator", any substance or mixture of substances, intended, through physiological action, for accelerating or retarding the rate of growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, or soil amendments. The term "plant regulator" does not include any of those nutrient mixtures or soil amendments ~~[which]~~ **that** are commonly known as vitamin-hormone horticultural products, intended for improvement, maintenance, survival, health, and propagation of plants, and ~~[which]~~ **that** are not for pest destruction and are nontoxic, nonpoisonous in the undiluted package concentration;

~~[(21)]~~ "Private applicator permit", a written certificate, issued by the director or his authorized agent, authorizing the purchase, possession or use of certain restricted use pesticides by a private applicator. Such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of such pesticide;

~~—————[(22)]~~ **(29)** "Restricted use pesticide" or **"RUP"**, any pesticide when applied in accordance with its directions for use, warnings, and cautions and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, the director determines may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator;

~~[(23)]~~ **(30)** "Sale", selling or offering for sale any pesticide;

~~[(24)]~~ **(31)** "Snails" or "slugs" includes all harmful mollusks;

~~[(25)]~~ **(32)** "Unreasonable adverse effects on the environment", any unreasonable risk to man or the environment, taking into account the economic, social, and environmental costs and benefits of the use of any pesticide;

~~[(26)]~~ **(33)** "Under the direct supervision of a certified applicator", when a pesticide is used by a competent person acting under the instructions and control of a certified applicator who is available if and when needed, even though such certified applicator is not physically present at the time and place the pesticide is used;

~~[(27)]~~ **(34)** "Use", mixing, **loading, or applying**~~—storing or disposing of a~~ **any pesticide; cleaning pesticide equipment; or storing or disposing of pesticide containers, pesticides, spray mix, equipment wash waters, or other pesticide-containing materials;**

~~[(28)]~~ **(35)** "Weed", any plant ~~[which]~~ **that** grows where not wanted; ~~and~~

~~—————[(29)]~~ **(36)** "Wildlife", all living things that are neither human, domesticated, or pests, including, but not limited to, mammals, protected birds, and aquatic life.

281.025. 1. The director shall administer and enforce the provisions of sections 281.010 to 281.115 and shall have authority to issue regulations after a public hearing following due notice of not less than thirty days to all interested persons, in conformance with the provisions of chapter 536, to carry out the provisions of sections 281.010 to 281.115. Where the director finds that such regulations are needed to carry out the purpose and intent of sections 281.010 to 281.115, such regulations may relate to, but need not be limited to, prescribing the time, place, manner, methods, materials, and amounts and concentrations, in connection with the use of the pesticide, and may restrict or prohibit use of pesticides in designated areas during specified periods of time and shall encompass all reasonable factors ~~[which]~~ **that** the director deems necessary to prevent damage or injury. In issuing such regulations, the director may give consideration to pertinent research findings and recommendations of other agencies of this state, the federal government, or other reliable sources. The director may by regulation require that notice of a proposed application of a pesticide be given to landowners adjoining the property to be treated or in the immediate vicinity thereof, if ~~[he]~~ **the director** finds that such notice is necessary to carry out the purpose of sections 281.010 to 281.115. ~~[The director may, by regulation, provide for the one-time emergency purchase and one-time emergency use of a restricted use pesticide by a private applicator.]~~

2. The pesticides on the list of restricted use pesticides, as determined by the federal agency having jurisdiction over the classification of pesticides, shall be so restricted in the state of Missouri. The director shall publish, at least annually, a list of pesticides ~~[which]~~ **that** have restricted uses. Such publication shall be made available to the public upon request. If the director determines that a pesticide, when used in accordance with its directions for use, warnings, and cautions, and for uses for which it is registered, may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator or other persons, the pesticide shall be used only by or under the direct supervision of a certified applicator~~—or a private applicator with a permit~~. Such pesticides may be subject to other restrictions as determined by the director, to include the time and conditions of possession and use.

3. No regulation, or any amendment or repeal thereof, provided for in sections 281.010 to 281.115 shall be adopted, except after public hearing giving an opportunity to the public to be heard, to be held after no less than thirty days' prior notice of the date, time, and place of hearing, to be given by regular mail to any person who has registered with the director for purposes of notice of such public hearings, in accordance with procedures prescribed by the director.

4. At any hearing, opportunity to be heard shall be afforded to any interested person upon written request received not later than twenty-four hours prior to the hearing, and may also be afforded to other persons. In addition, any interested person, whether or not heard, may submit within seven days subsequent to the hearing a written statement of views. The director may solicit the views in writing of persons who may be affected by, or interested in any proposed regulation. Any person heard or represented at the hearing, or making written request for notice, shall be given written notice of the action of the director with respect to the subject thereof.

5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

281.030. 1. The director may, by regulation, classify ~~[certified applicator, operator or technician]~~ licenses to be issued under sections 281.010 to 281.115. Such classifications may include but not be limited to commercial applicators, noncommercial applicators, private applicators, **provisional private applicators**, public operators ~~[or]~~ , pesticide technicians, **or noncertified RUP applicators**. Separate classifications may be specified as to ground, aerial, or manual methods used by any licensee to apply pesticides or to the use of pesticides for the control of pests.

2. The director may, by regulation, establish certification categories to be provided under each license classification. Each certification category shall be subject to separate testing procedures and requirements; provided, that no individual shall be required to pay an additional fee if ~~[he]~~ **the individual** is certified in one or all of the certification categories provided under the license for which ~~[he]~~ **the individual** has applied. The director may, by regulation, establish certification categories limited to the use of certain pesticides and issue a license therefor. Each certification category shall be subject to separate testing procedures covering only those pesticides for which the applicant seeks to be licensed.

3. The director may by regulation establish fees for identification documents.

281.035. 1. No individual shall engage in the business of determining the need for the use of, supervising the use of, **supervising the determination of the need for the use of**, or using any pesticide, in categories as specified by regulation, on the lands of another at any time without a certified commercial applicator's license issued by the director. A certified commercial applicator shall not determine the need for the use of, supervise the use of, **supervise the determination of the need for the use of**, or use any pesticide for any particular purpose unless ~~[he or she]~~ **the certified commercial applicator** has demonstrated ~~[his or her]~~ **such certified commercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. The director shall require an annual fee of sixty-five dollars for each certified commercial applicator's license issued. No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any **general use pesticide or minimum risk pesticide** on the land of another at any time unless such individual is a pesticide technician or pesticide technician trainee in such categories as specified by regulation or is working under the direct supervision of a certified commercial applicator so authorizing, directing or instructing, in which case the certified commercial applicator shall be liable for any use of a **general use pesticide or minimum risk pesticide** by an individual operating under ~~[his or her]~~ **the certified commercial applicator's** direct supervision. The certified commercial applicator or the employer shall assure that the director is informed in writing within ten ~~[working]~~ days of the employment of any person as a pesticide technician or pesticide technician trainee.

2. **No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any restricted use pesticide on the land of another at any time unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified commercial applicator so authorizing, directing, or instructing, in which case the certified commercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified commercial applicator's direct supervision.**

3. Application for a certified commercial applicator's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified commercial applicator's license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications ~~[he or she]~~ **the applicant** had applied for, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of commercial applicators.

[4-] 5. The director may renew any certified commercial applicator's license under the classification for which such applicant is licensed, ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge that may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

[5-] 6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, and if the applicant files evidence that the requirement for bonds or insurance has been met as required under section 281.065, the director shall issue a certified commercial applicator's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause; provided, such financial responsibility required under section 281.065 does not expire at an earlier date, in which case ~~[said]~~ **the license** shall expire upon the expiration date of the financial responsibility. The director may limit the license of the applicant to the use of certain ~~[restricted-use]~~ pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

[6-] 7. The director shall require each certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer to maintain records with respect to applications of any pesticide, **including pesticides used under direct supervision by licensed pesticide technicians, pesticide technician trainees, and licensed noncertified RUP applicators.** Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer.

[7-] 8. A person or individual engaged in the business of using pesticides on the lands of another, who is deprived of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator by reason of death, illness, incapacity, or any absence which the director determines is unavoidable, is authorized to continue business operations without the services of a certified commercial applicator for a period of time deemed appropriate by the director, but not to exceed sixty days; except that, no restricted-use pesticide shall be used, or caused to be used, by such person or individual. Any such person or individual shall immediately notify the director as to the absence of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator.

[8-] 9. Every certified commercial applicator shall display ~~[his or her]~~ **the certified commercial applicator's** license in a prominent place at the site, location, or office from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator; that place, location, or office being at the address printed on the license.

[9-] 10. Every certified commercial applicator who changes the address from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.037. 1. Any individual who is not certified pursuant to section 281.035, 281.040, or 281.045~~], or has not been issued a private applicator permit pursuant to subsection 5 of section 281.040]~~ shall not use, or supervise the use of, any ~~[restricted-use]~~ **restricted use** pesticide without a certified noncommercial applicator license. A certified noncommercial applicator shall not use, or supervise the use of, any restricted use pesticide for any purpose unless ~~[he or she]~~ **the certified noncommercial applicator** has demonstrated ~~[his or her]~~ **the certified noncommercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category.

2. **No certified noncommercial applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified noncommercial applicator or the certified noncommercial applicator's employer unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified noncommercial applicator so authorizing, directing, or instructing, in which case the certified noncommercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified noncommercial applicator's direct supervision.**

3. Application for a certified noncommercial applicator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department.** Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified noncommercial applicator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he or she]~~ **the applicant** has applied, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of noncommercial applicators.

~~[4-]~~ 5. If the director finds the applicant qualified to use restricted use pesticides in the classification for which ~~[he or she]~~ **the applicant** has applied, the director shall issue a certified noncommercial applicator license limited to the applicator categories in which ~~[he or she]~~ **the applicant** is certified. The license shall expire one year from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[5-]~~ 6. The director may renew any certified noncommercial applicator license under the classification for which the license is issued ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to apply pesticides safely and properly.

~~[6-]~~ 7. The director shall collect a fee of thirty-five dollars for each certified noncommercial applicator license issued.

~~[7-]~~ 8. Any certified noncommercial applicator may use, or supervise the use of, restricted use pesticides only to or on lands or structures owned, leased or rented by ~~[himself or herself]~~ **the certified noncommercial applicator** or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

~~[8-]~~ 9. The director shall require the certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer to maintain records with respect to applications of restricted use pesticides. Any relevant information ~~[which]~~ **that** the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

~~[9-]~~ 10. Every certified noncommercial applicator shall display ~~[his or her]~~ **the certified noncommercial applicator's** license in a prominent place at the site, location, or office from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator; that place, location, or office being at the address printed on the license.

~~[10-]~~ 11. Every certified noncommercial applicator who changes the address from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.038. 1. ~~[After July 1, 1990,]~~ No individual working under the direct supervision of a certified commercial applicator shall determine the need for the use of **or use any general use pesticide [not use any] or minimum risk** pesticide in categories as specified by regulation, unless and until the individual has met the requirements of ~~[this chapter]~~ **sections 281.010 to 281.115.**

2. Application for a pesticide technician's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department.** Each application shall include such information as prescribed by the director by regulation and shall be received by the director within forty-five days of employment of the pesticide technician or pesticide technician trainee.

3. The director shall not issue a pesticide technician's license until the individual has demonstrated ~~[his or her]~~ **the applicant's** competence by completion of an approved training program to the satisfaction of the director.

4. The director may renew any pesticide technician's license under the classification for which that applicant is licensed subject to completion of an additional approved training program to the satisfaction of the director as prescribed by regulation.

5. The director shall collect a fee of thirty-five dollars for each pesticide technician license issued.

6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, the director shall issue a pesticide technician's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons for such denial of license.

7. In order for pesticide technicians to use or determine the need for the use of any general use pesticide:

(1) A certified commercial applicator shall be licensed to work from the same physical location as the pesticide technician; and

(2) The licensed certified commercial applicator shall be certified in the same use categories as the pesticide technician as specified by regulation.

8. A pesticide technician may complete retraining requirements and renew the technician's license without a certified commercial applicator working from the same physical location.

281.040. 1. No private applicator shall use any ~~[restricted-use]~~ restricted use pesticide unless ~~[he]~~ the private applicator first complies with the requirements determined pursuant to subsection ~~[2 or 3]~~ 3 of this section, as necessary to prevent unreasonable adverse effects on the environment, including injury to the applicator or other persons, for that specific pesticide use.

2. No certified private applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified private applicator or the certified applicator's employer unless such individual is licensed as a certified private applicator or a certified provisional private applicator.

3. The private applicator shall qualify for a certified private applicator's license or a certified provisional private applicator's license by ~~[either]~~ attending ~~[a course or completing an online course of instruction]~~ an approved certification training program provided by University of Missouri Extension, completing an online certification training program provided by University of Missouri Extension, or by passing the required private applicator certification examination provided by the director on the use, handling, storage, and application of ~~[restricted-use]~~ restricted use pesticides in the proper certification categories as specified by regulation. The content of the instruction shall be determined and revised as necessary by the director. Upon completion of the ~~[course]~~ certification training program, completion of the online certification training program, or passage of the required private applicator certification examination, the director shall issue a certified private applicator's license or certified provisional private applicator's license to the applicant. The director shall not collect a fee for the issuance of such license~~[-but the]~~. University of Missouri Extension ~~[service may]~~ shall collect ~~[a fee for the actual cost of the materials necessary to complete the course of instruction]~~ reasonable fees for study materials and for enrollment in certification or recertification programs administered in-person or online. ~~[However, no fee]~~ Such fees shall be assessed ~~[or collected from an individual completing an online course of instruction. Both the director of the department and of the University of Missouri Extension service shall review such costs annually.]~~ based on the majority decision of a review committee convened every five years or as needed by the director. Such fees shall not exceed seventy-five dollars per program per applicant unless the members of the review committee representing statewide agricultural organizations vote unanimously in favor of setting the fee in an amount in excess of seventy-five dollars. Such committee shall be provided revenue and expense information for the training program from the University of Missouri Extension and information on the content of the instruction and method of delivery from the director. The review committee shall also determine a maximum in-seat training time limit for the training programs. The committee shall report its minutes, fee decisions, time limitation decisions, and its evaluation of the training provided to the chairs of the House of Representatives and Senate agriculture or equivalent committees. The review committee shall be composed of five members including:

- (1) The director;
- (2) The director of the University of Missouri Extension, or such director's designee;
- (3) The president of a statewide corn producers organization who actively grows corn, or such president's designee;
- (4) The president of a statewide soybean producers organization who actively grows soybeans, or such president's designee; and
- (5) The president of the state's largest general farm membership organization, or such president's designee.

~~[3-]~~ 4. A certified private applicator's license shall expire five years from date of issuance and may then be renewed without charge or additional fee. Any certified private applicator holding a valid license may renew that license for the next five years ~~[without additional training unless the director determines that additional knowledge related to the use of agricultural pesticides makes additional training necessary.]~~ upon successful completion of approved recertification training or by passing the required private applicator certification examination.

5. On the date of the certified provisional private applicator's eighteenth birthday, such certified provisional private applicator's license shall automatically be converted to a certified private applicator license reflecting the original expiration date from issuance. A certified provisional private applicator's license shall expire five years from date of issuance and may be renewed as a certified private applicator's license without charge or additional fee.

~~[4-]~~ **6.** If the director does not qualify the private applicator under this section ~~[he]~~, **the director** shall inform the applicant in writing of the reasons therefor.

~~[5. The private applicator may apply to the director, or his designated agent, for a private applicator permit for the one-time emergency purchase and use of restricted use pesticides. When the private applicator has demonstrated his competence in the use of the pesticides to be purchased and used on a one-time emergency basis, he shall be issued a permit for the one-time emergency purchase and use of restricted use pesticides. The director or his designated agent shall not collect a fee for the issuance of such permit.]~~

281.045. 1. All agencies of the state of Missouri and the political subdivisions thereof, and any other governmental agency shall be subject to the provisions of sections 281.010 to 281.115 and rules adopted thereunder concerning the use of restricted use pesticides.

2. Public operators for agencies listed in subsection 1 of this section shall not use, or supervise the use of, any restricted use pesticides on any land or structure without a certified public operator license issued by the director. The certified public operator shall not use or supervise the use of any restricted use pesticide for any purpose unless ~~[he]~~ **the certified public operator** has demonstrated ~~[his]~~ **the certified public operator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. ~~[Any employee of any agency listed in subsection 1 of this section who is not licensed as a certified public operator may use restricted use pesticides only under the direct supervision of a certified public operator.]~~

3. No certified public operator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified public operator so authorizing, directing, or instructing, in which case the certified public operator shall be liable for any use of a restricted use pesticide by an individual operating under the certified public operator's direct supervision.

4. Application for a certified public operator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include all information prescribed by the director by regulation.

~~[4-]~~ **5.** The director shall not issue a certified public operator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he]~~ **the applicant** has applied, and ~~[his]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of public operators.

~~[5-]~~ **6.** If the director finds the applicant qualified to use pesticides in the classification for which ~~[he]~~ **the applicant** has applied, the director shall issue a license, without a fee, to the certified public operator who has so qualified. The certified public operator license shall be valid only when the operator is acting as an operator using, or supervising the use of, restricted use pesticides in the course of ~~[his]~~ **the operator's** employment. A certified public operator license shall expire three years from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ **7.** The director may renew any certified public operator license under the classification for which that applicant is licensed~~[, subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[7-]~~ **8.** The director shall require the certified public operator, or ~~[his]~~ **the certified public operator's** employer, to maintain records with respect to applications of restricted use pesticides. Any relevant information which the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified public operator or ~~[his]~~ **the certified public operator's** employer.

~~[8-]~~ **9.** Agencies listed in subsection 1 of this section shall be subject to a legal action by any person damaged by any use of any pesticide, which may be brought in the county where the damage or any part thereof occurred.

~~[9-]~~ **10.** Every certified public operator shall display ~~[his]~~ **the certified public operator's** license in a prominent place at the site, location, or office from which ~~[he]~~ **the certified public operator** will operate as a certified public operator, that place, location, or office being at the address printed on the license.

~~[10-]~~ **11.** Every certified public operator who changes the address from which ~~[he]~~ **the certified public operator** will operate as a certified public operator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

12. Any person who volunteers to work for a public agency may use general use pesticides without a license under the supervision of the public agency on lands owned or managed by the state agency, political subdivision, or governmental agency.

281.048. 1. No individual shall use or determine the need for the use of any restricted use pesticide while working under the direct supervision of a certified commercial applicator until the individual has met the requirements of this section.

2. No individual shall use restricted use pesticides while working under the direct supervision of a certified noncommercial applicator or certified public operator until the individual has met the requirements of this section.

3. Application for a noncertified RUP applicator's license shall be submitted to the director on a designated form obtained from the department. Each application shall include such information as prescribed by the director by regulation.

4. The director shall issue or renew a noncertified RUP applicator license once an individual has met the requirements set forth in 40 C.F.R. 171.201(c)(1) or (3). The director shall collect an annual fee of thirty-five dollars for each noncertified RUP applicator license issued. The license shall be valid for one year unless revoked or suspended by the department prior to its expiration. Any individual whose application is denied shall receive a written explanation as to the determination of the denial.

5. Individuals holding a valid noncertified RUP applicator license may use and determine the need for the use of restricted use pesticides, general use pesticides, and minimum risk pesticides under the direct supervision of a certified commercial applicator and only for the categories in which the commercial applicator is certified. The director may limit the license of the applicant to the use of certain pesticides, to certain areas, or to certain types of equipment if the applicant is only so qualified.

6. Every certified commercial applicator, certified noncommercial applicator, or certified public operator providing direct supervision to a licensed noncertified RUP applicator shall immediately notify the director when the licensed noncertified RUP applicator has changed address from which the applicator or operator will operate as a licensed noncertified RUP applicator or when the noncertified RUP applicator's employment has been terminated. The director shall immediately issue a revised license upon which shall be printed the change of address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

7. A noncertified RUP applicator may complete retraining requirements and renew the applicator's license without a certified commercial applicator, certified noncommercial applicator, or certified public operator working from the same physical location.

8. Every licensed noncertified RUP applicator shall display the applicator's license in a prominent place at the site, location, or office from which the applicator will operate as a noncertified RUP applicator, that place, location, or office being at the address printed on the license.

281.050. 1. No individual shall act in the capacity of a pesticide dealer or shall engage in the business of, advertise as, or assume to act as a pesticide dealer unless ~~[he or she]~~ **the individual** has obtained a license from the director ~~[which]~~ **that** shall expire one year from date of issuance. ~~[An individual shall be required to obtain a license for]~~ Each **pesticide dealership** location or outlet from which ~~[such]~~ **restricted use** pesticides are distributed, sold, held for sale, or offered for sale at retail or wholesale direct to the end user~~[- Pesticide dealers may be designated by the director as agents of the state for the purpose of issuing permits for restricted use pesticides to private applicators]~~ shall have at least one individual licensed as a pesticide dealer. Any individual possessing restricted use pesticides and selling or holding and offering for sale restricted use pesticides at retail or wholesale from a motor vehicle shall be licensed as a pesticide dealer. For the purposes of this subsection, "selling or holding and offering for sale" shall not include solely transporting product in commerce. No individual shall be issued more than one pesticide dealer license.

2. Application for a pesticide dealer's license shall be made on a designated form obtained from the ~~[director's office]~~ **department**. The director shall collect a fee of thirty-five dollars for the issuance of each license. The provisions of this section shall not apply to a pesticide applicator who sells pesticides only as an integral part of ~~[his or her]~~ **the applicator's** pesticide application service when such pesticides are dispensed only through apparatuses used for such pesticide applications. The provisions of this section shall not apply to any federal, state, or county agency ~~[which]~~ **that** provides pesticides for its own programs.

3. Each applicant shall satisfy the director as to ~~[his or her]~~ **the applicant's** knowledge of the laws and regulations governing the use and sale of pesticides and ~~[his or her]~~ **the applicant's** responsibility in carrying on the business of a pesticide dealer **by passing a pesticide dealer examination provided by the director**. Each licensed pesticide dealer shall be responsible for insuring that all of ~~[his or her]~~ **the dealer's** employees and agents who sell or recommend restricted use pesticides have adequate knowledge of the laws and regulations governing the use and sale of such restricted use pesticides.

4. Each pesticide dealer shall be responsible for the acts of each person employed by ~~[him or her]~~ **the dealer** in the solicitation and sale of pesticides and all claims and recommendations for use of pesticides. The dealer's license shall be subject to denial, suspension, or revocation after a hearing for any violation of sections 281.010 to 281.115 whether committed by the dealer, or by the dealer's officer, agent or employee.

5. No pesticide dealer shall sell, give away, or otherwise make available any restricted use pesticides to anyone but certified **commercial applicators, certified noncommercial applicators** ~~[or]~~ **, certified public operators, or to certified private applicators** ~~[who have met the requirements of subsection 5 of section 281.040,]~~ **holding valid certifications in proper certification categories** or to other **licensed** pesticide dealers, except that pesticide dealers may allow the designated representative of such certified applicators, operators or private applicators to take possession of restricted use pesticides when those restricted use pesticides are purchased by and for use by or under the direct supervision of such certified applicator, operator or private applicator.

6. The director shall require the pesticide dealer, or ~~[his or her]~~ **the dealer's** employer, to maintain books and records with respect to sales of restricted use pesticides **at each dealership location or outlet**. Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of sale of the restricted use pesticide to which such records refer, and the director shall upon request in writing be furnished with a copy of such records by any licensed pesticide dealer or ~~[his or her]~~ **the dealer's** employer.

7. Every licensed pesticide dealer who changes ~~[his or her]~~ **the dealer's** address or place of business shall immediately notify the director.

281.055. 1. If the ~~[application for]~~ renewal of any license~~;~~ **or** certification ~~[or permit]~~ provided for in ~~[this chapter]~~ **sections 281.010 to 281.115** is not filed prior to the expiration date in any year, a penalty of twenty-five percent shall be assessed and added to the original fee and shall be paid by the applicant before the license~~;~~ **or** certification ~~[or permit]~~ shall be renewed~~;~~ **provided, that such penalty shall not apply if the applicant furnishes an affidavit certifying that he has not engaged in the business subsequent to the expiration of his license, certification or permit**. Any person holding a current valid license~~;~~ **or** certification ~~[or permit]~~ may renew the license~~;~~ **or** certification ~~[or permit]~~ for the next year without taking another examination unless the director determines that additional knowledge related to classifications for which the applicant has applied makes a new examination necessary. However, if the license is not renewed within sixty days following the date of expiration ~~[then]~~ **, the license shall be cancelled and** the licensee shall be required to satisfy all the requirements of licensure as if such person was never licensed.

2. The director may promulgate reasonable regulations requiring additional training and instruction on the part of any applicant for a license issued under sections 281.010 to 281.115.

3. The director shall have prepared for prospective licensee's use~~;~~ a book of guidelines of factual necessary information related to the requirements of sections 281.010 to 281.115. A reasonable fee may be collected for ~~[said]~~ **the** publication.

281.060. 1. The director, after inquiry, and after opportunity for a hearing, may deny, suspend, revoke, or modify the provisions of any license~~;~~ **permit** or certification issued under sections 281.010 to 281.115, if ~~[he]~~ **the director** finds that the applicant or the holder of a license~~;~~ **permit** or certification has violated any provision of sections 281.010 to 281.115, or any regulation issued thereunder, or has been convicted or subject to a final order imposing a civil or criminal penalty pursuant to the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, or has been convicted, or is the subject of prosecution, in ~~[another]~~ **this state or in any state or** protectorate of the United States, or has had a pesticide applicator license~~;~~ **or** certificate ~~[or permit]~~ denied, suspended, revoked or modified by ~~[another]~~ **any state or protectorate of the United States**, or the person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or

duties of any profession licensed or regulated under ~~[this chapter]~~ **sections 281.010 to 281.115**, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed. **Licensed certified applicators, licensed noncertified RUP applicators, licensed pesticide technicians, and licensed pesticide dealers shall notify the department within ten days of any conviction of or plea to any offense listed in this section.**

2. If the director determines, after inquiry and opportunity for a hearing, that any ~~[individual]~~ **person** is in violation of any provision of sections 281.010 to 281.115, or any regulations issued thereunder, the director shall have the authority to assess a civil penalty of not more than one thousand dollars for each violation, and in addition, may order that restitution be made to any person.

3. In the event that a person penalized or ordered to pay restitution under this section fails to pay the penalty or restitution, the director may apply to the circuit court of Cole County for, and the court is authorized to enter, an order enforcing the assessed penalty or restitution.

281.063. The director may subpoena witnesses and compel the production of books, documents, and records anywhere in the state in any hearing affecting the authority or privilege granted by a license~~[-]~~ **or** certificate ~~[or permit]~~ issued under the provisions of sections 281.010 to 281.115.

281.065. 1. The director shall not issue a certified commercial applicator's license until the applicant or the employer of the applicant has furnished evidence of financial responsibility with the director consisting either of a surety bond or a liability insurance policy or certification thereof, protecting persons who may suffer legal damages as a result of ~~[the operations of]~~ **pesticide use by** the applicant; except that, such surety bond or liability insurance policy need not apply to damages or injury to crops, plants or land being worked upon by the applicant. Following the receipt of the initial license, the certified commercial applicator shall not be required to furnish evidence of financial responsibility to the department for the purpose of license renewal unless upon request. Annual renewals for surety bonds or liability insurance shall be maintained at the business location from which the certified commercial applicator is licensed. Valid surety bonds or liability insurance certificates shall be available for inspection by the director ~~[or his or her designee]~~ at a reasonable time during regular business hours or, upon a request in writing, the director shall be furnished a copy of the surety bond or liability insurance certificate within ten ~~[working]~~ days of receipt of the request.

2. The amount of the surety bond or liability insurance required by this section shall be not less than fifty thousand dollars for each occurrence. Such surety bond or liability insurance shall be maintained at not less than that sum at all times during the licensed period. The director shall be notified by the surety or insurer within twenty days prior to any cancellation or reduction of the surety bond or liability insurance. If the surety bond or liability insurance policy which provides the financial responsibility for the certified commercial applicator is provided by the employer of the certified commercial applicator, the employer of the certified commercial applicator shall immediately notify the director upon the termination of the employment of the certified commercial applicator or when a condition exists under which the certified commercial applicator is no longer provided bond or insurance coverage by the employer. The certified commercial applicator shall then immediately execute **and submit to the director** a surety bond or an insurance policy to cover the financial responsibility requirements of this section and the certified commercial applicator or the applicator's employer shall maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed. The director may accept a liability insurance policy or surety bond in the proper sum which has a deductible clause in an amount not exceeding one thousand dollars; except that, if the bond- or policyholder has not satisfied the requirement of the deductible amount in any prior legal claim, such deductible clause shall not be accepted by the director unless the bond- or policyholder executes and maintains a surety bond or liability insurance which shall satisfy the amount of the deductible as to all claims that may arise in ~~[his or her]~~ **the bond- or policyholder's** application of pesticides.

3. If the surety becomes unsatisfactory, **the commercial applicator license shall expire and become invalid and** the bond- or policyholder shall immediately execute **and submit to the director** a new bond or insurance policy and maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed, and if ~~[he or she]~~ **the bond- or policyholder** fails to do so, the director shall cancel ~~[his or her]~~ **the bond- or policyholder** license, or deny the license of an applicant, and give ~~[him or her]~~ **the bond- or policyholder** notice of cancellation or denial, and it shall be unlawful thereafter for the applicant to engage in the business of using pesticides until the bond or insurance is brought into compliance with the requirements of subsection 1 of this section. If the bond- or policyholder does not execute a new bond or insurance policy within sixty days of expiration of such bond or policy, the licensee shall be required to satisfy all the requirements for licensure as if never before licensed.

4. Nothing in sections 281.010 to 281.115 shall be construed to relieve any person from liability for any damage to the person or lands of another caused by the use of pesticides even though such use conforms to the rules and regulations of the director.

281.070. 1. The director may investigate the use of any pesticide or claims of damages ~~[which]~~ **that** result from the use of any pesticide.

2. Any person who claims to have been damaged as a result of a pesticide use and who requests an investigation of that damage by the director shall file with the director, on a form provided by the director, a written statement claiming that ~~[he]~~ **the person** has been damaged. Damage statements shall be filed within thirty days after the date the damage is alleged to have occurred, unless a growing crop is alleged to have been damaged. If a growing crop is alleged to have been damaged, the damage statement shall be filed at least two weeks prior to the time that twenty-five percent of that crop has been harvested. The director shall, upon receipt of the statement, notify the person alleged to have caused the damage and the owner or lessee of the land, or other person who may be charged with the responsibility of the damages claimed, and furnish copies of any statements which may be requested. The director shall inspect damages whenever possible and ~~[he]~~ **the director** shall make ~~[his]~~ **the director's** inspection reports available to the person claiming damage and to the person who is alleged to have caused the damage. Where damage is alleged to have occurred, the claimant shall permit the director, the licensee, and ~~[his]~~ **the licensee's** representatives, such as the bondsman or insurer, to observe, within reasonable hours, the lands or nontarget organism alleged to have been damaged.

3. The filing of or the failure to file need not be alleged in any complaint which might be filed in a court of law, and the failure to file a damage claim shall not be considered any bar to the maintenance of any criminal or civil action. The failure to file such a report shall not be a violation of sections 281.010 to 281.115. However, if the person failing to file such report is the only one injured from such use or application of a pesticide by others, the director may, when in the public interest, refuse to hold a hearing for the denial, suspension, or revocation of a license ~~[or permit]~~ issued under sections 281.010 to 281.115 until such report is filed.

4. The director may in the conduct of any investigation or hearing authorized or held by ~~[him]~~ **the director**:

- (1) Examine, or cause to be examined, under oath, any person;
- (2) Examine, or cause to be examined, books and records of the sale or use of any pesticide directly related to the investigation;
- (3) Hear such testimony and take such evidence as will assist ~~[him]~~ **the director** in the discharge of ~~[his]~~ **the director's** duties under ~~[this chapter]~~ **sections 281.010 to 281.115**;
- (4) Administer or cause to be administered ~~[oath]~~ **oaths**; and
- (5) Issue subpoenas to require the attendance of witnesses and the production of books and records directly related to the investigation.

281.075. ~~[4-]~~ The director may issue a ~~[license or]~~ **pesticide applicator** certification on a reciprocal basis with other states without examination to a nonresident who is licensed ~~[or]~~ **as a certified** ~~[in another state substantially]~~ **applicator in accordance with the reciprocating state's requirements and is a resident of the reciprocating state. A pesticide applicator certification shall be issued** in accordance with the provisions of sections 281.010 to 281.115; except that, financial responsibility ~~[must]~~ **shall** be filed pursuant to section 281.065. Fees collected shall be the same as for resident licenses or certification.

~~[2- Any nonresident applying for any license under section 281.035, 281.037, 281.038 or 281.050 to operate in the state of Missouri shall designate in writing the secretary of state as the agent of such nonresident upon whom process may be served as provided by law; except that, any such nonresident who has designated a resident agent upon whom process may be served as provided by law shall not be required to designate the secretary of state as such agent. The secretary of state shall be allowed such fees therefor as provided by law for designating resident agents. The director shall be furnished with a copy of such designation of the secretary of state or of a resident agent, such copy to be certified by the secretary of state.]~~

281.085. No person shall discard, transport, or store any pesticide or pesticide containers in such a manner **that is inconsistent with label directions or** as to cause injury to humans, vegetation, crops, livestock, wildlife, beneficial insects, or to pollute any waterway. The director may promulgate rules and regulations governing the discarding and storing of such pesticide or pesticide containers. In determining these rules and regulations the director shall take into consideration any regulations issued by the federal Environmental Protection Agency.

281.101. 1. It shall be unlawful for any ~~[individual]~~ **person** to violate any provision of sections 281.010 to 281.115, or any regulation issued thereunder.

2. The following are determined to be unlawful acts:

(1) It shall be unlawful to recommend for use, ~~to~~ **cause to use**, use, or ~~to~~ supervise the use of any pesticide in a manner inconsistent with its labeling required by labeling requirements of FIFRA, **the** Missouri pesticide use act or **the** Missouri pesticide registration act;

(2) It shall be unlawful for any ~~individual~~ **person** to misuse any pesticide;

(3) **It shall be unlawful for any person to use or supervise the use of pesticides that are cancelled or suspended;**

(4) **It shall be unlawful for any person not holding a valid certified applicator license in proper certification categories or a valid pesticide dealer license to purchase or acquire restricted use pesticides;**

(5) It shall be unlawful to make any false or misleading statements during the course of an investigation into the sale, distribution, use, or misuse of any pesticide;

~~[(4)]~~ (6) It shall be unlawful to make any false or misleading statement on any application, form, or document submitted to the director concerning licensing pursuant to sections 281.010 to 281.115 or any regulations issued thereunder;

~~[(5)]~~ (7) It shall be unlawful to make any false, misleading, or fraudulent statement or claim, through any media, ~~which~~ **that** misrepresents the effects of any pesticide, the methods to be utilized in the application of any pesticide, or the qualifications of the person determining the need for the use of any pesticide or using any pesticide;

~~[(6)]~~ (8) It shall be unlawful to make any false or misleading statement specifying~~[-]~~ or inferring that a person or ~~his~~ **the person's** methods are recommended by any branch of government or that any pesticide work done will be inspected by any branch of government;

~~[(7)]~~ (9) It shall be unlawful to aid or abet any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder, or to conspire with any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder; **and**

(10) **It shall be unlawful for any person to steal or attempt to steal pesticide certification examinations or examination materials, cheat on pesticide certification examinations, evade completion of recertification or retraining requirements, or to aid or abet any person in stealing or attempting to steal examinations or examination materials, cheating on examinations, or evading recertification or retraining requirements.**

3. Other acts ~~which~~ **that** are not specified, but ~~which~~ **that** violate sections 281.010 to 281.115 or regulations issued thereunder, shall nevertheless be unlawful.

301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration on a calendar year basis of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on a calendar year or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, an application for registration of a farm vehicle fleet shall be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year's annual fee shall be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and

may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words "Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill, Page 92, Section B, Line 2, by inserting after all of said section and line the following:

"Section C. The repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of section A of this act and the enactment of section 281.048 of section A of this act shall become effective on January 1, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Pouche	Railsback	Reedy	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Smith 45	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 001

Smith 67

ABSENT WITH LEAVE: 015

Burton	Cupps	Evans	Haffner	Kidd
Mackey	McDaniel	Morse	Pietzman	Porter
Price IV	Richey	Schnelting	Sharp 36	Tate

VACANCIES: 001

On motion of Representative Rone, **House Amendment No. 5** was adopted.

Representative Wallingford offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 330, Page 78, Section 375.029, Line 25, by inserting after all of said section and line the following:

"376.1575. As used in sections 376.1575 to 376.1580, the following terms shall mean:

- (1) "Completed application", a practitioner's application to a health carrier that seeks the health carrier's authorization for the practitioner to provide patient care services as a member of the health carrier's network and does not omit any information which is clearly required by the application form and the accompanying instructions;
- (2) "Credentialing", a health carrier's process of assessing and validating the qualifications of a practitioner to provide patient care services and act as a member of the health carrier's provider network;
- (3) "Health carrier", the same meaning as such term is defined in section 376.1350. **The term "health carrier" shall also include any entity described in subdivision (4) of section 354.700;**
- (4) "Practitioner":
 - (a) A physician or physician assistant eligible to provide treatment services under chapter 334;
 - (b) A pharmacist eligible to provide services under chapter 338;
 - (c) A dentist eligible to provide services under chapter 332;
 - (d) A chiropractor eligible to provide services under chapter 331;
 - (e) An optometrist eligible to provide services under chapter 336;
 - (f) A podiatrist eligible to provide services under chapter 330;
 - (g) A psychologist or licensed clinical social worker eligible to provide services under chapter 337; or
 - (h) An advanced practice nurse eligible to provide services under chapter 335."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wallingford, **House Amendment No. 6** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Quade	Rogers	Rowland
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Barnes	Burton	Cupps	Dogan
Kidd	McDaniel	Morse	Person	Phifer
Pietzman	Price IV	Richey	Sander	Sauls
Schnelting				

VACANCIES: 001

On motion of Representative Shields, **HCS SB 330, as amended**, was adopted.

On motion of Representative Shields, **HCS SB 330, as amended**, was read the third time and passed by the following vote:

AYES: 141

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McGaugh	McGill
Merideth	Mosley	Murphy	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade
Railsback	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Terry	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 006

Burnett	McCreery	Nurrenbern	Stevens 46	Thomas
Walsh Moore 93				

PRESENT: 003

Brown 70	Proudie	Windham
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ABSENT WITH LEAVE: 012

Billington	Bosley	Burton	Cupps	Kidd
McDaniel	Morse	Person	Pietzman	Price IV
Reedy	Schnelting			

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was adopted by the following vote:

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AYES: 116

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Chipman	Clemens
Coleman 32	Coleman 97	Cook	Cupps	Davidson
DeGroot	Dogan	Doll	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelly 141	Knight
Lewis 25	Lewis 6	Mackey	McGaugh	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 45	Smith 67
Stephens 128	Tate	Taylor 48	Terry	Thompson
Trent	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Weber	Wiemann	Wright	Young
Mr. Speaker				

NOES: 036

Adams	Boggs	Burnett	Busick	Butz
Christofanelli	Collins	Copeland	Davis	Deaton
Derges	Dinkins	Eggleston	Grier	Gunby
Hill	Kelley 127	Lovasco	McCreery	Merideth
Phifer	Proudie	Quade	Rowland	Seitz
Simmons	Smith 163	Stacy	Stevens 46	Taylor 139
Thomas	Toalson Reisch	Turnbaugh	Walsh Moore 93	West
Windham				

PRESENT: 001

Hannegan

ABSENT WITH LEAVE: 009

Burton	Kidd	Mayhew	McDaniel	Morse
Person	Pietzman	Price IV	Schnelting	

VACANCIES: 001

Representative Copeland moved that **HCS SS SCS SB 289** be committed to the Committee on Legislative Review.

Which motion was adopted.

BILLS CARRYING REQUEST MESSAGES

HCS SB 226, as amended, relating to taxation, was taken up by Representative Christofanelli.

Representative Christofanelli moved that the House refuse to recede from its position on **HCS SB 226, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS#2 SB 26, as amended, relating to public safety, was taken up by Representative Schroer.

Representative Schroer moved that the House refuse to recede from its position on **HCS SS#2 SB 26, as amended**, and grant the Senate a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SBs 53 & 60, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 141, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 652**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (1): Walsh (50)

Absent (1): Eggleston

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Wiemann.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Atchison	Aune	Billington	Brown 27	Burton
Busick	Collins	Cook	Copeland	Davis
Derges	Evans	Haffner	Hardwick	Kelley 127
Lewis 6	Lovasco	McGill	Murphy	Owen
Perkins	Pollock 123	Richey	Riggs	Roberts
Shields	Taylor 139	Veit	Walsh 50	Wright

NOES: 003

Barnes	Fitzwater	Rowland
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PRESENT: 081

Adams	Andrews	Appelbaum	Baker	Black 137
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Burnett	Butz	Davidson	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Fogle
Francis	Gray	Gregory 96	Griesheimer	Griffith
Gunby	Hannegan	Henderson	Hicks	Hill
Houx	Hudson	Hurlbert	Johnson	Kalberloh
Knight	Lewis 25	Mayhew	McCreery	McGaugh
Merideth	Nurrenbern	O'Donnell	Phifer	Pike
Pollitt 52	Porter	Pouche	Proudie	Railsback
Reedy	Riley	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharp 36	Sharpe 4	Smith 155	Smith 163	Smith 45
Stacy	Stevens 46	Taylor 48	Thomas	Thompson
Toalson Reisch	Turnbaugh	Unsicker	Van Schoiack	Wallingford
Walsh Moore 93	Weber	West	Wiemann	Windham
Young				

ABSENT WITH LEAVE: 048

Aldridge	Anderson	Bailey	Bangert	Baringer
Basye	Black 7	Bland Manlove	Boggs	Bosley
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Cupps	DeGroot	Falkner	Fishel	Gregory 51
Grier	Haden	Haley	Hovis	Ingle
Kelly 141	Kidd	Mackey	McDaniel	Morse
Mosley	Patterson	Person	Pietzman	Plocher
Price IV	Quade	Sauls	Schnelting	Schroer
Shaul	Simmons	Smith 67	Stephens 128	Tate
Terry	Trent	Mr. Speaker		

VACANCIES: 001

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 141, as amended, relating to utilities, was taken up by Representative Black (137).

Representative Black (137) moved that the House refuse to recede from its position on **HCS SS SB 141, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SBs 53 & 60, as amended, relating to the administration of justice, was taken up by Representative Roberts.

Representative Roberts moved that the House refuse to recede from its position on **HCS SS SCS SBs 53 & 60, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 303, relating to workers' compensation, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **HCS SB 303** was agreed to.

Representative Veit offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 303, Page 14, Section 287.480, Line 30, by inserting after all of said section and line the following:

"287.715. 1. For the purpose of providing for revenue for the second injury fund, every authorized self-insurer, and every workers' compensation policyholder insured pursuant to the provisions of this chapter, shall be liable for payment of an annual surcharge in accordance with the provisions of this section. The annual surcharge imposed under this section shall apply to all workers' compensation insurance policies and self-insurance coverages which are written or renewed on or after April 26, 1988, including the state of Missouri, including any of its departments, divisions, agencies, commissions, and boards or any political subdivisions of the state who self-insure or hold themselves out to be any part self-insured. Notwithstanding any law to the contrary, the surcharge imposed pursuant to this section shall not apply to any reinsurance or retrocessional transaction.

2. Beginning October 31, 2005, and each year thereafter, the director of the division of workers' compensation shall estimate the amount of benefits payable from the second injury fund during the following calendar year and shall calculate the total amount of the annual surcharge to be imposed during the following calendar year upon all workers' compensation policyholders and authorized self-insurers. The amount of the annual surcharge percentage to be imposed upon each policyholder and self-insured for the following calendar year commencing with the calendar year beginning on January 1, 2006, shall be set at and calculated against a percentage, not to exceed three percent, of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point, that shall generate, as nearly as possible, one hundred ten percent of the moneys to be paid from the second injury fund in the following calendar year, less any moneys contained in the fund at the end of the previous calendar year. All policyholders and self-insurers shall be notified by the division of workers' compensation within ten calendar days of the determination of the surcharge percent to be imposed for, and paid in, the following calendar year. The net premium equivalent for individual self-insured employers shall be based on average rate classifications calculated by the department of commerce and insurance as taken from premium rates filed by the twenty insurance companies providing the greatest volume of workers' compensation insurance coverage in this state. For employers qualified to self-insure their liability pursuant to this chapter, the rates filed by such group of employers in accordance with subsection 4 of section 287.280 shall be the net premium equivalent. Any group of political subdivisions of this state qualified to self-insure their liability pursuant to this chapter as authorized by section 537.620 may choose either the average rate classification method or the filed rate method, provided that the

method used may only be changed once without receiving the consent of the director of the division of workers' compensation. The director may advance funds from the workers' compensation fund to the second injury fund if surcharge collections prove to be insufficient. Any funds advanced from the workers' compensation fund to the second injury fund must be reimbursed by the second injury fund no later than December thirty-first of the year following the advance. The surcharge shall be collected from policyholders by each insurer at the same time and in the same manner that the premium is collected, but no insurer or its agent shall be entitled to any portion of the surcharge as a fee or commission for its collection. The surcharge is not subject to any taxes, licenses or fees.

3. All surcharge amounts imposed by this section shall be deposited to the credit of the second injury fund.

4. Such surcharge amounts shall be paid quarterly by insurers and self-insurers, and insurers shall pay the amounts not later than the thirtieth day of the month following the end of the quarter in which the amount is received from policyholders. If the director of the division of workers' compensation fails to calculate the surcharge by the thirty-first day of October of any year for the following year, any increase in the surcharge ultimately set by the director shall not be effective for any calendar quarter beginning less than sixty days from the date the director makes such determination.

5. If a policyholder or self-insured fails to make payment of the surcharge or an insurer fails to make timely transfer to the division of surcharges actually collected from policyholders, as required by this section, a penalty of one-half of one percent of the surcharge unpaid, or untransferred, shall be assessed against the liable policyholder, self-insured or insurer. Penalties assessed under this subsection shall be collected in a civil action by a summary proceeding brought by the director of the division of workers' compensation.

6. Notwithstanding subsection 2 of this section to the contrary, the director of the division of workers' compensation shall collect a supplemental surcharge not to exceed three percent for calendar years 2014 to ~~2024~~ **2022** of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point. **For calendar year 2023, the director of the division of workers' compensation shall collect a supplemental surcharge not to exceed two and one-half percent of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point.** All policyholders and self-insurers shall be notified by the division of the supplemental surcharge percentage to be imposed for such period of time as part of the notice provided in subsection 2 of this section. The provisions of this subsection shall expire on December 31, ~~2024~~ **2023**.

7. Funds collected under the provisions of this chapter shall be the sole funding source of the second injury fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 1** was adopted.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 303, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"162.012. 1. For purposes of this section, the following terms mean:

(1) "School-sponsored activity", any activity sponsored by a school including, but not limited to, participation in a work-based learning program in which training or work activities are conducted at the premises of or under the direction of an employer participating in the program;

(2) "Work-based learning program", the same meaning given to the term in section 170.038.

2. The school board of any school district may purchase insurance contracts to insure against loss, damages, or expenses incident to a claim arising out of the sickness, bodily injury, or death by accident of any student injured on school premises or during school-sponsored activities. For purposes of this subsection, travel to and from any work-based learning program shall constitute a school-sponsored activity.

3. The school board of any school district may purchase insurance contracts for the benefit of students to insure against loss resulting from the loss of, theft of, or damage to the personal property of students while on school premises or during school-sponsored activities.

170.038. 1. For purposes of this section, the following terms mean:

- (1) "Secondary education", education of students who attend secondary schools;
- (2) "Secondary school", a public school giving instruction in a grade or grades not lower than the sixth nor higher than the twelfth grade;
- (3) "Work-based learning program", a learning program in a secondary education curriculum that:
 - (a) Includes, but is not limited to, work study, on-the-job training, job shadowing, internships, clinicals, practicums, cooperative projects, and industry-led service-learning projects;
 - (b) Is incorporated into coursework or related to a specific field of study; and
 - (c) Integrates knowledge and theory learned in the classroom with the practical application and development of technical skills and proficiencies in a professional work setting.

2. An employer who accepts a secondary school student in a work-based learning program shall not be subject to civil liability for any claim arising from the student's negligent act or omission.

3. Nothing in this section shall provide immunity for gross negligence or willful misconduct."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Roden offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 303, Page 11, Section 287.220, Line 177, by inserting after all of said section and line the following:

"287.245. 1. As used in this section, the following terms shall mean:

- (1) "Association", volunteer fire protection associations as defined in section 320.300;
- (2) "State fire marshal", the state fire marshal selected under the provisions of sections 320.200 to 320.270;
- (3) "Volunteer firefighter", the same meaning as in section 287.243;
- (4) **"Voluntary firefighter cancer benefits pool" or "pool", the same meaning as in section 320.400.**

2. Any association may apply to the state fire marshal for a grant for the purpose of funding such association's costs related to workers' compensation insurance premiums for volunteer firefighters.

3. Subject to appropriations, the state fire marshal shall disburse grants to each ~~applying~~ **qualifying** volunteer fire protection **district or** association according to the following schedule:

(1) Associations which had zero to five volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for two thousand dollars in grant money;

(2) Associations which had six to ten volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand five hundred dollars in grant money;

(3) Associations which had eleven to fifteen volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand dollars in grant money;

(4) Associations which had sixteen to twenty volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for five hundred dollars in grant money.

4. Grant money disbursed under this section shall only be used for the purpose of paying for the workers' compensation insurance premiums of volunteer firefighters **or establishing a voluntary firefighter cancer benefits pool.**"; and

Further amend said bill, Page 14, Section 287.480, Line 30, by inserting after all of said section and line the following:

"320.300. As used in sections 320.300 to 320.310, the phrase "volunteer fire protection association" means any fire department, including a municipal fire department, which is staffed by volunteers and organized for the purpose of combating fires in a specified area. The provisions of sections 320.300 to 320.310 shall apply only to volunteer fire protection associations either partially or wholly funded by membership or subscriber fees ~~and shall not apply to fire protection districts supported by local tax revenues, or which have contracted with a political subdivision to respond to fires within the area of an association's boundaries~~].

320.400. 1. For purposes of this section, the terms "Voluntary firefighter cancer benefits pool" or "pool" mean, an entity described in section 537.620 that is established for the purposes of this section.

2. (1) Three or more employers may create a voluntary firefighter cancer benefits pool for the purpose of this section. An employer may make contributions into the voluntary firefighter cancer benefits pool established for the purpose of this section. The contribution levels and award levels shall be set by the board of trustees of the pool.

(2) For an employer that chooses to make contributions into the voluntary firefighter cancer benefits pool, the pool shall provide the minimum benefits specified by the board of trustees of the pool to covered individuals, based on the award level of the cancer at the time of diagnosis, after the employer becomes a participant.

(3) A covered individual who is receiving payments from the pool shall not lose any employment or benefit while such individual is undergoing medical treatment.

3. The board of trustees of the pool shall be considered a public governmental body and shall be subject to all of the provisions of chapter 610.

4. The state fire marshal may grant money disbursed under section 287.245 to be used for the purpose of setting up a pool.

537.620. Notwithstanding any direct or implied prohibitions in chapter 375, 377, or 379, any three or more political subdivisions of this state may form a business entity for the purpose **described in section 320.400 or for the purpose** of providing liability and all other insurance, including insurance for elderly or low-income housing in which the political subdivision has an insurable interest, for any of the subdivisions upon the assessment plan as provided in sections 537.600 to 537.650. Any public governmental body or quasi-public governmental body, as defined in section 610.010, and any political subdivision of this state or any other state may join this entity and use public funds to pay any necessary assessments. Except for being subject to the regulation of the director of the department of commerce and insurance under sections 375.930 to 375.948, sections 375.1000 to 375.1018, and sections 537.600 to 537.650, any such business entity shall not be deemed to be an insurance company or insurer under the laws of this state, and the coverage provided by such entity and the administration of such entity shall not be deemed to constitute the transaction of an insurance business. Risk coverages procured under this section shall not be deemed to constitute a contract, purchase, or expenditure of public funds for which a public governmental body, quasi-public governmental body, or political subdivision is required to solicit competitive bids."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Bland Manlove	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Hannegan	Hardwick	Henderson
Hicks	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Perkins
Pike	Plocher	Pollock 123	Porter	Pouche

Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright		

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 70	Burnett
Burton	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Roden
Rogers	Rowland	Sauls	Smith 45	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 001

Sharp 36

ABSENT WITH LEAVE: 026

Aldridge	Bailey	Bosley	Butz	Christofanelli
Clemens	Cupps	Davidson	Grier	Haley
Hill	Hovis	Kelly 141	Kidd	Knight
McDaniel	Morse	Patterson	Pietzman	Pollitt 52
Price IV	Schnelting	Schroer	Smith 163	Smith 67
Mr. Speaker				

VACANCIES: 001

House Amendment No. 3 was withdrawn.

On motion of Representative Henderson, **HCS SB 303, as amended**, was adopted.

On motion of Representative Henderson, **HCS SB 303, as amended**, was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Hannegan

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Hardwick	Henderson	Hicks	Hill	Houx
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bailey	Bosley	Cupps	Grier	Haley
Hovis	Kelly 141	McDaniel	Morse	Pietzman
Pollitt 52	Price IV	Roden	Schnelting	

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS SB 72, relating to state designations, was taken up by Representative Smith (155).

On motion of Representative Smith (155), the title of **HCS SB 72** was agreed to.

Representative Appelbaum offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. July 25, 2021, is hereby designated as "Christmas in July". The citizens of this state are encouraged to decorate and celebrate their Christmas traditions at this time to honor and remember health care workers who made many sacrifices throughout the COVID-19 pandemic."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Clemens offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 72, Page 1, Lines 6-7, by deleting said lines and inserting in lieu thereof the following:

"remember health care workers who made many sacrifices throughout the COVID-19 pandemic.

Section B. Because immediate action is necessary to honor the sacrifices of health care professionals during the COVID-19 pandemic, the enactment of section 1 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and the enactment of section 1 of section A of this act is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 1 of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Clemens, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Appelbaum, **House Amendment No. 1, as amended**, was adopted.

Representative Taylor (139) assumed the Chair.

Representative Riggs offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section A, Line 2, by inserting after all of said line and section the following:

"9.225. November thirtieth of each year is hereby designated as "Mark Twain Day". The citizens of this state are encouraged to engage in appropriate events and activities to commemorate the life and accomplishments of Mark Twain.

9.227. March fifth of each year is hereby designated as "Iron Curtain Speech Day" in Missouri. Citizens of this state are encouraged to celebrate with appropriate events and activities to recognize the anniversary of Winston Churchill's famous speech at Westminster College in Fulton, Missouri, on March 5, 1946.

9.291. November thirteenth of each year shall be known and designated as "John Jordan 'Buck' O'Neil Day" in Missouri in honor of John Jordan "Buck" O'Neil, the first African American who coached in Major League Baseball. He also played a major role in establishing the Negro Leagues Baseball Museum in Kansas City, Missouri. The citizens of this state are encouraged to participate in events and activities to celebrate the life of John Jordan "Buck" O'Neil."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 2** was adopted.

Representative Aldridge offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 9.301, Line 4, by inserting after all of said section and line the following:

"9.309. The month of April is hereby designated as "Limb Loss Awareness Month" in Missouri. Citizens of this state are encouraged to engage in appropriate events and activities to spread awareness about limb loss and limb difference."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""9.308. The first full week in February is hereby designated as "School Counseling Week" in the state of Missouri. Citizens of this state are encouraged to participate in appropriate events and activities that recognize the important work of school counselors in helping Missouri's students succeed in school and beyond.

9.309. The month of April is hereby designated as "Limb Loss Awareness Month" in"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Burnett, **House Amendment No. 1 to House Amendment No. 3** was adopted.

Representative Bosley offered **House Amendment No. 2 to House Amendment No. 3.**

*House Amendment No. 2
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 6, by deleting all of said line and inserting in lieu thereof the following:

"spread awareness about limb loss and limb difference.

9.323. March twenty-sixth of each year is hereby designated and shall be known as "Pioneering Black Women's Day" in honor of Gwen B. Giles, who was the first Black woman to serve in the Missouri Senate. Citizens of this state are encouraged to recognize this day with appropriate events and activities to honor Senator Giles and other Black women in history who were pioneers and created opportunities for future Black women in this state and country."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 2 to House Amendment No. 3** was adopted.

On motion of Representative Aldridge, **House Amendment No. 3, as amended**, was adopted.

Representative Turnbaugh offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 9.301, Line 1, by inserting after the first quotation mark on said line the word "**Missouri**"; and

Further amend said bill, page, and section, Line 3, by inserting after the first occurrence of the word "**the**" the word "**Missouri**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Turnbaugh, **House Amendment No. 4** was adopted.

Representative Burger offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. The sixteenth of April each year is hereby designated as "Missouri Donate Life Day" in the state of Missouri. The citizens of this state are encouraged to observe the day with appropriate activities and events to increase public awareness of the need for organ donation and organ donors."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Burger, **House Amendment No. 5** was adopted.

Representative Dogan offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 9.301, Line 4, by inserting after all of said section and line the following:

"9.339. September 22, 2021, is hereby designated as "Hazel Erby Day" in Missouri. Citizens of this state are encouraged to participate in appropriate events and activities to recognize Hazel Erby's lifelong dedication to public service and community improvement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 6** was adopted.

Representative Roden offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said section and line the following:

"143.1032. 1. In each taxable year beginning on or after January 1, 2022, each individual or corporation entitled to a tax refund in an amount sufficient to make a designation under this section may designate that one dollar or any amount in excess of one dollar on a single return, and two dollars or any amount in excess of two dollars on a combined return, of the refund due be credited to the Missouri Medal of Honor Recipients fund. The contribution designation authorized by this section shall be clearly and unambiguously printed on the first page of each income tax return form provided by this state. If any individual or corporation that is not entitled to a tax refund in an amount sufficient to make a designation under this section wishes to make a contribution to the Missouri Medal of Honor Recipients fund, such individual or corporation may, by separate check, draft, or other negotiable instrument, send in with the payment of taxes, or may send in separately, that amount, clearly designated for the Missouri Medal of Honor Recipients fund, the individual or corporation wishes to contribute. The department of revenue shall deposit such amount to the Missouri Medal of Honor Recipients fund as provided in subsection 2 of this section.

2. The director of revenue shall deposit at least monthly all contributions designated by individuals under this section to the state treasurer for deposit to the Missouri Medal of Honor Recipients fund. The fund shall be administered by the director of revenue.

3. The director of revenue shall deposit at least monthly all contributions designated by the corporations under this section, less an amount sufficient to cover the cost of collection, handling, and administration by the department of revenue during fiscal year 2021, to the Missouri Medal of Honor Recipients fund.

4. A contribution designated under this section shall only be deposited in the Missouri Medal of Honor Recipients fund after all other claims against the refund from which such contribution is to be made have been satisfied.

5. Moneys deposited in the Missouri Medal of Honor Recipients fund shall be used by the department of transportation to pay for the costs of a Missouri Medal of Honor memorial bridge or Missouri Medal of Honor signs.

6. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

227.299. 1. Except as provided in subsection 7 of this section, an organization or person that seeks a bridge or highway designation on the state highway system to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) A list of at least one hundred signatures of individuals who support the naming of the bridge or highway; and

(3) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed signs. The fee shall not exceed the cost of constructing and maintaining each sign.

2. All moneys received by the department of transportation for the construction and maintenance of bridge or highway signs on the state highway system shall be deposited in the state treasury to the credit of the state road fund.

3. The documents and fees required under this section shall be submitted to the department of transportation no later than November first prior to the next regular session of the general assembly to be approved or denied by the joint committee on transportation oversight during such legislative session.

4. The department of transportation shall give notice of any proposed bridge or highway designation on the state highway system in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website, and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

5. If the memorial highway designation requested by the organization is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the requesting organization.

6. Two highway signs shall be erected for each bridge and highway designation on the state highway system processed under this section. When a named section of a highway crosses two or more county lines, consideration shall be given by the department of transportation to allow additional signage at the county lines or major intersections.

7. **(1)** Highway or bridge designations on the state highway system honoring fallen law enforcement officers, members of the Armed Forces killed in the line of duty, **Missouri recipients of the Medal of Honor**, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state shall not be subject to the provisions of this section.

(2) Notwithstanding any provision of law to the contrary, beginning August 28, 2021, for designations honoring Missouri Medal of Honor recipients, no fees shall be assessed and all costs associated with the construction, maintenance, and installation of signs for such designations shall be funded by the department of transportation.

8. No bridge or portion of a highway on the state highway system may be named or designated after more than one event, place, organization, or person. Each event, place, organization, or person shall only be eligible for one bridge or highway designation.

9. Any highway signs erected for any bridge or highway designation on the state highway system under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the bridge or highway may be designated to honor events, places, organizations, or persons other than the current designee. An existing highway or bridge designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the required documents and all applicable fees required under this section.

10. For persons honored with designations on the state highway system under this chapter after August 28, 2021, the department of transportation shall post a link on its website to biographical information of such persons.

11. The provisions of this section shall apply to bridge or highway designations sought after August 28, 2006.

227.496. The portion of State Highway T from .05 miles west of Laretto Ridge Drive to Decker Road in the town of Labadie in Franklin County shall be designated as "Medal of Honor PVT George Phillips Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by the department.

301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is ten years of age or less and has less than one hundred fifty thousand miles on the odometer, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of ten years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, autocycle, bus, or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is ten years of age or less and has less than one hundred fifty thousand miles on the odometer, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of ten years after the receipt of such information. This subsection shall not apply unless:

- (1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and
- (2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

9. An applicant for registration may make a donation of one dollar to the Missouri Medal of Honor recipients fund. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the Missouri Medal of Honor recipients fund as established in Section 1 of this Act. Moneys in the Medal of Honor recipients fund shall be used solely for the purposes established in Section 1 of this Act, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri resident or national of the United States or a noncitizen with a lawful immigration status, and a Missouri resident before accepting the application. The director shall not issue a driver's license for a period that exceeds the duration of an applicant's lawful immigration status in the United States. The director may establish procedures to verify the Missouri residency or United States naturalization or lawful immigration status and Missouri residency of the applicant and establish the duration of any driver's license issued under this section. An application for a license shall be made upon an approved form furnished by the director. Every application shall state the full name, Social Security number, age, height, weight, color of eyes, sex, residence, mailing address of the applicant, and the classification for which the applicant has been licensed, and, if so, when and by what state, and whether or not such license has ever been suspended, revoked, or disqualified, and, if revoked, suspended or disqualified, the date and reason for such suspension, revocation or disqualification and whether the applicant is making a one dollar donation to promote an organ donation program as prescribed in subsection 2, **to promote a blindness education, screening and treatment program as prescribed in subsection 3, or the Missouri Medal of Honor recipients fund prescribed in subsection 4** of this section. A driver's license, nondriver's license, or instruction permit issued under this chapter shall contain the applicant's legal name as it appears on a birth certificate or as legally changed through marriage or court order. No name change by common usage based on common law shall be permitted. The application shall also contain such information as the director may require to enable the director to determine the applicant's qualification for driving a motor vehicle; and shall state whether or not the applicant has been convicted in this or any other state for violating the laws of this or any other state or any ordinance of any municipality, relating to driving without a license, careless driving, or driving while intoxicated, or failing to stop after an accident and disclosing the applicant's identity, or driving a motor vehicle without the owner's consent. The application shall contain a certification by the applicant as to the truth of the facts stated therein. Every person who applies for a license to operate a motor vehicle who is less than twenty-one years of age shall be provided with educational materials relating to the hazards of driving while intoxicated, including information on penalties imposed by law for violation of the intoxication-related offenses of the state. Beginning January 1, 2001, if the applicant is less than eighteen years of age, the applicant must comply with all requirements for the issuance of an intermediate driver's license pursuant to section 302.178. For persons mobilized and deployed with the United States Armed Forces, an application under this subsection shall be considered satisfactory by the department of revenue if it is signed by a person who holds general power of attorney executed by the person deployed, provided the applicant meets all other requirements set by the director.

2. An applicant for a license may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund established in sections 194.297 to 194.304. Moneys in the organ donor program fund shall be used solely for the purposes established in sections 194.297 to 194.304 except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the time of issuance or renewal of the license. The director shall make available an informational booklet or other informational sources on the importance of organ and tissue donations to applicants for licensure as designed by the organ donation advisory committee established in sections 194.297 to 194.304. The director shall inquire of each applicant at the time the licensee presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection and whether the applicant is interested in inclusion in the organ donor registry and shall also specifically inform the licensee of the ability to consent to organ donation by placing a donor symbol sticker authorized and issued by the department of health and senior services on the back of his or her driver's license or identification card as prescribed by subdivision (1) of subsection 1 of section 194.225. A symbol may be placed on the front of the license or identification card indicating the applicant's desire to be listed in the registry at

the applicant's request at the time of his or her application for a driver's license or identification card, or the applicant may instead request an organ donor sticker from the department of health and senior services by application on the department of health and senior services' website. Upon receipt of an organ donor sticker sent by the department of health and senior services, the applicant shall place the sticker on the back of his or her driver's license or identification card to indicate that he or she has made an anatomical gift. The director shall notify the department of health and senior services of information obtained from applicants who indicate to the director that they are interested in registry participation, and the department of health and senior services shall enter the complete name, address, date of birth, race, gender and a unique personal identifier in the registry established in subsection 1 of section 194.304.

3. An applicant for a license may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the time of issuance or renewal of the license. The director shall inquire of each applicant at the time the licensee presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

4. An applicant for registration may make a donation of one dollar to the Missouri Medal of Honor recipients fund. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the Missouri Medal of Honor recipients fund as established in Section 1 of this Act. Moneys in the Medal of Honor recipients fund shall be used solely for the purposes established in Section 1 of this Act, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

5. Beginning July 1, 2005, the director shall deny the driving privilege of any person who commits fraud or deception during the examination process or who makes application for an instruction permit, driver's license, or nondriver's license which contains or is substantiated with false or fraudulent information or documentation, or who knowingly conceals a material fact or otherwise commits a fraud in any such application. The period of denial shall be one year from the effective date of the denial notice sent by the director. The denial shall become effective ten days after the date the denial notice is mailed to the person. The notice shall be mailed to the person at the last known address shown on the person's driving record. The notice shall be deemed received three days after mailing unless returned by the postal authorities. No such individual shall reapply for a driver's examination, instruction permit, driver's license, or nondriver's license until the period of denial is completed. No individual who is denied the driving privilege under this section shall be eligible for a limited driving privilege issued under section 302.309.

~~[5-]~~ 6. All appeals of denials under this section shall be made as required by section 302.311.

~~[6-]~~ 7. The period of limitation for criminal prosecution under this section shall be extended under subdivision (1) of subsection 3 of section 556.036.

~~[7-]~~ 8. The director may promulgate rules and regulations necessary to administer and enforce this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

~~[8-]~~ 9. Notwithstanding any provision of this chapter that requires an applicant to provide proof of Missouri residency for renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, an applicant who is sixty-five years and older and who was previously issued a Missouri noncommercial driver's license, noncommercial instruction permit, or Missouri nondriver's license is exempt from showing proof of Missouri residency.

~~[9-]~~ 10. Notwithstanding any provision of this chapter, for the renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, a photocopy of an applicant's United States birth certificate along with another form of identification approved by the department of revenue, including, but not limited to, United States military identification or United States military discharge papers, shall constitute sufficient proof of Missouri citizenship.

~~[10-]~~ 11. Notwithstanding any other provision of this chapter, if an applicant does not meet the requirements of subsection 8 of this section and does not have the required documents to prove Missouri residency, United States naturalization, or lawful immigration status, the department may issue a one-year driver's license

renewal. This one-time renewal shall only be issued to an applicant who previously has held a Missouri noncommercial driver's license, noncommercial instruction permit, or nondriver's license for a period of fifteen years or more and who does not have the required documents to prove Missouri residency, United States naturalization, or lawful immigration status. After the expiration of the one-year period, no further renewal shall be provided without the applicant producing proof of Missouri residency, United States naturalization, or lawful immigration status.

Section 1. 1. There is hereby created in the state treasury the "Missouri Medal of Honor Recipients Fund". The fund shall consist of moneys donated pursuant to sections 301.020, 302.171, and 143.1032. All monies shall be received by the department of revenue and either upon request or, at a minimum, on a monthly basis be transferred to the department of transportation. Unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund, the provisions of section 33.080 to the contrary notwithstanding. Moneys in the fund shall be used to pay any renewal fee for a memorial bridge or memorial highway signs for Missouri Medal of Honor recipients, and for the maintenance and repair of all such signs whether originally paid for by private donations or by the department of transportation.

2. The department of revenue shall provide notification by way of memorandum, to the department of transportation informing the department of transportation of the payment transfer to the credit of the State Road fund, with the memorandum indicating the payment amount, payment date, payment account number, and the names or names of the Missouri Medal of Honor recipient or recipients for which the payment is made."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 7** was adopted.

Representative Young offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 9.301, Line 4, by inserting after all of said section and line the following:

"9.317. The third full week of March each year shall be known as "Victims of Coronavirus Memorial Week" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to acknowledge our collective losses during the COVID-19 pandemic by honoring the sacrifices of our first responders, those who died, those who lost loved ones, those who lost employment or a business, and all who were negatively impacted during the pandemic."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mosley offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Bill No. 72, Page 1, Lines 1-2, by deleting all of said lines and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"9.236. The third full week in September of each year shall be known and designated as "Sickle Cell Awareness Week". Sickle cell disease is a genetic disease in which a person's body produces abnormally shaped red blood cells that resemble a crescent and that do not last as long as normal round red blood cells, which leads to anemia. It is recommended to the people of the state that the week be appropriately observed through activities that will increase awareness of sickle cell disease and efforts to improve treatment options for patients."; and

Further amend said bill and page, Section 9.301, Line 4, by inserting after all of said section and line the following;" and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mosley, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Young, **House Amendment No. 8, as amended**, was adopted.

Representative Cook offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after said section and line the following:

"Section 1. The fourth Saturday in July is hereby designated "National Day of the Cowboy" in Missouri. Citizens of the state are encourage to participate in appropriate events and activities that celebrate the influence of cowboys on American culture."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer offered **House Amendment No. 1 to House Amendment No. 9.**

*House Amendment No. 1
to
House Amendment No. 9*

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 6, by deleting all of said line and inserting the following:

"that celebrate the influence of cowboys on American culture.

Section 2. That portion of Interstate 64 between Jefferson Street and 11th Street located in the City of Saint Louis shall be designated as "Bobby Plager Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1 to House Amendment No. 9** was adopted.

Representative Trent offered **House Amendment No. 2 to House Amendment No. 9.**

House Amendment No. 2
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 1, by inserting after "Bill No. 72," the following:

"Page 1, Section 9.301, Line 4, by inserting after all of said line the following:

"9.328. The month of November is hereby designated as "National American History and Founders Month" in Missouri. Citizens of this state are encouraged to participate in appropriate educational events and activities about the United States Constitution and the founding of our nation."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 2 to House Amendment No. 9** was adopted.

Representative Proudie offered **House Amendment No. 3 to House Amendment No. 9.**

House Amendment No. 3
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 6, by deleting said line and inserting in lieu thereof the following:

"that celebrate the influence of cowboys on American culture.

Section 2. (1) The month of May of each year is hereby designated as "Lupus Awareness Month" in Missouri.

(2) The tenth of May of each year is hereby designated as "Lupus Awareness Day" in Missouri.

(3) Citizens of the state are encouraged to participate in activities that raise awareness about the diagnosis and treatment of lupus and its impact on lives of individuals living with lupus."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Proudie, **House Amendment No. 3 to House Amendment No. 9** was adopted.

Representative Phifer offered **House Amendment No. 4 to House Amendment No. 9.**

House Amendment No. 4
to
House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. The twelfth of January each year is hereby designate as "George Washington Carver Day " in Missouri. Citizens of the state are encouraged to participate in activities to recognize the life of this esteemed Missourian, without whom many children would not have a chance to grow up."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 4 to House Amendment No. 9 was withdrawn.

On motion of Representative Cook, **House Amendment No. 9, as amended**, was adopted.

Representative Phifer offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. The twelfth of January each year is hereby designate as "George Washington Carver Day" in Missouri. Citizens of the state are encouraged to participate in activities to recognize the life of this esteemed Missourian, without whom many children would not have a chance to grow up."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Phifer, **House Amendment No. 10** was adopted.

Representative McGirl offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"9.169. August thirty-first each year shall be known as "Random Acts of Kindness Day" in Missouri to mark the beginning of suicide prevention awareness month in September. The citizens of this state are encouraged to celebrate this day by engaging in random acts of kindness toward their fellow citizens and remembering that one small act of kindness has the power to change the course of a person's life and the potential to impact countless lives as random acts of kindness are paid forward."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1

to

House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 9, by inserting after all of said line the following:

"Further amend said bill, Page 1, Section 10.240, Line 2, by inserting after all of said line the following:

"Section 1. April 11 through April 17 of each year is hereby designated as "Black Maternal Health Week". The citizens of this state are encouraged to engage in appropriate events and activities to commemorate black maternal health.

Section 2. The month of April of each year is hereby designated as "Minority Health Month". The citizens of this state are encouraged to engage in appropriate events and activities to commemorate minority health month."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Sauls offered **House Amendment No. 2 to House Amendment No. 11.**

*House Amendment No. 2
to
House Amendment No. 11*

AMEND House Amendment No. 11 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 9, by inserting after said line the following:

"Further amend said bill and page, Section 10.240, Line 2, by inserting after said section and line the following:

"Section 1. September fifteenth through October fifteenth each year shall be known as "Hispanic Heritage Month" in Missouri."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sauls, **House Amendment No. 2 to House Amendment No. 11** was adopted.

On motion of Representative McGirl, **House Amendment No. 11, as amended**, was adopted.

Representative Davis offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"9.052. The first Friday in May each year is hereby designated as "Law Enforcement Appreciation Day" in the state of Missouri. The citizens of this state are encouraged to observe the day with appropriate activities and events to recognize and support the brave men and women who undertake the difficult and sometimes unattainable pledge to protect and serve the public."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron offered **House Amendment No. 1 to House Amendment No. 12.**

House Amendment No. 1
to
House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 7, by inserting after all of said line the following:

"Further amend said bill and page, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. The sixteenth of April 2022 is hereby designated as "David L. Baker Day" in Missouri."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGill	Owen
Patterson	Perkins	Pike	Plocher	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 019

Cupps	Dogan	Grier	Henderson	Hovis
Kidd	McDaniel	McGaugh	Morse	Murphy
O'Donnell	Pietzman	Pollitt 52	Pollock 123	Price IV
Roden	Schnelting	Schroer	Toalson Reisch	

VACANCIES: 001

On motion of Representative Schwadron, **House Amendment No. 1 to House Amendment No. 12** was adopted.

HCS SB 72, as amended, with House Amendment No. 12, as amended, pending, was laid over.

Speaker Vescovo assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 349**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS#2 SB 26, as amended**.

Senators: Eigel, Hoskins, Brattin, Williams, Roberts

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SBs 53 & 60, as amended**.

Senators: Luetkemeyer, Onder, White, Rizzo, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 226, as amended**.

Senators: Koenig, O'Laughlin, Eigel, Arthur, Roberts

Representative Taylor (139) resumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 72, as amended, with House Amendment No. 12, as amended, pending, relating to state designations, was again taken up by Representative Smith (155).

Representative Windham offered **House Amendment No. 2 to House Amendment No. 12**.

*House Amendment No. 2
to
House Amendment No. 12*

AMEND House Amendment No. 12 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 7, by inserting after all of said line the following:

"Further amend said bill and page, Section 9.301, Line 4, by inserting after all of said section and line the following:

"9.306. May first of each year is hereby designated as "Walthall Moore Day" in Missouri. Citizens of this state are encouraged to engage in appropriate events and activities to honor the life and work of the first African American to serve in the Missouri general assembly."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Windham, **House Amendment No. 2 to House Amendment No. 12** was adopted.

On motion of Representative Davis, **House Amendment No. 12, as amended**, was adopted.

Representative Unsicker offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said line and section the following:

"Section 1. May seventeenth of each year shall be designated "State Worker Day" in Missouri to recognize the hard work done by state employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Hill	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Lewis 6	Lovasco	Mayhew	McGirt

Murphy	O'Donnell	Owen	Patterson	Pike
Plocher	Porter	Pouche	Railsback	Reedy
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Cupps	Dogan	Gregory 96	Grier
Henderson	Hicks	Houx	Hovis	Kidd
Knight	McDaniel	McGaugh	Morse	Perkins
Person	Pietzman	Pollitt 52	Pollock 123	Price IV
Richey	Roden	Schnelting	Schroer	Smith 163
Stevens 46	Toalson Reisch			

VACANCIES: 001

Representative Unsicker moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Clemens offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section A, Line 2, by inserting after all of said line the following:

"9.280. July second of each year shall be known and designated as "Mormon War Remembrance Day" in honor and recognition of the ten thousand members of the Mormon church who were subjected to injustice and undue suffering through executive order 44 by Governor Lilburn Boggs and the Mormon War in 1838."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Collins offered **House Amendment No. 1 to House Amendment No. 14**.

House Amendment No. 1
to
House Amendment No. 14

AMEND House Amendment No. 14 to House Committee Substitute for Senate Bill No. 72, Page 1, Line 7, by inserting after said line the following:

"Further amend said bill and page, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. The month of August each year is hereby designated as "Homelessness Awareness Month" in Missouri. Citizens of the state are encouraged to engage in appropriate events and activities with organizations that work to end homelessness to spread awareness about homelessness."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Davis	DeGroot
Derges	Dinkins	Eggleston	Evans	Fishel
Fitzwater	Francis	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Hill
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Lovasco	Mayhew	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	

NOES: 040

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 27	Burnett	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 038

Aldridge	Baker	Bangert	Black 7	Bland Manlove
Brown 70	Burton	Cupps	Davidson	Deaton
Dogan	Falkner	Gregory 51	Gregory 96	Grier

Henderson	Hicks	Houx	Hovis	Knight
McCreery	McDaniel	McGaugh	Morse	Pietzman
Plocher	Pollitt 52	Pollock 123	Price IV	Proudie
Roden	Rone	Schnelting	Schroer	Smith 163
Stevens 46	Toalson Reisch	Mr. Speaker		

VACANCIES: 001

On motion of Representative Collins, **House Amendment No. 1 to House Amendment No. 14** was adopted.

On motion of Representative Clemens, **House Amendment No. 14, as amended**, was adopted.

Representative Mackey offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 9.301, Line 4, by inserting after all of said line the following:

"10.235. The corn dog is selected for and shall be known as the official food of the Missouri State Fair."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mackey moved that **House Amendment No. 15** be adopted.

Which motion was defeated.

Representative Gunby offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 10.240, Line 2, by inserting after all of said section and line the following:

"Section 1. The thirteenth of January each year is hereby designated as "Walter Cronkite Day" in Missouri. The citizens of the state are encouraged to participate in activities to recognize the life and accomplishments of this broadcast journalist."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gunby moved that **House Amendment No. 16** be adopted.

Which motion was defeated.

Representative Billington offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Bill No. 72, Page 1, Section 9.301, Line 4, by inserting after all of said section and line the following:

"9.319. January twelfth each year is hereby designated as "Rush Limbaugh Day" in Missouri. Citizens of this state are encouraged to celebrate the day by participating in appropriate events and activities to remember the life of the famous Missourian and groundbreaking radio host."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	

NOES: 038

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Butz	Collins	Doll	Fogle
Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Nurrenbern	Person	Proudie
Quade	Rogers	Rowland	Sauls	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 030

Bailey	Bangert	Brown 70	Burton	Clemens
Cupps	Ellebracht	Francis	Gregory 51	Grier
Hill	Houx	Hovis	Johnson	Knight

McDaniel	Morse	Mosley	Phifer	Pietzman
Pollitt 52	Pollock 123	Price IV	Schnelting	Schroer
Sharp 36	Smith 155	Toalson Reisch	Unsicker	Mr. Speaker

VACANCIES: 001

On motion of Representative Billington, **House Amendment No. 17** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 094

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hill	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Lewis 6	Mayhew	McGaugh	McGirt
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Riley
Rogers	Rowland	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 002

Hannegan	Lovasco
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ABSENT WITH LEAVE: 017

Black 137	Cupps	Davidson	Gregory 51	Grier
Houx	Hovis	Kidd	Knight	McDaniel
Morse	Pietzman	Pollitt 52	Price IV	Schnelting
Schroer	Toalson Reisch			

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Ruth	Sander	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 044

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 001

Windham

ABSENT WITH LEAVE: 020

Aldridge	Aune	Cupps	Davidson	Gregory 51
Grier	Houx	Hovis	Knight	McDaniel
Morse	Pietzman	Pollitt 52	Price IV	Rone
Schnelting	Schroer	Smith 67	Thompson	Toalson Reisch

VACANCIES: 001

On motion of Representative Smith (155), **HCS SB 72, as amended**, was adopted.

On motion of Representative Smith (155), **HCS SB 72, as amended**, was read the third time and passed by the following vote:

AYES: 096

Andrews	Appelbaum	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davis	Deaton	DeGroot
Derges	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 96
Griesheimer	Griffith	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Hudson
Hurlbert	Kalberloh	Kelly 141	Kidd	Lovasco
Mayhew	McCreery	McGaugh	McGill	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 031

Anderson	Aune	Barnes	Brown 27	Burnett
Burton	Butz	Clemens	Doll	Fogle
Gray	Johnson	Kelley 127	Lewis 25	Lewis 6
Mackey	Merideth	Murphy	Nurrenbern	Person
Proudie	Quade	Rogers	Rowland	Smith 45
Smith 67	Stevens 46	Terry	Walsh Moore 93	Weber
Windham				

PRESENT: 015

Adams	Aldridge	Bangert	Baringer	Bland Manlove
Bosley	Brown 70	Gregory 51	Ingle	Mosley
Sauls	Sharp 36	Turnbaugh	Unsicker	Young

ABSENT WITH LEAVE: 020

Cupps	Davidson	Dinkins	Grier	Gunby
Haden	Houx	Hovis	Knight	McDaniel
Morse	Phifer	Pietzman	Pollitt 52	Pollock 123
Price IV	Schnelting	Schroer	Toalson Reisch	Veit

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman

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Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes	Cupps	Davidson	Gray	Grier
Houx	Hovis	Knight	McDaniel	Morse
Murphy	Pietzman	Pollitt 52	Pollock 123	Price IV
Schnelting	Schroer	Smith 67	Toalson Reisch	

VACANCIES: 001

The emergency clause was defeated by the following vote:

AYES: 035

Adams	Aldridge	Anderson	Appelbaum	Atchison
Bailey	Bangert	Baringer	Barnes	Black 137
Bland Manlove	Brown 27	Brown 70	Burnett	Clemens
Davis	Dogan	Gunby	Haley	Ingle
Lewis 25	McCreery	Nurrenbern	Owen	Phifer
Reedy	Roden	Rowland	Sauls	Schroer
Shields	Stephens 128	Unsicker	Walsh Moore 93	Wright

NOES: 102

Andrews	Baker	Basye	Billington	Black 7
Boggs	Bosley	Bromley	Brown 16	Buchheit-Courtway
Burger	Burton	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Deaton	DeGroot	Derges	Dinkins

Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hardwick	Henderson	Hicks	Hill	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Merideth	Murphy	O'Donnell	Patterson	Perkins
Person	Pike	Plocher	Pollock 123	Porter
Pouche	Proudie	Railsback	Richey	Riggs
Riley	Roberts	Rogers	Rone	Ruth
Sander	Sassmann	Schwadron	Seitz	Sharpe 4
Shaul	Simmons	Smith 155	Smith 163	Smith 45
Stacy	Stevens 46	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	Weber	West	Wiemann
Windham	Mr. Speaker			

PRESENT: 008

Fogle	Johnson	Mackey	Mosley	Quade
Sharp 36	Terry	Young		

ABSENT WITH LEAVE: 017

Aune	Cupps	Davidson	Gray	Grier
Houx	Hovis	Knight	McDaniel	Morse
Pietzman	Pollitt 52	Price IV	Schnelting	Smith 67
Toalson Reisch	Turnbaugh			

VACANCIES: 001

BILLS IN CONFERENCE

SS#2 SCS HCS HB 271, as amended, relating to local government, was taken up by Representative Wiemann.

Representative Wiemann moved that the House conferees be allowed to exceed the differences on **SS#2 SCS HCS HB 271, as amended**, in Section 386.800 and Section 394.020.

Which motion was adopted.

Speaker Vescovo resumed the chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SCS SBs 53 & 60, as amended: Representatives Roberts, Evans, Hill, Ellebracht, and Sauls

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 1141 & 1067, as amended, with House Amendment No. 1 to House Amendment No. 3 and House Amendment No. 3, pending, HCS HBs 1222 & 1342, HB 1349, HB 1363, HCS HB 1139, HB 36, HB 61, HCS HB 86, HCS HB 245, HB 308, HCS HB 323, HCS HBs 359 & 634, HB 390, HB 396, HCS HB 673, HCS HB 754, HCS HB 755, HCS HB 760, HB 769, HB 851, HCS HB 925, HB 931, HB 996, HB 1156, HB 1162, HB 1178, HB 1345, HB 920, HCS HB 1095, HB 143, HB 161, HCS HB 214, HCS HB 229, HB 318, HB 469, HCS HB 555, HCS HB 1016, HB 1200, HCS HB 577, HB 92, and HB 491 were placed back on the House Bills for Perfection Calendar.

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SB 38**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Sauls and Taylor (139)

Noes (0)

Absent (3): Cupps, Patterson and Richey

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SCS SB 40**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Fitzwater, Gregory (51), Griesheimer, Haffner, Hicks, Mosley and Taylor (139)

Noes (4): Aune, Fogle, McCreery and Sauls

Absent (3): Cupps, Patterson and Richey

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 46**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Fitzwater, Gregory (51), Griesheimer, Haffner, Hicks, Sauls and Taylor (139)

Noes (4): Aune, Fogle, McCreery and Mosley

Absent (3): Cupps, Patterson and Richey

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schwadron and Trent

Noes (2): Merideth and Weber

Absent (5): Ingle, Rogers, Schnelting, Schroer and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 128**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Rogers, Ruth, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (4): Ingle, Merideth, Schnelting and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 231**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schwadron and Trent

Noes (2): Merideth and Weber

Absent (5): Ingle, Rogers, Schnelting, Schroer and Sharp (36)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SCS SB 57**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Cupps, McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SCS SB 202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (3): Bosley, Ingle and Mackey

Absent (3): Cupps, McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Cupps, McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 377**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Cupps, McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 457**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Cupps, McDaniel and Phifer

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 16**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141) and Rogers

Noes (2): Aune and Proudie

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 29**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 78**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Kelly (141)

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 283**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Griesheimer and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 323**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141) and Rogers

Noes (2): Aune and Proudie

Absent (2): Griesheimer and Richey

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Rusty Black
Representative Ingrid Burnett
Representative Kevin Windham

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Bill Eigel
Senator Lauren Arthur
Senator Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 3**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3.
2. That the House recede from its position on House Committee Substitute for House Bill No. 3.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Rusty Black
/s/ Representative Ingrid Burnett
Representative Kevin Windham

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Denny Hoskins
/s/ Senator Lauren Arthur
/s/ Senator Karla May

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 4**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4.
2. That the House recede from its position on House Committee Substitute for House Bill No. 4.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Sara Walsh
/s/ Representative Peter Merideth
/s/ Representative Rasheen Aldridge

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Jeanie Riddle
/s/ Senator Lauren Arthur
/s/ Senator Greg Razer

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 5**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 5.
2. That the House recede from its position on House Committee Substitute for House Bill No. 5.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Brad Hudson
/s/ Representative Ashley Bland Manlove
/s/ Representative Maggie Nurrenbern

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Denny Hoskins
/s/ Senator Lauren Arthur
/s/ Senator Brian Williams

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 6**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 6.

2. That the House recede from its position on House Committee Substitute for House Bill No. 6.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Scott Cupps
/s/ Representative Peter Merideth
/s/ Representative LaKeySha Bosley

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Sandy Crawford
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 7**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 7.
2. That the House recede from its position on House Committee Substitute for House Bill No. 7.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Scott Cupps
/s/ Representative Peter Merideth
/s/ Representative LaKeySha Bosley

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Mike Cierpiot
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 8**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 8, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 8.
2. That the House recede from its position on House Committee Substitute for House Bill No. 8.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Sara Walsh
/s/ Representative Peter Merideth
/s/ Representative Rasheen Aldridge

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Tony Luetkemeyer
/s/ Senator Lauren Arthur
/s/ Senator Karla May

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 9**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 9.

2. That the House recede from its position on House Committee Substitute for House Bill No. 9.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Sara Walsh
/s/ Representative Peter Merideth
/s/ Representative Rasheen Aldridge

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Karla Eslinger
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 10**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10.
2. That the House recede from its position on House Committee Substitute for House Bill No. 10.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Doug Richey
/s/ Representative Betsy Fogle
/s/ Representative Sarah Unsicker

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Denny Hoskins
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 12**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 12.
2. That the House recede from its position on House Committee Substitute for House Bill No. 12.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Brad Hudson
/s/ Representative Peter Merideth
/s/ Representative Maggie Nurrenbern

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Justin Brown
/s/ Senator Lauren Arthur
/s/ Senator John Rizzo

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 273**

The Conference Committee appointed on Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 273, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 273, as amended;

2. That the House recede from its position on House Bill No. 273;
3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 273, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Tom Hannegan
/s/ Representative Phil Christofanelli
/s/ Representative Jeff Knight
/s/ Representative Richard Brown
/s/ Representative Patty Lewis

FOR THE SENATE:

/s/ Senator Jeanie Riddle
/s/ Senator Rick Brattin
/s/ Senator Karla Eslinger
/s/ Senator Lauren Arthur
/s/ Senator Greg Razer

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 843 - Crime Prevention
HB 844 - Crime Prevention
HB 1263 - Crime Prevention

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 7 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SB 44 - Fiscal Review
SS SB 45 - Fiscal Review
HCS SS SB 64 - Fiscal Review
SCS SB 272 - Fiscal Review
SS SB 317 - Judiciary

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS#2 SCS HB 273, as amended - Fiscal Review

RECESS

On motion of Representative Plocher, the House recessed until such time as **CCR SCS HCS HB 2** through **CCR SCS HCS HB 12**, and **CCR SCS HCS HB 15** are distributed or 10:00 p.m., whichever is earlier, and then stand adjourned until 10:00 a.m., Friday, May 7, 2021.

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 11**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11.
2. That the House recede from its position on House Committee Substitute for House Bill No. 11.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Doug Richey
/s/ Representative Betsy Fogle
/s/ Representative Sarah Unsicker

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Tony Luetkemeyer
/s/ Senator Barbara Washington
/s/ Senator Karla May

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 15**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 15, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 15.
2. That the House recede from its position on House Committee Substitute for House Bill No. 15.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Doug Richey
/s/ Representative Peter Merideth
/s/ Representative Sarah Unsicker

FOR THE SENATE:

/s/ Senator Dan Hegeman
/s/ Senator Lincoln Hough
/s/ Senator Sandy Crawford
/s/ Senator Lauren Arthur
/s/ Senator Brian Williams

ADJOURNMENT

Pursuant to the motion of Representative Plocher, the House adjourned until 10:00 a.m., Friday, May 7, 2021.

COMMITTEE HEARINGS

CRIME PREVENTION

Monday, May 10, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 843, HB 844, HB 1263

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Friday, May 7, 2021, 9:00 AM, House Hearing Room 7.

Executive session will be held: SS SB 327

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 7, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 10, 2021, 11:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Revenue bond approval.

Some portions of the meeting may be closed pursuant to Section 610.021.

LEGISLATIVE REVIEW

Friday, May 7, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HCS SS SCS SB 289

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 7, 2021, 12:15 PM or upon adjournment of Rules - Legislative Oversight (whichever is later), House Hearing Room 3.

Executive session will be held: HCS SB 38, HCS SCS SB 40, HCS SS SB 46

Executive session may be held on any matter referred to the committee.

Removing SB 57, SB 202, SB 272, SB 377 and SB 457.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Friday, May 7, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HCS SS SCS SB 4, SS#2 SCS SBs 51 & 42, HCS SS SB 89, SS SCS SB 126, SS#2 SCS SB 262

Executive session may be held on any matter referred to the committee.

Removing SCR 16, SB 29, SB 78, SB 283, SB 323 and SB 212.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-SEVENTH DAY, FRIDAY, MAY 7, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington

HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins

HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652 - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 27, (Fiscal Review 5/5/21), E.C. - Baker
SS SB 63, (Fiscal Review 5/5/21) - Smith (155)
HCS SB 9 - Fitzwater
HCS SS SB 44, (Fiscal Review 5/6/21) - Wallingford
SS SB 45, (Fiscal Review 5/6/21) - Wiemann
HCS SS SB 64, (Fiscal Review 5/6/21), E.C. - Christofanelli

HCS SB 86 - Baker
SS SB 258 - Griffith
SCS SB 272, (Fiscal Review 5/6/21) - Mosley

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 22 - Grier
HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 365, E.C. - Murphy
HS HCS SCS SB 520, (Fiscal Review 5/5/21) - Ruth
HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SS SCS SB 152, E.C. - Christofanelli
HCS SS SCS SB 289, (Legislative Review 5/6/21) - Copeland
HCS SS SB 333 - Baker
HCS SCS SB 403, E.C. - Patterson

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2, with HA 1, pending - Murphy
SCR 7, (Fiscal Review 5/6/21) - Black (7)

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
SCS HCS HB 18 - Smith (163)
SS SCS HCS HB 19 - Smith (163)
SCS HCS HB 13 - Smith (163)
SS SCS HCS HB 697, as amended, (Fiscal Review 5/4/21) - DeGroot

BILLS IN CONFERENCE

CCR SS SCS HCS HB 2 - Smith (163)
CCR SS SCS HCS HB 3 - Smith (163)
CCR SS SCS HCS HB 4 - Smith (163)
CCR SCS HCS HB 5 - Smith (163)
CCR SCS HCS HB 6 - Smith (163)
CCR SCS HCS HB 7 - Smith (163)
CCR SCS HCS HB 8 - Smith (163)
CCR SCS HCS HB 9 - Smith (163)
CCR SS SCS HCS HB 10 - Smith (163)
CCR SS SCS HCS HB 11 - Smith (163)
CCR SCS HCS HB 12 - Smith (163)
SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 - Knight
CCR SCS HCS HB 15 - Smith (163)
SS#2 SCS HCS HB 271, as amended (exceeded differences), E.C. - Wiemann

CCR SS#2 SCS HB 273, as amended (Senate exceeded differences), (Fiscal Review 5/6/21) - Hannegan

HCS SB 226, as amended, E.C. - Christofanelli

HCS SS#2 SB 26, as amended, E.C. - Schroer

HCS SS SB 141, as amended - Black (137)

HCS SS SCS SBs 53 & 60, as amended, E.C. - Roberts

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-SEVENTH DAY, Friday, May 7, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

In God we live, and move, and have our being. (Acts 17:28)

O Amazing God, who is the source of true spiritual light and life, whose glory is visible throughout all our state, and without whom no one can live, make us one with You as we move rapidly through the experiences of this day in this historic chamber. By ourselves we are not adequate for our daily tasks, but with You we are made ready for every responsibility and equal to every challenge. This day, help us to think, and to think clearly; help us to speak, and to speak wisely; help us to live, and to live faithfully. May we always do our very best and then leave the results with You and our good citizens as we vote on the budget today.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-sixth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS#2 SCS HB 273, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS**

SB 27, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (1): Baringer

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 44**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 45**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fitzwater, Richey, Terry and Wiemann

Noes (3): Eggleston, Griesheimer and Walsh (50)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 64**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (1): Walsh (50)

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS SCS SB 520**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Eggleston

BILLS IN CONFERENCE

CCR SCS HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 15** was adopted by the following vote:

AYES: 142

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 45	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Young	Mr. Speaker			

NOES: 002

Davis Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Baker	Bland Manlove	Hicks	McDaniel
Morse	Mosley	Person	Pietzman	Price IV

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Proudie	Reedy	Roden	Schnelting	Simmons
Smith 67	Thomas	Wright		

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 15** was read the third time and passed by the following vote:

AYES: 145

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Quade	Railsback	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stevens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 002

Davis	Lovasco
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PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Baker	Bland Manlove	Hicks	McDaniel
Morse	Person	Pietzman	Price IV	Proudie
Reedy	Roden	Schnelting	Simmons	Thomas

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SS SCS HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	DeGroot	Hicks	McDaniel
Morse	Pietzman	Price IV	Schnelting	Thomas

VACANCIES: 001

On motion of Representative Smith (163), **CCR SS SCS HCS HB 2** was adopted by the following vote:

AYES: 104

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Davis
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Barnes	Bland Manlove	DeGroot	Hicks
McDaniel	Morse	Pietzman	Price IV	Schnelting
Thomas				

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 2** was read the third time and passed by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 049

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Davis	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Kidd	Lewis 25
Lovasco	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Bland Manlove	Hicks	McDaniel	Morse
Pietzman	Price IV	Schnelting		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SS SCS HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Proudie	Quade
Rogers	Rowland	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Bailey	Bland Manlove	Brown 70	Derges
Hicks	Knight	Mackey	McDaniel	Morse
Perkins	Pietzman	Price IV	Roden	Rone
Sauls	Schnelting	Taylor 48		

VACANCIES: 001

On motion of Representative Smith (163), **CCR SS SCS HCS HB 3** was adopted by the following vote:

AYES: 118

Andrews	Atchison	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mackey	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 034

Adams	Anderson	Appelbaum	Aune	Brown 27
Burnett	Burton	Clemens	Davis	Doll
Fogle	Gray	Johnson	Lewis 25	Lovasco
McCreery	Merideth	Mosley	Nurrenbern	Person
Proudie	Quade	Rogers	Rowland	Sharp 36
Smith 45	Smith 67	Stevens 46	Terry	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Collins	Derges	Hicks
McDaniel	Morse	Pietzman	Price IV	Schnelting

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 3** was read the third time and passed by the following vote:

AYES: 115

Andrews	Atchison	Bailey	Baker	Bangert
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 70
Buchheit-Courtway	Burger	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland

Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Mackey	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Windham	Wright	Mr. Speaker

NOES: 037

Adams	Anderson	Appelbaum	Aune	Baringer
Brown 27	Burnett	Burton	Clemens	Collins
Davis	Doll	Fogle	Gray	Johnson
Lewis 25	Lovasco	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Proudie	Quade
Rogers	Rowland	Sharp 36	Smith 45	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Derges	Hicks	McDaniel
Morse	Pietzman	Price IV	Roden	Schnelting

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SS SCS HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Taylor (139) raised a point of order that a member was in violation of Rule 84.

The Chair advised members to confine their comments to the question under debate.

On motion of Representative Smith (163), **CCR SS SCS HCS HB 4** was adopted by the following vote:

AYES: 128

Anderson	Andrews	Appelbaum	Atchison	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Windham	Wright	Mr. Speaker		

NOES: 022

Adams	Brown 27	Burton	Clemens	Collins
Davis	Doll	Gray	Gunby	Johnson
Lewis 25	Mosley	Person	Proudie	Rowland
Sharp 36	Smith 45	Stevens 46	Terry	Walsh Moore 93
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Baker	Bland Manlove	Derges	Gregory 51
Hicks	McDaniel	Morse	Pietzman	Pouche
Price IV	Schnelting			

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 4** was read the third time and passed by the following vote:

AYES: 119

Andrews	Appelbaum	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger

Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 034

Adams	Anderson	Brown 27	Burnett	Burton
Clemens	Collins	Davis	Doll	Fogle
Gray	Gunby	Johnson	Lewis 25	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sharp 36
Smith 45	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bland Manlove	Derges	Hicks	McDaniel
Morse	Pietzman	Price IV	Schnelting	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SCS HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 5** was adopted by the following vote:

AYES: 121

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Basye	Billington
Black 137	Black 7	Boggs	Bosley	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McGaugh	McGill	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roden	Rone	Ruth
Sander	Sassmann	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Windham	Wright
Mr. Speaker				

NOES: 030

Adams	Appelbaum	Barnes	Brown 27	Burnett
Burton	Clemens	Davis	Doll	Ellebracht
Gray	Gunby	Lewis 25	McCreery	Merideth
Mosley	Person	Phifer	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 45	Stevens 46
Terry	Turnbaugh	Walsh Moore 93	Weber	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Derges	Fogle	Hicks
McDaniel	Morse	Pietzman	Price IV	Roberts
Schnelting				

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 5** was read the third time and passed by the following vote:

AYES: 127

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger

Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mackey	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 67	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 023

Adams	Appelbaum	Brown 27	Burton	Clemens
Davis	Doll	Fogle	Gray	Gunby
Lewis 25	McCreery	Merideth	Mosley	Nurrenbern
Phifer	Quade	Sauls	Smith 45	Stevens 46
Unsicker	Walsh Moore 93	Weber		

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Derges	Hicks	Johnson
McDaniel	Morse	Person	Pietzman	Price IV
Schnelting	Smith 163			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SCS HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 6** was adopted by the following vote:

AYES: 152

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bland Manlove	Derges	Hicks	McDaniel
Morse	Pietzman	Price IV	Schnelting	

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 6** was read the third time and passed by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton

Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Derges	Hicks	McDaniel
Morse	Perkins	Pietzman	Price IV	Schnelting

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Speaker Pro Tem Wiemann assumed the Chair.

CCR SCS HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Speaker Vescovo resumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wright	Mr. Speaker	

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Baker	Bland Manlove	Derges	Hicks
McDaniel	Morse	Pietzman	Pollock 123	Price IV
Schnelting	Smith 67	Wiemann		

VACANCIES: 001

On motion of Representative Smith (163), **CCR SCS HCS HB 7** was adopted by the following vote:

AYES: 146

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick

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Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 002

Davis	Lovasco
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PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Bland Manlove	Bromley	Derges	Hicks
McDaniel	Morse	Nurrenbern	Pietzman	Pollock 123
Price IV	Reedy	Schnelting	Taylor 139	

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 7** was read the third time and passed by the following vote:

AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis

Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 002

Davis Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Derges	Francis	Hicks
Mayhew	McDaniel	Morse	Pietzman	Pollock 123
Price IV	Schnelting			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SCS HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 8** was adopted by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans

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Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGirl	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Derges	Hicks	McDaniel
Morse	Pietzman	Pollock 123	Price IV	Schnelting

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 8** was read the third time and passed by the following vote:

AYES: 150

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGirl	Merideth	Mosley	Murphy

Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Coleman 32	Derges	Hicks
McDaniel	Morse	Pietzman	Pollock 123	Price IV
Schnelting				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SCS HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 9** was adopted by the following vote:

AYES: 150

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx

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Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Derges	Hicks	Lewis 6
McDaniel	Morse	Pietzman	Pollock 123	Price IV
Schnelting				

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 9** was read the third time and passed by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley

Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Derges	Hicks	McDaniel
Morse	Pietzman	Pollock 123	Price IV	Schnelting

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SS SCS HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche

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Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 043

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Rowland	Sauls	Smith 45
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Appelbaum	Bosley	Hicks	McDaniel
Morse	Pietzman	Pollock 123	Price IV	Schnelting
Sharp 36	Smith 67			

VACANCIES: 001

On motion of Representative Smith (163), **CCR SS SCS HCS HB 10** was adopted by the following vote:

AYES: 141

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharpe 4

Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 011

Barnes	Clemens	Davis	Ellebracht	Gunby
Johnson	Mosley	Person	Proudie	Rogers
Stevens 46				

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Appelbaum	Hicks	McDaniel	Morse
Pietzman	Pollock 123	Price IV	Schnelting	Sharp 36

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 10** was read the third time and passed by the following vote:

AYES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 047

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins

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Davis	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Appelbaum	Hicks	McDaniel	Morse
Pietzman	Pollock 123	Price IV	Schnelting	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SS SCS HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Anderson	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Rowland
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Windham	Wright	Mr. Speaker

NOES: 038

Adams	Aune	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Doll
Fogle	Gray	Gunby	Ingle	Lewis 25
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Sauls	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Appelbaum	Chipman	Gregory 51	Hicks
Mackey	McDaniel	Morse	Pietzman	Pollock 123
Price IV	Roden	Schnelting	Schroer	

VACANCIES: 001

On motion of Representative Smith (163), **CCR SS SCS HCS HB 11** was adopted by the following vote:

AYES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 043

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Davis	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth

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Nurrenbern	Person	Phifer	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 45
Smith 67	Stevens 46	Terry	Turnbaugh	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Appelbaum	Bland Manlove	Hicks	McDaniel
Morse	Mosley	Pietzman	Pollock 123	Price IV
Roden	Schnelting	Schroer		

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 11** was read the third time and passed by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 046

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Davis
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 45	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Appelbaum	Hicks	McDaniel	Morse
Pietzman	Pollock 123	Price IV	Roden	Schnelting
Schroer				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

CCR SCS HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 12** was adopted by the following vote:

AYES: 146

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul

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Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Burger	Coleman 32	Gray
Griesheimer	Hicks	McDaniel	Morse	Pietzman
Pollock 123	Price IV	Roden	Schnelting	Schroer

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 12** was read the third time and passed by the following vote:

AYES: 147

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 014

Adams	Aldridge	Appelbaum	Coleman 32	Gray
Hicks	McDaniel	Morse	Pietzman	Pollock 123
Price IV	Roden	Schnelting	Schroer	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **SCS HCS HB 13** was adopted by the following vote:

AYES: 146

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul

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Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Coleman 32	Gray	Hicks
Knight	McDaniel	Morse	Murphy	Pietzman
Pollock 123	Price IV	Roden	Schnelting	Schroer

VACANCIES: 001

On motion of Representative Smith (163), **SCS HCS HB 13** was truly agreed to and finally passed by the following vote:

AYES: 148

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Appelbaum	Coleman 32	Gray	Hicks
Knight	McDaniel	Morse	Pietzman	Pollock 123
Price IV	Schnelting	Schroer		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SCS HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the fiscal period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **SCS HCS HB 18** was adopted by the following vote:

AYES: 147

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander

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Sassmann	Sauls	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 002

Davis Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Appelbaum	Coleman 32	Gray	Hicks
Knight	McDaniel	Morse	Pietzman	Pollock 123
Price IV	Schnelting	Schroer		

VACANCIES: 001

On motion of Representative Smith (163), **SCS HCS HB 18** was truly agreed to and finally passed by the following vote:

AYES: 147

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Appelbaum	Coleman 32	DeGroot	Gray
Hicks	Knight	McDaniel	Morse	Pietzman
Pollock 123	Price IV	Schnelting	Schroer	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SS SCS HCS HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment, planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **SS SCS HCS HB 19** was adopted by the following vote:

AYES: 098

Andrews	Atchison	Baker	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

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NOES: 045

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Coleman 97	Collins
Davis	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 002

Bosley	Windham
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ABSENT WITH LEAVE: 017

Aldridge	Appelbaum	Bailey	Black 7	Coleman 32
Gray	Hicks	Knight	McDaniel	Morse
Pietzman	Pollock 123	Price IV	Roden	Schnelting
Schroer	Smith 67			

VACANCIES: 001

On motion of Representative Smith (163), **SS SCS HCS HB 19** was truly agreed to and finally passed by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 045

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Christofanelli	Clemens	Coleman 97
Collins	Davis	Doll	Ellebracht	Gunby
Ingle	Johnson	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person

Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 003

Bosley	Fogle	Windham
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ABSENT WITH LEAVE: 014

Aldridge	Appelbaum	Coleman 32	Gray	Hicks
Knight	McDaniel	Morse	Pietzman	Pollock 123
Price IV	Schnelting	Schroer	Smith 67	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 26**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Coleman (32), Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (2): McGaugh and Schwadron

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was returned **SS SB 327**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (2): Cupps and Hicks

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SB 93**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

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Ayes (12): Appelbaum, Buchheit-Courtway, Collins, Haden, Johnson, Lewis (25), Pollock (123), Seitz, Stephens (128), Thomas, Wallingford and Wright

Noes (0)

Absent (3): Cook, Smith (155) and Stevens (46)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Coleman (97), Davis, Ellebracht, Evans, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (1): Anderson

Absent (2): Mackey and Schroer

Mr. Speaker: Your Committee on Judiciary, to which was returned **SCS SB 91**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Coleman (97), Ellebracht, Evans, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (1): Davis

Absent (2): Mackey and Schroer

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 38**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 40**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Dogan, Ingle, Mackey and Phifer

Absent (2): Bosley and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 46**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (2): Bosley and McDaniel

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (1): Hill

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 89**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (2): Bailey and Hill

Present (1): Proudie

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#2 SCS SB 262**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Basye, Christofanelli, Griesheimer, Kelly (141), Proudie and Rogers

Noes (4): Bailey, Haffner, Hill and Richey

Absent (0)

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SB 4 - Fiscal Review

HCS SB 5 - Fiscal Review

HCS SB 38 - Fiscal Review

SS#2 SCS SB 262 - Fiscal Review

HCS SB 323 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS#2 SB 26, as amended**.

Senators: Eigel, Brattin, Hoskins, Washington, Roberts

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **SS#2 SCS HCS HB 271, as amended**, on Sections 394.020 and 386.800.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 15** and has taken up and passed **CCS SCS HCS HB 15**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 2** and has taken up and passed **CCS SS SCS HCS HB 2**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 3** and has taken up and passed **CCS SS SCS HCS HB 3**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 4** and has taken up and passed **CCS SS SCS HCS HB 4**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 5** and has taken up and passed **CCS SCS HCS HB 5**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 6** and has taken up and passed **CCS SCS HCS HB 6**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 7** and has taken up and passed **CCS SCS HCS HB 7**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 8** and has taken up and passed **CCS SCS HCS HB 8**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 9** and has taken up and passed **CCS SCS HCS HB 9**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 10** and has taken up and passed **CCS SS SCS HCS HB 10**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 11** and has taken up and passed **CCS SS SCS HCS HB 11**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 12** and has taken up and passed **CCS SCS HCS HB 12**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 17**.

The following member's presence was noted: Aldridge.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 2:00 p.m., Monday, May 10, 2021.

COMMITTEE HEARINGS

CRIME PREVENTION

Monday, May 10, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 843, HB 844, HB 1263

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, May 10, 2021, 1:45 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 11, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 12, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 13, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 14, 2021, 8:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 10, 2021, 11:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Revenue bond approval.

Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL

Monday, May 10, 2021, immediately following the Joint Committee on Legislative Research hearing, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Personnel subcommittee meeting. Some portions of the meeting may be closed pursuant to Section 610.021(3).

JUDICIARY

Monday, May 10, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: SS SB 317

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 10, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HCS#2 SCS SB 91, HCS#2 SS SB 327, SCR 6

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, May 10, 2021, upon adjournment of Rules - Administrative Oversight, House Hearing Room 3.

Executive session will be held: SS#2 SCS SBs 51 & 42, SS SCS SB 126, HCS SB 128, SB 231, HCS SCR 4

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, May 11, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 12, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 13, 2021, 9:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 14, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-EIGHTH DAY, MONDAY, MAY 10, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli

HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot

HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 1295 - Andrews
HCS HB 601 - Rone
HB 1032 - Busick
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson

HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 652 - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 27, E.C. - Baker
SS SB 63 - Smith (155)
HCS SB 9 - Fitzwater
HCS SS SB 44 - Wallingford
SS SB 45 - Wiemann
HCS SS SB 64, E.C. - Christofanelli
HCS SB 86 - Baker
SS SB 258 - Griffith
SCS SB 272, (Fiscal Review 5/6/21) - Mosley
HCS SS SCS SB 4, (Fiscal Review 5/7/21), E.C. - Francis
HCS SB 5, (Fiscal Review 5/7/21), E.C. - Ruth
HCS SB 38, (Fiscal Review 5/7/21) - Griesheimer
SS#2 SCS SB 262, (Fiscal Review 5/7/21), E.C. - Ruth
HCS SB 323, (Fiscal Review 5/7/21) - Wallingford

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 22 - Grier
HCS SS SCS SBs 153 & 97 - Eggleston
HCS SB 365, E.C. - Murphy
HS HCS SCS SB 520 - Ruth
HCS SS SCS SB 43, E.C. - Kelley (127)
HCS SS SCS SB 152, E.C. - Christofanelli
HCS SS SCS SB 289, (Legislative Review 5/6/21) - Copeland
HCS SS SB 333 - Baker
HCS SCS SB 403, E.C. - Patterson

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2, with HA 1, pending - Murphy
SCR 7 - Black (7)

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
SS SCS HCS HB 697, as amended, (Fiscal Review 5/4/21) - DeGroot

BILLS IN CONFERENCE

SB 37, with HA 1, HA 2, HA 3, HA 4, HA 5, and HA 6 - Knight
SS#2 SCS HCS HB 271, as amended (exceeded differences), E.C. - Wiemann
CCR SS#2 SCS HB 273, as amended (Senate exceeded differences) - Hannegan
HCS SB 226, as amended, E.C. - Christofanelli
HCS SS#2 SB 26, as amended, E.C. - Schroer
HCS SS SB 141, as amended - Black (137)
HCS SS SCS SBs 53 & 60, as amended, E.C. - Roberts

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-NINTH DAY, MONDAY, APRIL 26, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Allen Andrews.

Holy and Almighty God, as we humbly stand in Your presence today, we the members of Missouri's 101st General Assembly worship and praise Your glorious name. You are the Alpha and Omega, the First and the Last, the Beginning and the End, the King of Kings and Lord of Lords. You are the Living Water and the Bread of Life, the Prince of Peace and the Great I AM. At the sound of Your great name, the sick are healed, the lost are saved, and tears are wiped away. You are the resurrection and the life, and through the precious name of Jesus we find hope and life everlasting. We give all glory and honor to You as there is none like You, O God.

May we follow Your example and clothe ourselves with compassion, kindness, humility, gentleness and patience, as we humbly ask that You be present with us as we conduct the work for the great people of Missouri.

We ask this in the name of Christ Jesus, our Lord, and all for Your glory.

Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-eighth day was approved as printed by the following vote:

AYES: 133

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Chipman	Christofanelli
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Quade	Railsback

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Reedy	Richey	Riggs	Riley	Roberts
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 004

Ingle	Merideth	Stevens 46	Windham
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ABSENT WITH LEAVE: 024

Aldridge	Barnes	Bland Manlove	Bosley	Burton
Butz	Clemens	Coleman 32	Collins	Cupps
DeGroot	Derges	Gregory 96	Lewis 25	Patterson
Phifer	Pietzman	Price IV	Proudie	Roden
Rogers	Rone	Rowland	Tate	

VACANCIES: 002

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 946, relating to the release of a defendant, was placed back on the House Bills for Third Reading Calendar.

HCS HB 849, relating to historic buildings, was taken up by Representative Griffith.

Speaker Pro Tem Wiemann assumed the Chair.

On motion of Representative Griffith, **HCS HB 849** was read the third time and passed by the following vote:

AYES: 098

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Bromley	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Clemens	Collins	Cook
Copeland	Dinkins	Dogan	Doll	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Griesheimer	Griffith	Gunby
Haden	Haley	Hannegan	Henderson	Hicks
Houx	Hovis	Hurlbert	Ingle	Johnson
Kalberloh	Knight	Lewis 25	Lewis 6	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Nurrenbern	O'Donnell	Owen
Person	Phifer	Pike	Plocher	Porter
Quade	Railsback	Reedy	Riggs	Roberts

Rogers	Ruth	Sassmann	Sauls	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 67
Stephens 128	Stevens 46	Tate	Terry	Thomas
Thompson	Turnbaugh	Unsicker	Van Schoiack	Walsh Moore 93
Weber	Wright	Young		

NOES: 046

Bailey	Baker	Billington	Boggs	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cupps
Davidson	Davis	Deaton	DeGroot	Eggleston
Grier	Haffner	Hardwick	Hill	Hudson
Kelley 127	Kidd	Lovasco	Murphy	Patterson
Perkins	Pollitt 52	Pollock 123	Pouche	Richey
Riley	Sander	Schroer	Schwadron	Simmons
Smith 155	Stacy	Taylor 139	Taylor 48	Toalson Reisch
Trent	Wallingford	Walsh 50	West	Wiemann
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 16	Butz	Derges	Gregory 51	Gregory 96
Kelly 141	McDaniel	Pietzman	Price IV	Proudie
Roden	Rone	Rowland	Schnelting	Smith 163
Veit	Windham			

VACANCIES: 002

Speaker Pro Tem Wiemann declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 688, HCS HB 782, HB 316, HB 894, HS HB 513, HS HB 152, HB 474, HCS HB 785, and HB 212 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 242, relating to telecommunication practices, was taken up by Representative Porter.

On motion of Representative Porter, the title of **HCS HB 242** was agreed to.

On motion of Representative Porter, **HCS HB 242** was adopted.

On motion of Representative Porter, **HCS HB 242** was ordered perfected and printed.

HS HCS HB 876, relating to law enforcement officers, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HS HCS HB 876** was agreed to.

Representative Copeland offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill No. 876, Page 5, Section 590.075, Lines 4-5, by deleting said lines and inserting in lieu thereof the following:

"notifications stored electronically to the chief executive officer who requested the notifications within three business days after receipt of request. If the director receives any additional notifications regarding the candidate for commissioning within sixty days of a chief executive officer's request under this section, a copy of such notifications shall be forwarded by the director to the requesting chief executive officer within three business days following receipt."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 4** was adopted.

Representative Knight offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Substitute for House Committee Substitute for House Bill No. 876, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"50.327. 1. Notwithstanding any other provisions of law to the contrary, the salary schedules contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 56.265, ~~[57.317,]~~ 58.095, and 473.742 shall be set as a base schedule for those county officials. Except when it is necessary to increase newly elected or reelected county officials' salaries, in accordance with Section 13, Article VII, Constitution of Missouri, to comply with the requirements of this section, the salary commission in all counties except charter counties in this state shall be responsible for the computation of salaries of all county officials; provided, however, that any percentage salary adjustments in a county shall be equal for all such officials in that county.

2. Upon majority approval of the salary commission, the annual compensation of part-time prosecutors contained in section 56.265 and the county offices contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 58.095, and 473.742 may be increased by up to two thousand dollars greater than the compensation provided by the salary schedules; provided, however, that any vote to increase compensation be effective for all county offices in that county **subject to the salary commission.**

~~[3. Upon majority approval of the salary commission, the annual compensation of a county sheriff as provided in section 57.317 may be increased by up to six thousand dollars greater than the compensation provided by the salary schedule of such section.~~

~~4. The salary commission of any county of the third classification may amend the base schedules for the computation of salaries for county officials referenced in subsection 1 of this section to include assessed valuation factors in excess of three hundred million dollars; provided that the percentage of any adjustments in assessed valuation factors shall be equal for all such officials in that county.]~~

57.317. 1. **(1) The county sheriff in any county [other than in a] of the first or second classification [chartered county,] shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.**

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as [set forth in] the following [schedule] percentages of the compensation of an associate circuit judge of the county. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff ~~[on January 1, 1997]~~ **from the prior year.**

Assessed Valuation	[Salary] Percentage
\$18,000,000 to 40,999,999	\$36,000
41,000,000 to 53,999,999	37,000
54,000,000 to 65,999,999	38,000
66,000,000 to 85,999,999	39,000
86,000,000 to] 99,999,999	[40,000] 45%
100,000,000 to 130,999,999	42,000
131,000,000 to 159,999,999	44,000
160,000,000 to 189,999,999	45,000
190,000,000 to] 249,999,999	[46,000] 50%
250,000,000 to 299,999,999	48,000
300,000,000 to] 449,999,999	[50,000] 55%
450,000,000 to 599,999,999	52,000
600,000,000 to 749,999,999	54,000
750,000,000 to] 899,999,999	[56,000] 60%
900,000,000 to 1,049,999,999	58,000
1,050,000,000 to 1,199,999,999	60,000
1,200,000,000 to 1,349,999,999	62,000
1,350,000,000] and over	[64,000] 65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county~~[;]~~ other than a ~~[first classification]~~ charter county~~[;]~~ shall not~~[, except upon two-thirds vote of all the members of the salary commission,]~~ receive an annual compensation less than the ~~[total] compensation [being received for the office of county sheriff in the particular county for services rendered or performed on the date the salary commission votes] described under this section.~~"; and

Further amend said bill, Page 12, Section B, Line 1, by deleting the words "Section 590.1265" and inserting in lieu thereof the phrase "The repeal and reenactment of sections 50.327 and 57.317, the enactment of section 590.1265"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 5** was adopted.

On motion of Representative Dogan, **HS HCS HB 876, as amended**, was adopted.

On motion of Representative Dogan, **HS HCS HB 876, as amended**, was ordered perfected and printed.

HB 353, relating to the electronic transfer of workers' compensation benefits, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **HB 353** was agreed to.

On motion of Representative Henderson, **HB 353** was ordered perfected and printed.

HCS HB 839, relating to peace officer license requirements, was taken up by Representative Copeland.

On motion of Representative Copeland, the title of **HCS HB 839** was agreed to.

On motion of Representative Copeland, **HCS HB 839** was adopted.

On motion of Representative Copeland, **HCS HB 839** was ordered perfected and printed.

HB 381, relating to county financial statements, was taken up by Representative McGaugh.

On motion of Representative McGaugh, the title of **HB 381** was agreed to.

On motion of Representative McGaugh, **HB 381** was ordered perfected and printed.

HB 338, relating to land surveys, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **HB 338** was agreed to.

On motion of Representative Mayhew, **HB 338** was ordered perfected and printed.

HCS HB 443, relating to cemeteries, was taken up by Representative Kalberloh.

On motion of Representative Kalberloh, the title of **HCS HB 443** was agreed to.

On motion of Representative Kalberloh, **HCS HB 443** was adopted.

On motion of Representative Kalberloh, **HCS HB 443** was ordered perfected and printed.

HB 1010, relating to hunting permits, was taken up by Representative Boggs.

On motion of Representative Boggs, the title of **HB 1010** was agreed to.

On motion of Representative Boggs, **HB 1010** was ordered perfected and printed.

HB 1061, relating to the Missouri works program, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 1061** was agreed to.

On motion of Representative Eggleston, **HB 1061** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 17, relating to taxation of real property, was taken up by Representative Kidd.

On motion of Representative Kidd, the title of **HJR 17** was agreed to.

Representative Baker assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lovasco	Mayhew	McGaugh	McGill	Morse
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stacy	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright		

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NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Brown 27	Brown 70
Burnett	Burton	Clemens	Collins	Doll
Ellebracht	Fogle	Gunby	Johnson	Lewis 25
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bland Manlove	Bosley	Butz	Chipman	Coleman 32
Coleman 97	Dogan	Gray	Gregory 51	Hicks
Ingle	Lewis 6	Mackey	McDaniel	Murphy
Pietzman	Price IV	Ruth	Sander	Smith 163
Stephens 128	Mr. Speaker			

VACANCIES: 002

On motion of Representative Kidd, **HJR 17** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 17**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (25): Aldridge, Andrews, Black (137), Black (7), Boggs, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Hudson, Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50) and West

Noes (0)

Absent (6): Bland Manlove, Bosley, Gregory (51), Gregory (96), Kelly (141) and Windham

Mr. Speaker: Your Committee on Budget, to which was referred **HB 18**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (23): Aldridge, Andrews, Black (137), Black (7), Boggs, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Hudson, Lewis (6), Mayhew, McGaugh, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Walsh (50) and West

Noes (2): Merideth and Unsicker

Absent (6): Bland Manlove, Bosley, Gregory (51), Gregory (96), Kelly (141) and Windham

Mr. Speaker: Your Committee on Budget, to which was referred **HB 19**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (25): Aldridge, Andrews, Black (137), Black (7), Boggs, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Hudson, Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50) and West

Noes (0)

Absent (6): Bland Manlove, Bosley, Gregory (51), Gregory (96), Kelly (141) and Windham

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SB 365**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baker, Barnes, Boggs, Cupps, Deaton, Grier, Johnson, Riggs, Smith (155) and Trent

Noes (1): Gunby

Absent (0)

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **SS SCS SB 4**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Bland Manlove, Cook, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (1): Mosley

Absent (3): Hardwick, McDaniel and Phifer

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SB 72**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Seitz, Smith (155), Thomas and Weber

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 39**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 64**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 95**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 108**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 240**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 368**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 431**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 573**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Present (1): Proudie

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 580**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Basye, Christofanelli, Haffner, Kelly (141), Proudie and Rogers

Noes (3): Griesheimer, Hill and Richey

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 628**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (1): Hill

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 630**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 671**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 743**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 836**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 852**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (1): Aune

Present (1): Proudie

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 900**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1056**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1150**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1304**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (1): Aune

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Griesheimer

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, April 27, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 27, 2021, 9:00 AM, House Hearing Room 1.

Public hearing will be held: SB 377

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 5.

Executive session will be held: SS SCS SB 71

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 28, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SCS SB 27

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Thursday, April 29, 2021, upon adjournment, House Hearing Room 5.

Executive session will be held: SS SCS SB 27

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 27, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: SB 86, SS SCS SB 152, HB 480, HB 528, HB 421

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, April 27, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 1138, SB 38, SS SB 46, SS SB 64, SS SB 327, SS SB 333, SCS SB 403, SCS SB 457

Executive session may be held on any matter referred to the committee.

CANCELLED

EMERGING ISSUES

Wednesday, April 28, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 1138, SB 38, SS SB 46, SS SB 64, SS SB 327, SS SB 333, SCS SB 403, SCS SB 457

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, April 27, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, April 27, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: SB 29

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 29, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 274

Executive session will be held: HB 1274, HB 1365

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 27, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Executive session will be held: SB 330

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, April 27, 2021, 9:30 AM, House Hearing Room 5.

Public hearing will be held: SS SB 212

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, April 27, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HCS HB 1295, HCS HB 1362, SS SCS SB 106, HCS SS SCS SBs 153 & 97, SCR 7

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 28, 2021, 8:30 AM, House Hearing Room 4.

Executive session will be held: SCS SCR 3, HCS SS SB 176, HCS SB 226

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 27, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Follow-up discussion with Department of Social Services Director, Jennifer Tidball, on the operations, funding, and claim handling within the department.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

UTILITIES

Wednesday, April 28, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SS SCS SB 108

Executive session will be held: SS SB 44

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTIETH DAY, TUESDAY, APRIL 27, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 17 - Smith (163)
HCS HB 18 - Smith (163)
HCS HB 19 - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 447 - Wright
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HB 1008 - Hardwick
HCS HB 1046 - Dinkins
HCS HB 1358 - Baker

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 708 - Trent
HB 259 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier

HCS HB 814 - O'Donnell
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26 - Schroer
SB 37 - Knight
SS SB 22 - Grier
HCS SS SB 6 - Hill

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTIETH DAY, TUESDAY, APRIL 27, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Why art thou cast down, O my soul? and why art thou disquieted in me – hope thou in God. (Psalm 42:5)

O God, our help in ages past, from whom our spirits come, with whom they live and to whom they return when life on earth is over, in the quiet of this moment we humbly lift our hearts unto You in prayer. We believe in You with all our minds. Do make Yourself alive in our hearts. Give to us a song on our lips in the morning, strength for the day, good will for one another, steadfast loyalty to our constitution, courage to maintain noble goals of our political life, and faith that gives us confidence and helps us overcome all evil temptations of the world.

Grant us an inner spirit of humility to that which is good in life and then send us forth as servants, because we are guided by You. By Your spirit of truth alive within us, may we be among that company of Your children who lift up our Missouri and who leave it a better place in which to live.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal for the fifty-ninth day was approved as printed by the following vote:

AYES: 138

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Morse	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Pike	Plocher

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Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Stacy	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 002

McDaniel	Rowland
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PRESENT: 006

Aldridge	Bosley	Merideth	Phifer	Rone
Windham				

ABSENT WITH LEAVE: 015

Coleman 32	Francis	Gregory 96	Hicks	Mosley
Patterson	Person	Pietzman	Price IV	Sauls
Smith 155	Smith 163	Smith 67	Stephens 128	Trent

VACANCIES: 002

Speaker Pro Tem Wiemann assumed the Chair.

MOTION

Representative Plocher moved that Rule 44 be suspended for the purpose of taking up **HCS HB 17, HCS HB 18, and HCS HB 19.**

Which motion was adopted by the following vote:

AYES: 108

Aldridge	Anderson	Andrews	Atchison	Baker
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Busick	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Falkner	Fishel	Fitzwater	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGirl	Murphy	Murphy	O'Donnell	Owen
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schwadron

Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 032

Adams	Appelbaum	Aune	Baringer	Bland Manlove
Bosley	Burnett	Burton	Butz	Christofanelli
Doll	Ellebracht	Fogle	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Nurrenbern
Phifer	Quade	Rogers	Rowland	Schroer
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber			

PRESENT: 005

Bangert	Brown 70	Clemens	Sauls	Windham
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ABSENT WITH LEAVE: 016

Bailey	Chipman	DeGroot	Evans	Hicks
Kidd	McDaniel	Morse	Patterson	Pietzman
Price IV	Proudie	Roden	Simmons	Smith 163
Tate				

VACANCIES: 002

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Deaton.

On motion of Representative Deaton, the title of **HCS HB 17** was agreed to.

On motion of Representative Deaton, **HCS HB 17** was adopted.

On motion of Representative Deaton, **HCS HB 17** was ordered perfected and printed.

HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment, planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Deaton.

On motion of Representative Deaton, the title of **HCS HB 18** was agreed to.

On motion of Representative Deaton, **HCS HB 18** was adopted.

On motion of Representative Deaton, **HCS HB 18** was ordered perfected and printed.

Representative Hudson assumed the Chair.

HCS HB 19, to appropriate money for the several departments and offices of state government, and the several divisions and programs thereof, for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Deaton.

On motion of Representative Deaton, the title of **HCS HB 19** was agreed to.

Representative Cupps offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 19, Page 4, Section 19.120, Line 6, by deleting "18,700,000" and inserting "16,700,000"; and

Further amend said bill, said page, said section, and said line, by inserting immediately thereafter the following:

"For stream access acquisition and development; lake site acquisition and development; financial assistance to other public agencies or in partnership with other public agencies; land acquisition for upland wildlife, state forests, wetlands, and natural areas and additions to existing areas
From Conservation Commission Fund (0609).....\$2,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Cupps, **House Amendment No. 1** was adopted.

Representative Cupps offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 19, Page 4, Section 19.120, Line 3, by inserting immediately after the word "hatcheries," the following:

"signage,"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Cupps, **House Amendment No. 2** was adopted.

On motion of Representative Deaton, **HCS HB 19, as amended**, was adopted.

On motion of Representative Deaton, **HCS HB 19, as amended**, was ordered perfected and printed.

RECESS

On motion of Representative Plocher, the House recessed until 2:00 p.m.

SUPPLEMENTAL CALENDAR

SIXTIETH DAY, TUESDAY, APRIL 27, 2021

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 17 - Deaton

HCS HB 18 - Deaton

HCS HB 19 - Deaton

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 040

Atchison	Aune	Baringer	Barnes	Basye
Brown 27	Busick	Clemens	Coleman 97	Collins
Cook	Cupps	Davis	DeGroot	Derges
Haden	Haffner	Hardwick	Hill	Kelley 127
Kelly 141	Lewis 6	Mayhew	McCreery	McGill
Murphy	Owen	Pollock 123	Riggs	Roberts
Seitz	Shields	Smith 155	Stephens 128	Terry
Thomas	Thompson	Veit	Walsh 50	Wright

NOES: 001

Rowland

PRESENT: 084

Anderson	Andrews	Baker	Bangert	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Chipman	Copeland	Davidson	Deaton

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Dinkins	Doll	Ellebracht	Falkner	Fishel
Fogle	Francis	Gray	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haley	Hannegan
Henderson	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kidd	Knight	Lewis 25	McGaugh
Nurrenbern	O'Donnell	Perkins	Phifer	Pike
Plocher	Pollitt 52	Porter	Pouche	Quade
Railsback	Reedy	Riley	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schwadron
Sharp 36	Sharpe 4	Shaul	Smith 67	Stacy
Stevens 46	Taylor 48	Toalson Reisch	Turnbaugh	Unsicker
Van Schoiack	Wallingford	Walsh Moore 93	Weber	West
Wiemann	Windham	Young	Mr. Speaker	

ABSENT WITH LEAVE: 036

Adams	Aldridge	Appelbaum	Bailey	Billington
Bland Manlove	Christofanelli	Coleman 32	Dogan	Eggleston
Evans	Fitzwater	Gregory 51	Hicks	Houx
Ingle	Lovasco	Mackey	McDaniel	Merideth
Morse	Mosley	Patterson	Person	Pietzman
Price IV	Proudie	Richey	Roden	Schnelting
Schroer	Simmons	Smith 163	Tate	Taylor 139
Trent				

VACANCIES: 002

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Deaton.

On motion of Representative Deaton, **HCS HB 17** was read the third time and passed by the following vote:

AYES: 132

Adams	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill

Murphy	Nurrenbern	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Quade	Railsback
Reedy	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 004

Anderson	Bland Manlove	Collins	Windham
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ABSENT WITH LEAVE: 025

Aldridge	Billington	Bosley	Coleman 32	Evans
Gregory 51	Hicks	Houx	Ingle	Lewis 25
McDaniel	Merideth	Morse	Mosley	Patterson
Pietzman	Price IV	Proudie	Richey	Roden
Simmons	Smith 155	Smith 163	Taylor 139	Veit

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment, planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Deaton.

On motion of Representative Deaton, **HCS HB 18** was read the third time and passed by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Burnett	Busick
Chipman	Christofanelli	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Fishel
Francis	Gregory 96	Grier	Griesheimer	Griffith

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Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Stacy	Stephens 128	Tate
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burton	Butz	Clemens	Collins	Davis
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 003

Aldridge	Bosley	Windham
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ABSENT WITH LEAVE: 017

Coleman 32	Evans	Fitzwater	Gregory 51	Hicks
Houx	McDaniel	Morse	Patterson	Pietzman
Proudie	Richey	Roden	Rowland	Simmons
Smith 163	Taylor 139			

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 19, to appropriate money for the several departments and offices of state government, and the several divisions and programs thereof, for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Deaton.

On motion of Representative Deaton, **HCS HB 19** was read the third time and passed by the following vote:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Fishel
Fitzwater	Francis	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Butz	Collins	Davis
Doll	Ellebracht	Gray	Gunby	Ingle
Johnson	Lewis 25	Lovasco	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Rogers	Sauls	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 003

Bosley	Fogle	Windham
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ABSENT WITH LEAVE: 015

Burton	Clemens	Evans	Gregory 51	McDaniel
Morse	Patterson	Pietzman	Price IV	Proudie
Richey	Roden	Rowland	Sharp 36	Smith 163

VACANCIES: 002

Speaker Vescovo declared the bill passed.

Representative Ruth assumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 508, relating to feral swine, was taken up by Representative Rone.

On motion of Representative Rone, the title of **HCS HB 508** was agreed to.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 97	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Eggleston	Evans	Fishel
Fitzwater	Francis	Gregory 96	Grier	Griesheimer
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hudson	Hurlbert
Kelly 141	Lewis 6	Mayhew	McGaugh	McGirt
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright		

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Cook	Dinkins	Doll
Ellebracht	Fogle	Gray	Gunby	Johnson
Lewis 25	McCreery	Mosley	Nurrenbern	Person
Phifer	Price IV	Quade	Rogers	Rowland
Sauls	Smith 155	Smith 67	Terry	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 030

Brown 16	Coleman 32	Copeland	Dogan	Falkner
Gregory 51	Griffith	Houx	Hovis	Ingle
Kalberloh	Kelley 127	Kidd	Knight	Lovasco
Mackey	McDaniel	Merideth	Morse	Patterson
Pietzman	Proudie	Roden	Rone	Smith 163
Stacy	Stevens 46	Tate	Windham	Mr. Speaker

VACANCIES: 002

On motion of Representative Rone, **HCS HB 508** was adopted.

On motion of Representative Rone, **HCS HB 508** was ordered perfected and printed.

HCS HB 814, relating to the property assessment clean energy act, was taken up by Representative O'Donnell.

Representative O'Donnell moved that the title of **HCS HB 814** be agreed to.

Representative O'Donnell offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 814, Page 1, In the Title, Lines 2 to 3, by deleting the phrase "the property assessment clean energy act" and inserting in lieu thereof the phrase "financial institutions"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 814, Page 3, Section 67.2815, Line 67, by inserting after all of said section and line the following:

"285.1000. For purposes of sections 285.1000 to 285.1055, the following terms shall mean:

- (1) "Administrative fund" or "Missouri workplace retirement savings administrative fund", the Missouri workplace retirement savings administrative fund described in section 285.1045;**
- (2) "Board", the Missouri workplace retirement savings board established under section 285.1005;**
- (3) "Eligible employee", an individual who is employed by a participating employer, who has wages or other compensation that is allocable to the state, and who is eighteen years of age or older. "Eligible employee" shall not include any of the following:**
 - (a) Any employee covered under the federal Railway Labor Act, 45 U.S.C. Section 151;**
 - (b) Any employee on whose behalf an employer makes contributions to a multiemployer pension trust fund under 29 U.S.C. Section 186; or**
 - (c) Any individual who is an employee of:**
 - a. The federal government;**
 - b. Any state government in the United States; or**
 - c. Any county, municipal corporation, or political subdivision of any state in the United States;**
- (4) "Eligible employer", a person or entity engaged in a business, industry, profession, trade, or other enterprise in the state of Missouri, whether for profit or not for profit; provided that, such a person or entity employs no more than fifty employees. A person or entity who qualifies as an eligible employer but who later employs more than fifty employees shall be permitted to remain an eligible employer for a period of five years beginning on the date on which the person or entity first employs more than fifty employees. After such five-year period has ended, the person or entity shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan. For purposes of this subdivision, an eligible employer shall not include:**
 - (a) The federal government;**
 - (b) The state of Missouri;**
 - (c) Any county, municipal corporation, or political subdivision of the state of Missouri; or**
 - (d) An employer that maintains a specified tax-favored retirement plan for its employees or that has effectively done so in form and operation at any time within the current or two preceding calendar years. If an employer does not maintain a specified tax-favored retirement plan for a portion of a calendar year ending on or after the effective date of sections 285.1000 to 285.1055 and adopts such a plan effective for the remainder of that calendar year, the employer shall not be treated as an eligible employer for that remainder of the year;**

(5) "ERISA", the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. Section 1001 et seq.;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Participant", an eligible employee or other individual who has a balance credited to his or her account under the plan;

(8) "Participating employer", an eligible employer that is participating in the plan provided for by sections 285.1000 to 285.1055;

(9) "Plan" or "Missouri workplace retirement savings plan", the multiple-employer retirement savings plan established by sections 285.1000 to 285.1055, which shall be treated as a single plan under Title I of ERISA and is described in sections 401(a), 401(k), and 413(c) of the Internal Revenue Code, in which multiple employers may choose to participate regardless of whether any relationship exists between and among the employers other than their participation in the plan. Based on the context, the term "plan" may also refer to multiple plans if multiple plans are established under sections 285.1000 to 285.1055;

(10) "Self-employed individual", an individual who is eighteen years of age or older and who is self-employed and who has self-employment income or other compensation from self-employment that is allocable to the state of Missouri;

(11) "Specified tax-favored retirement plan", a retirement plan that is tax-qualified under, or is described in and satisfies the requirements of, section 401(a), 401(k), 403(a), 403(b), 408(k)(Simplified Employee Pension), or 408(p)(SIMPLE-IRA) of the Internal Revenue Code;

(12) "Total fees and expenses", all fees, costs, and expenses including, but not limited to, administrative expenses, investment expenses, investment advice expenses, accounting costs, actuarial costs, legal costs, marketing expenses, education expenses, trading costs, insurance annuitization costs, and other miscellaneous costs;

(13) "Trust", the trust in which the assets of the plan are held.

285.1005. 1. The "Missouri Workplace Retirement Savings Board" is hereby established in the office of the state treasurer.

2. The board shall consist of the following members, with the state treasurer, or his or her designee, serving as chair:

(1) The state treasurer, or his or her designee;

(2) An individual who has a favorable reputation for skill, knowledge, and experience in the field of retirement savings and investments, to be appointed by the governor with the advice and consent of the senate;

(3) An individual who has a favorable reputation for skill, knowledge, and experience relating to small business, to be appointed by the governor with the advice and consent of the senate;

(4) An individual who is a representative of an association representing employees or who has a favorable reputation for skill, knowledge, and experience in the interests of employees in retirement savings, to be appointed by the speaker of the house of representatives;

(5) An individual who has a favorable reputation for skill, knowledge, and experience in the interests of employers in retirement savings, to be appointed by the president pro tempore of the senate;

(6) A retired individual to be a representative of the interests of retirees, to be appointed by the speaker of the house of representatives;

(7) An individual who has a favorable reputation for skill, knowledge, and experience in retirement investment products or retirement plan designs, to be appointed by the president pro tempore of the senate;

(8) A member of the house of representatives appointed by the speaker of the house of representatives; and

(9) A member of the senate appointed by the president pro tempore of the senate.

3. The governor, the president pro tempore of the senate, and the speaker of the house of representatives shall make the respective initial appointments to the board for terms of office beginning on January 1, 2022.

4. Members of the board appointed by the governor, the president pro tempore of the senate, and the speaker of the house of representatives shall serve at the pleasure of the appointing authority.

5. The term of office of each member of the board shall be four years. Any member is eligible to be reappointed. If there is a vacancy for any reason, the appropriate appointing authority shall make an appointment, to become immediately effective, for the unexpired term.

6. All members of the board shall serve without compensation and shall be reimbursed from the administrative fund for necessary travel expenses incurred in carrying out the duties of the board.

7. A majority of the voting members of the board shall constitute a quorum for the transaction of business.

285.1010. 1. The board, subject to the authority granted under sections 285.1000 to 285.1055, shall design, develop, and implement the plan, and, to that end, may conduct market, legal, and feasibility analyses.

2. The members of the board shall be fiduciaries of the plan under ERISA, and the board shall have the following powers, authorities, and duties:

(1) To establish, implement, and maintain the plan, in each case acting on behalf of the state of Missouri, including, in its discretion, more than one plan;

(2) To cause the plan, trust, and arrangements and accounts established under the plan to be designed, established, and operated:

(a) In accordance with best practices for retirement savings vehicles;

(b) To encourage participation, saving, sound investment practices, and appropriate selection of default investments;

(c) To maximize simplicity and ease of administration for eligible employers;

(d) To minimize costs, including by collective investment and economies of scale; and

(e) To promote portability of benefits;

(3) To arrange for collective, common, and pooled investment of assets of the plan and trust, including investments in conjunction with other funds with which assets are permitted to be collectively invested, with a view to saving costs through efficiencies and economies of scale;

(4) To develop and disseminate educational information designed to educate participants and citizens about the benefits of planning and saving for retirement and to help participants and citizens decide the level of participation and savings strategies that may be appropriate, including information in furtherance of financial capability and financial literacy;

(5) To adopt rules and regulations necessary or advisable for the implementation of sections 285.1000 to 285.1055 and the administration and operation of the plan consistent with the Internal Revenue Code and regulations thereunder, including to ensure that the plan satisfies all criteria for favorable federal tax-qualified treatment and complies, to the extent necessary, with ERISA and any other applicable federal or Missouri law. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void;

(6) To arrange for and facilitate compliance by the plan or arrangements established thereunder with all applicable requirements for the plan under the Internal Revenue Code, ERISA, and any other applicable federal or Missouri law and accounting requirements, and to provide or arrange for assistance to eligible employers, eligible employees, and self-employed individuals in complying with applicable law and tax-related requirements in a cost-effective manner. The board may establish any processes deemed reasonably necessary or advisable to verify whether a person or entity is an eligible employer, including reference to online data and possible use of questions in employer tax filings;

(7) To employ or retain a plan administrator, executive director, staff, trustee, record-keeper, investment managers, investment advisors, and other administrative, professional, and expert advisors and service providers, none of whom shall be members of the board and all of whom shall serve at the pleasure of the board, which shall determine their duties and compensation. The board may authorize the executive director and other officials to oversee requests for proposals or other public competitions and enter into contracts on behalf of the board or conduct any business necessary for the efficient operation of the plan or the board;

(8) To establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation and, if necessary, determine the eligibility of an employer, employee, or other individual to participate in the plan;

(9) To develop and implement an investment policy that defines the plan's investment objectives, consistent with the objectives of the plan, and that provides for policies and procedures consistent with those investment objectives;

(10) (a) To designate appropriate default investments that include a mix of asset classes, such as target date and balanced funds;

(b) To seek to minimize participant fees and expenses of investment and administration;

(c) To strive to design and implement investment options available to holders of accounts established as part of the plan and other plan features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk consistent with the investment objectives under the investment policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options shall be determined taking into account the nature and objectives of the plan, the desirability of limiting investment choices under the plan to a reasonable number, based on behavioral research findings, and the extensive investment choices available to participants in the event that funds roll over to an individual retirement account (IRA) outside the program; and

(d) In accordance with subdivision (7) of this subsection, the board, to the extent it deems it necessary or advisable, in carrying out its responsibilities and exercising its powers under sections 285.1000 to 285.1055, shall employ or retain appropriate entities or personnel to assist or advise it or to whom to delegate the carrying out of such responsibilities and exercising of such powers;

(11) To discharge its duties and see to it that the members of the board discharge their duties with respect to the plan solely in the interest of the participants as follows:

(a) For the exclusive purpose of providing benefits to participants and defraying reasonable expenses of administering the plan; and

(b) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with those matters would use in the conduct of an enterprise of a like character and with like aims;

(12) To cause expenses incurred to initiate, implement, maintain, and administer the plan to be paid from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law;

(13) To collect application, account, or administrative fees and to accept any grants, gifts, legislative appropriations, loans, and other moneys from the state of Missouri, any unit of federal, state, or local government, or any other person, firm, or entity to defray the costs of administering and operating the plan;

(14) To make and enter into competitively procured contracts, agreements, or arrangements with; to collaborate and cooperate with; and to retain, employ, and contract with or for any of the following to the extent necessary or desirable for the effective and efficient design, implementation, and administration of the plan consistent with the purposes set forth in sections 285.1000 to 285.1055 and to maximize outreach to eligible employers and eligible employees:

(a) Services of private and public financial institutions, depositories, consultants, actuaries, counsel, auditors, investment advisors, investment administrators, investment management firms, other investment firms, third-party administrators, other professionals and service providers, and state public retirement systems;

(b) Research, technical, financial, administrative, and other services; and

(c) Services of other state agencies to assist the board in the exercise of its powers and duties;

(15) To develop and implement an outreach plan to gain input and disseminate information regarding the plan and retirement savings in general;

(16) To cause moneys to be held and invested and reinvested under the plan;

(17) To ensure that all contributions under the plan may be used only to:

(a) Pay benefits to participants under the plan;

(b) Pay the costs of administering the plan; and

(c) Make investments for the benefit of the plan, and ensure that no assets of the plan or trust are transferred to the general revenue fund or to any other fund of the state or are otherwise encumbered or used for any purpose other than those specified in this paragraph or section 285.1045;

(18) To make provisions for the payment of costs of administration and operation of the program and trust;

(19) To evaluate the need for, and procure as needed, insurance against any and all loss in connection with the property, assets, or activities of the program, including fiduciary liability coverage;

(20) To evaluate the need for, and procure as needed, pooled private insurance;

(21) To indemnify, including procurement of insurance as needed for this purpose, each member of the board from personal loss or liability resulting from a member's action or inaction as a member of the board and as a fiduciary;

(22) To collaborate with, and evaluate the role of, financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and

(23) To carry out the powers and duties of the program under sections 285.1000 to 285.1055 and exercise any and all other powers as are appropriate to effect the purposes, objectives, and provisions of such sections pertaining to the program.

3. A board member, program administrator, or other staff of the board shall not:

(1) Directly or indirectly, have any interest in the making of any investment under the program or in any gains or profits accruing from any such investment;

(2) Borrow any program-related funds or deposits, or use any such funds or deposits in any manner, for himself or herself or as an agent or partner of others; or

(3) Become an endorser, surety, or obligor on investments made under the program.

4. Each board member shall be subject to the provisions of sections 105.452 and 105.454.

285.1015. 1. The board shall, consistent with federal law and regulation, adopt and implement the plan, which shall remain in compliance with federal law and regulations once implemented and shall be called the "Missouri Workplace Retirement Savings Plan".

2. In accordance with terms and conditions specified and regulations promulgated by the board, the plan shall:

(1) Be set forth in documents prescribing the terms and conditions of the plan;

(2) Be available on a voluntary basis to eligible employers and self-employed individuals;

(3) After appropriate written notice, automatically enroll all eligible employees who choose to participate in the plan by not opting out;

(4) Enroll self-employed individuals who wish to participate;

(5) Provide participants the option to terminate their participation at any time;

(6) Allow voluntary pre-tax or designated Roth 401(k) contributions;

(7) Allow voluntary employer contributions;

(8) Be overseen by the board and its designees;

(9) Be administered and managed by one or more trustees, other fiduciaries, custodians, third-party administrators, investment managers, record-keepers, or other service providers;

(10) Provide that, unless he or she otherwise specifies, an eligible employee shall automatically contribute five percent of his or her salary or wages to the plan or may elect to opt out of the plan or may contribute at a higher or lower rate, expressed as a percentage of salary or wages; except that, the board, in its discretion, may change the five percent initial automatic default contribution rate;

(11) Provide on a uniform basis, if and when the board so determines, in its discretion, for an increase of each participant's contribution rate, by a minimum increment of one-half of one percent of salary or wages per year, for each additional year the participant is employed or is participating in the plan up to the maximum percentage of such participant's salary or wages that may be contributed to the plan under federal law. Any such increases shall apply to participants, as determined by the board, by default or only if initiated by affirmative participant election;

(12) Provide for direct deposit of contributions into investments under the plan. To the extent consistent with ERISA, the investment alternatives under the plan shall be limited to an automatic investment for participants who do not actively and affirmatively elect a particular investment option, which, unless the board provides otherwise, shall be a diversified target date fund, including a series of such diversified funds to apply to different participants depending on their choice or their target retirement dates, a principal-protected option, and up to four additional investment alternatives as may be selected by the board in its discretion. To the extent consistent with ERISA, the investment options may, at the discretion of the board, include a principal-protection fund as a temporary "security corridor" option that applies as the sole initial investment before participants may choose other investments or as the initial default investment for a specified period of time or up to a specified dollar amount of contributions or account balance;

(13) Be professionally managed;

(14) Provide for reports on the status of each participant's account to be provided to each participant at least annually and make best efforts to provide participants frequent or continual online access to information on the status of their accounts;

(15) When possible and practicable, use existing employer and public infrastructure to facilitate contributions, record keeping, and outreach and use pooled or collective investment arrangements;

(16) Provide that each account holder owns the contributions to or earnings on amounts contributed to his or her account under the plan and that the state and employers have no proprietary interest in those contributions or earnings;

(17) Be designed and implemented in a manner consistent with federal law to the extent that it applies;

(18) Make provisions for the participation in the plan of individuals who are not employees, if allowed under federal law;

(19) Establish rules and procedures governing the distribution of funds from the plan, including such distributions as may be permitted or required by the plan and any applicable provisions of ERISA, the tax-qualification rules, and the other tax laws, with the objectives of maximizing financial security in retirement, protecting spousal rights, and assisting participants to effectively manage the decumulation of their savings and to receive payment of their benefits under the plan. The board shall have the authority, in its discretion, to provide for one or more reasonably priced distribution options to provide a source of fixed regular retirement income, including income for life or for the participant's life expectancy, or for joint lives and life expectancies, as applicable;

(20) Establish rules and procedures promoting portability of benefits, including the ability to make tax-free rollovers or transfers to and from the plan, provided that any roll-over is initiated by participants; and

(21) Encourage choices by employers in the state to adopt a specified tax-favored retirement plan, including the plan.

285.1020. The board shall adopt rules to implement the plan that:

(1) Establish the processes for enrollment and contributions under the plan, including withholding by participating employers of employee payroll deduction contributions from wages and remittance for deposit to the plan, automatic enrollment and opt-outs by eligible employees, voluntary contributions by others, including self-employed individuals and independent contractors, through payroll deduction or otherwise, the making of default contributions using default investments, and participant selection of alternative contribution rates or amounts and alternative investments from among the options offered under the plan;

(2) Conduct outreach to individuals, employers, other stakeholders, and the public regarding the plan. The rules shall specify the contents, frequency, timing, and means of required disclosures from the plan to eligible employees, participants, and self-employed individuals, eligible employers, participating employers, and other interested parties. These disclosures shall include, but need not be limited to:

(a) The benefits associated with tax-favored retirement saving;

(b) The potential advantages and disadvantages associated with participating in the plan;

(c) Instructions for enrolling, making contributions, and opting out of participation;

(d) The potential availability of a saver's tax credit, including the eligibility conditions for the credit and instructions on how to claim it;

(e) A disclaimer that employees seeking tax, investment, or other financial advice should contact appropriate professional advisors, and that participating employers are not in a position to provide such advice and are not liable for decisions individuals make in relation to the plan;

(f) The potential implications of account balances under the plan for the application of asset limits under certain public assistance programs;

(g) A disclaimer that the account owner is solely responsible for investment performance, including market gains and losses, and that plan accounts and rates of return are not guaranteed by any employer, the state, the board, any board member or state official, or the plan;

(h) Any additional information about retirement and saving and other information designed to promote financial literacy and capability, which may take the form of links to, or explanations of how to obtain, such information; and

(i) Instructions on how to obtain additional information about the plan; and

(3) Ensure that the assets of the trust and plan shall at all times be preserved, invested, and expended only for the purposes set forth in sections 285.1000 to 285.1055, and that no property rights therein shall exist in favor of the state, except as provided under section 285.1045.

285.1025. An eligible employer, a participating employer, or other employer is not and shall not be liable for or bear responsibility for:

(1) An employee's decision to participate in or opt out of the plan;

(2) An employee's decision as to which investments to choose;

- (3) Participants' or the board's investment decisions;
 - (4) The administration, investment, investment returns, or investment performance of the plan, including without limitation any interest rate or other rate of return on any contribution or account balance, provided that the eligible employer, participating employer, or other employer is not involved in the administration or investment of the plan;
 - (5) The plan design or the benefits paid to participants; or
 - (6) Any loss, failure to realize any gain, or any other adverse consequences, including without limitation any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.
- 285.1030. 1. The state of Missouri; the board; each member of the board; any other state official, state board, commission, and agency; any member, officer, and employee thereof; and the plan:
- (1) Shall not guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance; and
 - (2) Shall not be liable or responsible for any loss, deficiency, failure to realize any gain, or any other adverse consequences, including without limitation any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.
2. The debts, contracts, and obligations of the plan or the board are not the debts, contracts, and obligations of the state, and neither the faith and credit nor the taxing power of the state is pledged directly or indirectly to the payment of the debts, contracts, and obligations of the plan or the board.
3. Nothing in sections 285.1000 to 285.1055 shall be construed to guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance.
- 285.1035. 1. Individual account information relating to accounts under the plan and relating to individual participants including, but not limited to, names, addresses, telephone numbers, email addresses, personal identification information, investments, contributions, and earnings shall be confidential and shall be maintained as confidential, provided that such information may be disclosed:
- (1) To the extent necessary to administer the plan in a manner consistent with sections 285.1000 to 285.1055, ERISA, the Internal Revenue Code, or any other federal or Missouri law; or
 - (2) If the individual who provides the information or who is the subject of the information expressly agrees in writing to the disclosure of the information.
2. Information required to be confidential under subsection 1 of this section shall be considered a "closed record" as that term is defined in section 610.010.
- 285.1040. The board may enter into an intergovernmental agreement or memorandum of understanding with the state of Missouri and any agency thereof to receive outreach, technical assistance, enforcement and compliance services, collection or dissemination of information pertinent to the plan, subject to such obligations of confidentiality as may be agreed or required by law, or other services or assistance. The state of Missouri and any agency thereof that enters into such agreements or memoranda of understanding shall collaborate to provide the outreach, assistance, information, and compliance or other services or assistance to the board. The memoranda of understanding may cover the sharing of costs incurred in gathering and disseminating information and the reimbursement of costs for any enforcement activities or assistance.
- 285.1045. 1. There is hereby created in the state treasury the "Missouri Workplace Retirement Savings Administrative Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Subject to appropriation, moneys in the fund shall be distributed by the state treasurer solely for the administration of sections 285.1000 to 285.1055.
- 2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.
 - 3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.
 - 4. The Missouri workplace retirement savings administrative fund shall consist of:
 - (1) Moneys appropriated to the administrative fund by the general assembly;
 - (2) Moneys transferred to the administrative fund from the federal government, other state agencies, or local governments;

(3) Moneys from the payment of application, account, administrative, or other fees and the payment of other moneys due to the board;

(4) Any gifts, donations, or grants made to the state of Missouri for deposit in the administrative fund;

(5) Moneys collected for the administrative fund from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law; and

(6) Earnings on moneys in the administrative fund.

5. To the extent consistent with ERISA, the tax qualification rules, and other federal law, the board shall accept any grants, gifts, appropriations, or other moneys from the state, any unit of federal, state, or local government, or any other person, firm, partnership, corporation, or other entity solely for deposit into the administrative fund, whether for investment or administrative expenses.

6. To enable or facilitate the start-up and continuing operation, maintenance, administration, and management of the program until the plan accumulates sufficient balances and can generate sufficient funding through fees assessed on program accounts for the plan to become financially self-sustaining:

(1) The board may borrow from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity working capital funds and other funds as may be necessary for this purpose, provided that such funds are borrowed in the name of the plan and board only and that any such borrowings shall be payable solely from the revenues of the plan; and

(2) The board may enter into long-term procurement contracts with one or more financial providers that provide a fee structure that would assist the plan in avoiding or minimizing the need to borrow or to rely upon general assets of the state.

7. Subject to appropriation, the state of Missouri may pay administrative costs associated with the creation, maintenance, operation, and management of the plan and trust until sufficient assets are available in the administrative fund for that purpose. Thereafter, all administrative costs of the administrative fund, including any repayment of start-up funds provided by the state of Missouri, shall be repaid only out of moneys on deposit therein. However, private funds or federal funding received in order to implement the program until the administrative fund is self-sustaining shall not be repaid unless those funds were offered contingent upon the promise of such repayment.

8. The board may use the moneys in the administrative fund solely to pay the administrative costs and expenses of the plan and the administrative costs and expenses the board incurs in the performance of its duties under sections 285.1000 to 285.1055.

285.1050. 1. The board shall keep an accurate account of all the activities, operations, receipts, and expenditures of the plan, the trust, and the board. Each year, a full audit of the books and accounts of the board pertaining to those activities, operations, receipts and expenditures, personnel, services, or facilities shall be conducted by a certified public accountant and shall include, but not be limited to, direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees for the administration of the plan. For the purposes of the audit, the auditors shall have access to the properties and records of the plan and board and may prescribe methods of accounting and the rendering of periodic reports in relation to projects undertaken by the plan.

2. By August first of each year, the board shall submit to the governor, the state treasurer, the president pro tempore of the senate, and the speaker of the house of representatives a public report on the operation of the plan and trust and activities of the board, including an audited financial report, prepared in accordance with generally accepted accounting principles, detailing the activities, operations, receipts, and expenditures of the plan and board during the preceding calendar year. The report shall also include a summary of the benefits provided by the plan, the number of participants, the names of the participating employers, the contribution formulas and amounts of contributions made by participants and by each participating employer, the withdrawals, the account balances, investments, investment returns, and fees and expenses associated with the investments and with the administration of the plan, projected activities of the plan for the current calendar year, and any other information regarding the plan and its operations that the board may determine to provide.

285.1055. 1. The board shall establish the plan so that individuals are able to begin contributing under the plan no later than September 1, 2023.

2. The board may, in its discretion, phase in the plan so that the ability to contribute first applies on different dates for different classes of individuals, including employees of employers of different sizes or types and individuals who are not employees; provided that, any such staged or phased-in implementation schedule shall be substantially completed no later than September 1, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 2**.

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 814, Page 6, Lines 5 and 6, by deleting all of said lines and inserting in lieu thereof the following:

"(3) After appropriate written notice, all eligible employees who choose to participate in the plan shall be allowed to opt in;"; and

Further amend said amendment, Page 7, Line 17, by deleting the words **"automatic enrollment and opt-outs by eligible employees,"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative O'Donnell, **House Amendment No. 2, as amended**, was adopted.

Representative Walsh (50) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 814, Page 1, Section A, Line 2, by inserting after all of said line the following:

"37.850. 1. The commissioner of administration shall maintain the Missouri accountability portal established in executive order 07-24 as a free, internet-based tool allowing citizens to demand fiscal discipline and responsibility.

2. The Missouri accountability portal shall consist of an easy-to-search database of financial transactions related to the purchase of goods and services and the distribution of funds for state programs; all bonds issued by any public institution of higher education or political subdivision of this state or its designated authority after August 28, 2013; all obligations issued or incurred pursuant to section 99.820 by any political subdivision of this state or its designated authority; and the revenue stream pledged to repay such bonds or obligations; and all debt incurred by any public charter school.

3. The Missouri accountability portal shall be updated each state business day and maintained as the primary source of information about the activity of Missouri's government.

4. Upon the conducting of a withholding or a release of funds, the governor shall submit a report stating all amounts withheld from the state's operating budget for the current fiscal year, as authorized by Article IV, Section 27 of the Missouri Constitution which shall be:

- (1) Conspicuously posted on the accountability portal website;
- (2) Searchable by the amounts withheld or released from each individual fund; and
- (3) Searchable by the total amount withheld or released from the operating budget.

5. Every political subdivision of the state, including public institutions of higher education but excluding school districts, shall supply all information described in subsection 2 of this section to the office of administration within seven days of issuing or incurring such corresponding bond or obligation. For all such bonds or obligations issued or incurred prior to August 28, 2013, every such political subdivision and public institution of higher education shall have ninety days to supply such information to the office of administration.

6. Every school district and public charter school shall supply all information described in subsection 2 of this section to the department of elementary and secondary education within seven days of issuing such bond, or incurring such debt. The department of elementary and secondary education shall have forty-eight hours to deliver such information to the office of administration. For all such bonds issued or debt incurred prior to August 28, 2013, every school district and public charter school shall have ninety days to supply such information to the department of elementary and secondary education. The department of elementary and secondary education shall have forty-eight hours to deliver such information to the office of administration.

7. The following entities shall report the name, salary data, and incentive pay for all employees of the entity in the same manner as all state departments and agencies under this section:

- (1) The county employees' retirement system established in sections 50.1000 to 50.1300;
- (2) The sheriffs' retirement system established in sections 57.949 to 57.997;
- (3) The Missouri local government employees' retirement system established in sections 70.600 to 70.755;
- (4) The Missouri state employees' retirement system established in section 104.320;
- (5) The Missouri department of transportation and highway patrol employees' retirement system established in section 104.020;
- (6) The prosecuting attorneys' and circuit attorneys' retirement system established in sections 56.800 to 56.840;
- (7) The college and university retirement plan established in sections 104.1200 to 104.1215;
- (8) The Kansas City public school retirement system established in sections 169.270 to 169.400;
- (9) The Kansas City civilian police retirement system established in sections 86.1310 to 86.1640;
- (10) The Kansas City police retirement system established in sections 86.900 to 86.1280;
- (11) The public education employees' retirement system established in sections 169.600 to 169.710;
- (12) The public school retirement system established in sections 169.010 to 169.130;
- (13) The St. Louis public school retirement system established in sections 169.410 to 169.540;
- (14) The St. Louis firemen's retirement system established in sections 87.125 to 87.370;
- (15) The St. Louis police retirement system established in sections 86.200 to 86.366; and
- (16) The judicial retirement system established in sections 476.450 to 476.690.

The entities identified in this subsection shall not report the retirement annuity, retirement allowance, or retirement benefit amount of any employee or member to the Missouri accountability portal. The commissioner of administration shall prohibit the display of the retirement annuity, retirement allowance, or retirement benefit of any employee or member on the Missouri accountability portal."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Andrews	Atchison	Baker	Billington	Black 137
Black 7	Boggs	Bromley	Buchheit-Courtway	Burger
Busick	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 96	Grier	Griesheimer	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Hudson	Hurlbert	Kelly 141	Lewis 6

Lovasco	Mayhew	McGaugh	McGill	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Veit	Wallingford	Walsh 50	Wiemann	Wright
Mr. Speaker				

NOES: 037

Adams	Aldridge	Anderson	Appelbaum	Aune
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Johnson
Lewis 25	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Quade	Rogers	Rowland
Smith 67	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 038

Bailey	Bangert	Baringer	Basye	Bosley
Brown 16	Chipman	Christofanelli	Coleman 32	Coleman 97
Dogan	Gregory 51	Griffith	Henderson	Houx
Hovis	Ingle	Kalberloh	Kelley 127	Kidd
Knight	Mackey	McDaniel	Morse	Murphy
Pietzman	Pollitt 52	Pollock 123	Price IV	Proudie
Roden	Sauls	Smith 163	Stevens 46	Tate
Van Schoiack	West	Windham		

VACANCIES: 002

On motion of Representative Walsh (50), **House Amendment No. 3** was adopted.

Representative DeGroot offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 814, Page 1, Section A, Line 2, by inserting after all of said line the following:

"67.2800. 1. Sections 67.2800 to ~~[67.2835]~~ **67.2840** shall be known and may be cited as the "Property Assessment Clean Energy Act".

2. As used in sections 67.2800 to ~~[67.2835]~~ **67.2840**, the following words and terms shall mean:

(1) "Assessment contract", a contract entered into between a clean energy development board and a property owner under which the property owner agrees to pay an annual assessment for a period of up to twenty years **not to exceed the weighted average useful life of the qualified improvements** in exchange for financing of an energy efficiency improvement or a renewable energy improvement;

(2) "Authority", the state environmental improvement and energy resources authority established under section 260.010;

(3) "Bond", any bond, note, or similar instrument issued by or on behalf of a clean energy development board;

(4) "Clean energy conduit financing", the financing of energy efficiency improvements or renewable energy improvements for a single parcel of property or a unified development consisting of multiple adjoining parcels of property under section 67.2825;

(5) "Clean energy development board", a board formed by one or more municipalities under section 67.2810;

(6) **"Director", the director of the division of finance within the department of commerce and insurance;**

(7) "Division", the division of finance within the department of commerce and insurance;

(8) "Energy efficiency improvement", any acquisition, installation, or modification on or of publicly or privately owned property designed to reduce the energy consumption of such property, including but not limited to:

(a) Insulation in walls, roofs, attics, floors, foundations, and heating and cooling distribution systems;

(b) Storm windows and doors, multiglazed windows and doors, heat-absorbing or heat-reflective windows and doors, and other window and door improvements designed to reduce energy consumption;

(c) Automatic energy control systems;

(d) Heating, ventilating, or air conditioning distribution system modifications and replacements;

(e) Caulking and weatherstripping;

(f) Replacement or modification of lighting fixtures to increase energy efficiency of the lighting system without increasing the overall illumination of the building unless the increase in illumination is necessary to conform to applicable state or local building codes;

(g) Energy recovery systems; and

(h) Daylighting systems;

~~[(7)]~~ (9) "Municipality", any county, city, or incorporated town or village of this state;

~~[(8)]~~ (10) **"Program administrator", an individual or entity selected by the clean energy development board to administer the PACE program, but this term does not include an employee of a county or municipal government assigned to a clean energy development board or a public employee employed by a clean energy development board who is paid from appropriated general tax revenues;**

(11) "Project", any energy efficiency improvement or renewable energy improvement;

~~[(9)]~~ (12) "Property assessed clean energy local finance fund", a fund that may be established by the authority for the purpose of making loans to clean energy development boards to establish and maintain property assessed clean energy programs;

~~[(10)]~~ (13) "Property assessed clean energy program" or **"PACE program"**, a program established by a clean energy development board to finance energy efficiency improvements or renewable energy improvements under section 67.2820;

~~[(11)]~~ (14) "Renewable energy improvement", any acquisition and installation of a fixture, product, system, device, or combination thereof on publicly or privately owned property that produces energy from renewable resources, including, but not limited to photovoltaic systems, solar thermal systems, wind systems, biomass systems, or geothermal systems.

3. All projects undertaken under sections 67.2800 to ~~[67.2835]~~ **67.2840** are subject to the applicable municipality's ordinances and regulations, including but not limited to those ordinances and regulations concerning zoning, subdivision, building, fire safety, and historic or architectural review.

67.2810. 1. One or more municipalities may form clean energy development boards for the purpose of exercising the powers described in sections 67.2800 to ~~[67.2835]~~ **67.2840**. Each clean energy development board shall consist of not less than three members, as set forth in the ordinance or order establishing the clean energy development board. Members shall serve terms as set forth in the ordinance or order establishing the clean energy development board and shall be appointed:

(1) If only one municipality is participating in the clean energy development board, by the chief elected officer of the municipality with the consent of the governing body of the municipality; or

(2) If more than one municipality is participating, in a manner agreed to by all participating municipalities.

2. A clean energy development board shall be a political subdivision of the state and shall have all powers necessary and convenient to carry out and effectuate the provisions of sections 67.2800 to ~~[67.2835]~~ **67.2840**, including but not limited to the following:

(1) To adopt, amend, and repeal bylaws, which are not inconsistent with sections 67.2800 to ~~[67.2835]~~ **67.2840**;

(2) To adopt an official seal;

- (3) To sue and be sued;
- (4) To make and enter into contracts and other instruments with public and private entities;
- (5) To accept grants, guarantees, and donations of property, labor, services, and other things of value from any public or private source;
- (6) To employ or contract for such managerial, legal, technical, clerical, accounting, or other assistance it deems advisable;
- (7) To levy and collect special assessments under an assessment contract with a property owner and to record such special assessments as a lien on the property;
- (8) To borrow money from any public or private source and issue bonds and provide security for the repayment of the same;
- (9) To finance a project under an assessment contract;
- (10) To collect reasonable fees and charges in connection with making and servicing assessment contracts and in connection with any technical, consultative, or project assistance services offered;
- (11) To invest any funds not required for immediate disbursement in obligations of the state of Missouri or of the United States or any agency or instrumentality thereof, or in bank certificates of deposit; provided, however, the limitations on investments provided in this subdivision shall not apply to proceeds acquired from the sale of bonds which are held by a corporate trustee; and
- (12) To take whatever actions necessary to participate in and administer a clean energy conduit financing or a property assessed clean energy program.

3. No later than July first of each year, the clean energy development board shall file with each municipality that participated in the formation of the clean energy development board and with the director of the department of natural resources an annual report for the preceding calendar year that includes:

- (1) A brief description of each project financed by the clean energy development board during the preceding calendar year, which shall include the physical address of the property, the name or names of the property owner, an itemized list of the costs of the project, and the name of any contractors used to complete the project;
- (2) The amount of assessments due and the amount collected during the preceding calendar year;
- (3) The amount of clean energy development board administrative costs incurred during the preceding calendar year;
- (4) The estimated cumulative energy savings resulting from all energy efficiency improvements financed during the preceding calendar year; and
- (5) The estimated cumulative energy produced by all renewable energy improvements financed during the preceding calendar year.

4. No lawsuit to set aside the formation of a clean energy development board or to otherwise question the proceedings related thereto shall be brought after the expiration of sixty days from the effective date of the ordinance or order creating the clean energy development board. No lawsuit to set aside the approval of a project, an assessment contract, or a special assessment levied by a clean energy development board, or to otherwise question the proceedings related thereto shall be brought after the expiration of sixty days from the date that the assessment contract is executed."; and

Further amend said bill, Page 1, Section 67.2815, Lines 2 to 9, by deleting all of said lines and inserting in lieu thereof the following:

"contract or levy or collect a special assessment for a project without making a finding that there are sufficient resources to complete the project and that the estimated economic benefit expected from the project during the financing period is equal to or greater than the cost of the project."; and

Further amend said bill and section, Page 2, Lines 37 to 49, by deleting all of said lines and inserting in lieu thereof the following:

"4. The clean energy development board shall provide a copy of each signed assessment contract to the local [county] assessor and [county] collector **for the county, or city not within a county**, and shall cause a copy of such assessment contract to be recorded in the real estate records of the [county] recorder of deeds **for the county, or city not within a county**.

5. Special assessments agreed to under an assessment contract shall be a lien on the property against which it is assessed on behalf of the applicable clean energy development board from the date that each annual assessment under the assessment contract becomes due. Such special assessments shall be collected by the [county] collector **for the county, or city not within a county**, in the same manner and with the same priority as ad valorem real property taxes, **subject to the provisions of subsection 8 of this section**. Once collected, the [county] collector **for the county, or city not within a county**, shall pay over such special assessment revenues to the clean energy development board in the same manner in which revenues from ad valorem real property taxes are paid to other taxing districts. Such special assessments shall be collected as provided in this subsection from all subsequent property owners, including the state and all political subdivisions thereof, for the term of the assessment contract."; and

Further amend said section, Page 3, Lines 56 to 67, by deleting all of said lines and inserting in lieu thereof the following:

"7. Sections 67.2816, 67.2817, 67.2818, and 67.2819 shall apply only to PACE programs for projects to improve residential properties of four or fewer units. Notwithstanding any provision of law to the contrary, any clean energy development board formed to improve commercial properties, properties owned by non-profit or not-for-profit entities, governmental properties, or non-residential properties in excess of four residential units shall be exempt from the provisions of sections 67.2816, 67.2817, 67.2818, and 67.2819, nor shall such sections apply to the commercial PACE programs and commercial PACE assessment contracts of any clean energy development board engaged in both commercial and residential property programs. Notwithstanding any provision of law to the contrary, any clean energy development board that ceases to finance new projects to improve residential properties of four or fewer units before January 1, 2022, shall be exempt from the provisions of sections 67.2816, 67.2817, 67.2818, and 67.2819.

8. After January 1, 2022, a residential property assessment contract shall not be approved by the clean energy development board, or otherwise presented for recordation, unless the clean energy development board verifies that written consent to the residential property assessment contract has been obtained from every existing lien holder on the property if the amount of the contract is more than ten percent of the market value of the property. No lien holder shall be required or compelled to compromise their security interest by providing consent and may refuse to consent to the residential property assessment contract becoming effective. Such consent shall be attached to the assessment contract that is filed with the recorder of deeds office. A residential property assessment contract that is only for heating, ventilating, or air conditioning distribution system modifications and replacements shall not require consent."; and

Further amend said section, Page 3, Line 67, by inserting after all of said line the following:

"67.2816. 1. Municipalities that have created or joined a residential PACE program or district shall inform the director by submitting a copy of the enabling ordinance to the division. Any municipality that withdraws from a residential PACE program or district shall inform the director by submitting a copy of the enabling ordinance for the withdrawal to the division.

2. Clean energy development boards offering residential property programs in the state of Missouri and their program administrator shall be subject to examination by the division for compliance with the provisions of sections 67.2800 to 67.2840 related to the administration of programs for residential properties.

3. The division shall conduct an examination of each clean energy development board at least once every twenty-four months. The functions, powers, and duties of the director shall include the authority to adopt, promulgate, amend, and repeal rules necessary and proper for the administration of the director's duties under sections 67.2800 to 67.2840, subject to the requirements of sections 361.105 and 536.024.

4. The division shall provide each completed examination of a clean energy development board to the municipality that has joined a residential PACE program operated by such board or district in which such board operates.

5. The clean energy development board and its program administrator or other agents shall be jointly and severally responsible for paying the actual costs of examinations, not to exceed five thousand dollars, which the director shall assess upon the completion of an examination and be credited to the division of finance fund established under section 361.170 and subject to the provisions thereof.

67.2817. 1. Notwithstanding any other contractual agreement to the contrary, each assessment contract shall be reviewed, approved, and executed by the clean energy development board and these duties shall not be delegated. Any attempted delegations of these duties shall be void.

2. An assessment contract shall not be approved, executed, submitted, or otherwise presented for recordation unless a clean energy development board verifies that the following criteria are satisfied:

- (1) The PACE assessments are assessed in equal annual installments;
- (2) The PACE assessment may be paid in full at any time without prepayment penalty. The pay-off letter shall specify the amount of any fee or charge by a lender or loan service agent to obtain the total balance due. The release of the assessment shall be recorded within thirty days of the receipt of the amounts identified in the pay-off letter;
- (3) The assessment contract shall disclose applicable penalties, interest penalties, or late fees under the contract and describe generally the interest and penalties imposed under chapter 140 relating to the collection of delinquent property taxes;
- (4) The clean energy development board shall provide a separate statement to the owner of the residential property of the penalties or late fees authorized under the assessment contract and of the penalties and interest penalties under chapter 140 for the applicable tax collector as of the date of the assessment contract;
- (5) The clean energy development board has confirmed that the property owner is current on property taxes for the project property;
- (6) The property that shall be subject to the assessment contract has no recorded and outstanding involuntary liens in excess of one thousand dollars;
- (7) The property owner shall not currently be a party to any bankruptcy proceeding where any existing lien holder of the property is named as a creditor;
- (8) The term of the assessment contract shall not exceed the weighted average useful life of the qualified improvements to which the greatest portion of funds disbursed under the assessment contract is attributable, not to exceed twenty years. The clean energy development board shall determine useful life for purposes of this subdivision based upon credible third-party standards or certification criteria that have been established by appropriate government agencies or nationally recognized standards and testing organizations;
- (9) The property owner is current on all mortgage debt on the subject property and has no more than one late payment during the twelve months immediately preceding the application date on any mortgage debt; and
- (10) The clean energy development board shall not enter into an assessment contract or levy or collect a special assessment for a project without making a finding that there are sufficient resources to complete the project and that the estimated economic benefit expected from the project during the financing period is equal to or greater than the cost of the project.

3. Any assessment contract for a project that costs between eighty percent and ninety-seven percent of the fair market value of the benefitted property prior to the project shall include provision of an insurance policy providing coverage for any remaining cost of fulfilling the assessment contract, including any accumulated interest, in the event the property is foreclosed upon. Such insurance policy shall run with the land in the same manner as the other obligations set forth in the assessment contract.

4. The property owner executing the PACE assessment contract shall have a three-day right to cancel the qualifying improvements proposed for financing under the PACE assessment contract. The three-day right to cancel shall expire at midnight of the third business day after a property owner signs the assessment contract. The clean energy development board shall be required to provide a printed form that is presented to the property owner no later than the time of signing of the assessment contract detailing the property owner's right to cancel. An electronic form may be provided if the owner consents electronically to receiving an electronic form.

5. Prior to the execution of an assessment contract, the clean energy development board shall advise the property owner in writing that any delinquent assessment shall be a lien on the property subject to the assessment contract and that the obligations under the PACE assessment contract continue as an obligation against the improved property if the property owner sells or refinances the property and that a purchaser or lender may require that before the owner may sell or refinance the property that the owner may be required to pay the assessment contract in full.

6. Prior to the execution of an assessment contract, the clean energy development board shall advise the property owner in writing that if the property owner pays his or her property taxes and special assessments via a lender or loan servicer's escrow program, the special assessment will cause the owner's

monthly escrow requirements to increase and increase the owner's total monthly payment to the lender or the loan servicer. The clean energy development board shall further advise the property owner that if the special assessment results in an escrow shortage that the owner will be required to pay the shortage in a lump-sum payment or catch-up the shortage over twelve months.

7. The clean energy development board, within three days of entering an assessment contract, shall provide any holder of a first mortgage loan a copy of the assessment contract and a statement that includes a brief description of the project, the cost of the project, the annual assessment that will be levied, and the number of annual assessments. Transmittal shall be by United States mail to the holder of the first mortgage loan of record.

8. The clean energy development board shall maintain a public website with current information about the PACE program as the board deems appropriate to inform consumers regarding the PACE program. The website shall list approved contractors for the PACE program. The website shall disclose the process for property owners or their successors to request information about the assessment contract, the status of the assessment contract, and for all questions including contract information to obtain a payoff amount for the release of an assessment contract.

9. The clean energy development board, its agents, contractor, or other third party shall not make any representation as to the income tax deductibility of an assessment.

10. The primary existing lien holder for a property shall have three business days to deny an assessment contract.

67.2818. 1. Any requirements and consumer protections established by federal law and regulations, and any amendments thereto, applicable to property assessed clean energy financing, shall apply to residential assessment contracts made pursuant to sections 67.2800 to 67.2840. Additionally, the clean energy development board shall consider the financial ability of the property owner to repay the assessment contract.

2. The clean energy development board shall not enter into an assessment contract or levy or collect a special assessment for a project if the cash price of the residential project is more than twenty percent of the market value in money of the property as determined by reference to the county assessment records for tax purposes for the most recent completed assessment by the county assessor.

3. The clean energy development board shall not enter into an assessment contract or levy or collect a special assessment for a project if the PACE assessment contract combined with any existing and outstanding indebtedness secured by the property exceeds ninety-seven percent of the current market value of the property as determined by reference to the county assessment records for tax purposes for the most recent completed assessment by the county assessor.

4. The clean energy development board shall provide a disclosure form to homeowners that shows the financing terms of the assessment contract including, but not limited to:

(1) The total amount funded and borrowed, including the cost of the installed improvements, the program fees, and capitalized interest, if any;

(2) The annual tax assessment, billing process, and payment due date;

(3) The annual payment amounts;

(4) The term of the assessment;

(5) The fixed rate of interest charged;

(6) The annual percentage rate;

(7) A payment schedule that fully amortizes the amount financed;

(8) The improvements to be installed;

(9) A statement that if the property owner sells or refinances the property that the owner may be required by a mortgage lender or a purchaser to pay off the assessment as a condition of refinancing or sale;

(10) A statement that no penalty shall be assessed or collected for prepayment of the assessment and the specific amount of any fee or charge by a lender or loan servicing agent to obtain the total balance due in a pay-off letter and the recording of a release of the assessment which shall be recorded within thirty days of the receipt of the amount identified in the pay-off letter;

(11) That the PACE annual assessment shall be collected along with property taxes and that any taxes and annual assessment not paid on or before December thirty-first shall result in a lien on the improved property for the unpaid taxes, unpaid annual assessment, interest, and penalties as provided by law;

(12) That if the owner pays property taxes and insurance through his or her mortgage payment and an escrow account, that the special assessment will cause the owner's monthly escrow requirements to increase and increase the owner's monthly payment to the lender or the loan servicer and that if the special

assessment results in an escrow shortage that the owner shall be required to pay the shortage in a lump-sum payment or catch-up the shortage over twelve months;

(13) That failure to timely pay the annual assessment and taxes will result in a tax lien and penalties and fees being assessed and added to the annual assessment and taxes, and that if the delinquency is not paid, the property could be sold at a tax sale resulting in issuance of a tax certificate or collector's deed to a purchaser that could result in the property owner losing his or her home; and

(14) That the property owner should seek professional tax advice if he or she has questions regarding tax credits related to a PACE project or the tax matters presented by the assessment contract or financing agreement and payments thereunder.

5. The clean energy development board shall be required to present the disclosure form to a property owner for acknowledgment prior to the execution of an assessment contract.

6. Before a property owner executes an assessment contract, the clean energy development board shall do the following:

(1) Make a verbal confirmation that at least one owner of the property has a copy of the assessment contract documents with all the key terms completed, the financing estimate and disclosure form, and the right-to-cancel form with a written copy available upon request; and

(2) Make a verbal confirmation of the key terms of the assessment contract, in plain language, with the property owner, or to the verified authorized representative of the owner, and shall obtain acknowledgment from the property owner or representative to whom the verbal confirmation is given.

7. The verbal confirmation shall include, but is not limited to, all the following information:

(1) The property owner has the right to have other persons present, and an inquiry as to whether the property owner would like to exercise the right to include other individuals. This inquiry shall occur immediately after the determination of the preferred language of communication;

(2) The property owner is informed that he or she should review the assessment contract and financing estimate and disclosure form with all other owners of the property;

(3) The qualified improvement being installed is being financed by an assessment contract;

(4) The total estimated annual costs the property owner will have to pay under the assessment contract, including applicable fees;

(5) The total estimated average monthly amount of funds the property owner would have to save in order to pay the annual costs under the assessment contract, including applicable fees;

(6) The term of the assessment contract;

(7) That payments on the assessment contract shall be made through an additional annual assessment on the property and paid either directly to the county tax collector's office as part of the total annual secured property tax bill or through the property owner's mortgage escrow account, and that if the property owner pays his or her taxes through an escrow account, he or she should notify his or her mortgage lender to discuss adjusting his or her monthly mortgage payment or otherwise providing additional funds to avoid a shortage in the owner's mortgage escrow account;

(8) That the property shall be subject to a lien during the term of the assessment contract for any delinquent assessments;

(9) That before the owner may sell or refinance the property, a purchaser or lender may require the obligation under the assessment contract to be paid in full;

(10) That the clean energy development board, its agents contractor, or other third party does not provide tax advice, and that the property owner should seek professional tax advice if he or she has questions regarding tax credits related to the project or the tax matters presented by the PACE assessment or assessment contract; and

(11) The date the first payment shall be due.

67.2819. 1. The clean energy development board or its agents shall not permit contractors or other third parties to advertise the availability of residential assessment contracts that are administered by the board, or to solicit property owners on behalf of the board, unless both of the following requirements are met:

(1) The contractor maintains any permits, licenses, or registrations required for engaging in its business in the jurisdiction where it operates and maintains bond and insurance coverage in minimum amounts determined by the clean energy development board or higher amounts as required in the jurisdiction where the contractor is licensed or registered; and

(2) The clean energy development board or its agents obtain the contractor's written agreement that the contractor or third party shall act in accordance with chapter 407 and other applicable advertising and marketing laws and regulations.

2. The clean energy development board or its agents shall not provide any direct or indirect cash payment or other thing of material value to a contractor or third party in excess of the actual price charged by that contractor or third party to the property owner for one or more qualified improvements financed by an assessment contract.

3. The clean energy development board or its agents shall not provide to a contractor engaged in soliciting financing agreements on behalf of the clean energy development board or its agents any information that discloses the maximum amount of funds for which a property owner may be eligible for qualifying improvements or the amount of equity in a property.

4. The clean energy development board or its agents shall not reimburse a contractor or third party for expenses for advertising and marketing campaigns that solely benefit the contractor.

5. The clean energy development board or its agents may reimburse a contractor's bona fide and reasonable training expenses related to PACE financing, provided that:

(1) The training expenses are actually incurred by the contractor; and

(2) The reimbursement is paid directly to the contractor, and is not paid to its salespersons or agents.

6. The clean energy development board or its agents shall not provide any direct cash payment or other thing of value to a property owner explicitly conditioned upon the property owner entering into an assessment contract. Notwithstanding the provisions of this subsection to the contrary, programs or promotions that offer reduced fees or interest rates to property owners are not a direct cash payment or other thing of value, provided that the reduced fee or interest rate is reflected in the assessment contract and in no circumstance provided to the property owner as cash consideration. A contractor shall not provide a different price for a project financed under this section than the contractor would provide if paid in cash by the property owner.

67.2840. 1. Sections 67.2816, 67.2817, 67.2818, and 67.2819 shall be effective and apply to the residential PACE programs of clean energy development boards and participating municipalities after January 1, 2022.

2. Sections 67.2816, 67.2817, 67.2818, and 67.2819 shall be effective and apply to residential PACE assessment contracts entered into after January 1, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Amendment No. 4** was adopted.

Representative Shaul offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 814, Page 3, Section 67.2815, Line 67, by inserting after all of said section and line the following:

"361.097. 1. The state banking and savings and loan board shall consist of five members who shall be appointed by the governor, the senate concurring. No person shall be eligible for appointment unless he or she is a resident of this state. One member shall be an attorney at law and a member of the Missouri Bar in good standing. ~~[Two]~~ **Three** members shall each have had at least five years of active bank **or association** management experience **at an institution chartered under chapter 362 or 369** in this state. ~~[One member shall have had at least five years of active management experience in this state of one or more associations as defined in chapter 369.]~~ One member shall be an individual who is not involved in the administration of a financial institution. Not more than three members of the board shall be members of the same political party.

2. The term of office of each member of the state banking and savings and loan board shall be six years. The board shall select its own chairman and secretary. The members of the state banking and savings and loan board shall hold office for the respective terms for which they are appointed and until their successors shall qualify. Vacancies on such board shall be filled by appointment for the unexpired term in the same manner as in the case of an original appointment.

361.110. 1. **On Monday of each week or, if Monday is a holiday, the next day that is not a holiday,** the director of finance shall ~~[keep in his office, in a place]~~ **post by five o'clock p.m. on a publicly accessible** ~~[to the general public, a bulletin board upon which he shall cause to be posted at noon on Friday, of each week,]~~ **website of the division of finance** a detailed statement signed by ~~[him]~~ **the director** or, in case of ~~[his]~~ **the director's** absence from the City of Jefferson or inability to act, by the deputy director in charge, giving the following items of general information with regard to the work of the division since the preceding statement:

- (1) The name of every corporation whose articles of agreement have been filed for examination in the office of the director, its location and the date of filing of such articles of agreement;
- (2) The name and location of every corporation authorized by the director to commence or continue business, its capital, surplus and the date of authorization;
- (3) The name of every proposed corporation which a certificate of incorporation has been refused by the director and the date of notice of refusal;
- (4) The name and location of every foreign corporation, whose authorization certificate or license has been revoked by the director and the date of such revocation;
- (5) The name of every corporation that has applied to the director for permission to open a branch office, the date of such application and the location of the proposed branch;
- (6) The name of every corporation that has been authorized by the director to open a branch office, the date of approval and the location of such branch office;
- (7) The name and location of every corporation authorized by the director to increase or reduce its capital stock or permanent capital, the date of such authorization and the amount of the increase or reduction;
- (8) The names and locations of all corporations that have merged pursuant to the provisions of this chapter and the dates of such mergers;
- (9) The name and residence of every person appointed by the director as a deputy, examiner or employee in the banking department, the title of the office to which appointed, the compensation paid and the date of appointment;
- (10) The date on which a call for a quarterly report by banks or trust companies was issued by the director and the day designated as the day with reference to which such report should be made;
- (11) The name and location of every corporation of whose property and business the director shall have taken possession and the date of taking possession, and the name and residence of every person appointed by the director as a special deputy director;
- (12) The name and location of every corporation which shall have been authorized by the director to resume business and the date of resumption;
- (13) The name and location of every corporation whose creditors or depositors have been paid in full by the director and a meeting of whose stockholders shall have been called together with the date of notice of meeting and date of meeting; **and**
- (14) The name and location of every corporation subject to the provisions of this chapter whose affairs and business shall have been finally liquidated and the corporation dissolved.

2. ~~[Every such statement, after having been so posted for one week, shall be placed on file and kept in the office of the director.]~~ All such statements shall be **retained by the division of finance** as public documents and at all reasonable times shall be open to public inspection **and available on a publicly accessible website of the division of finance.**

361.727. The director shall issue regulations necessary to carry out the intent and purposes of sections 361.700 to 361.727, pursuant to the provisions of section ~~[361.103]~~ **361.105** and chapter 536.

362.023. 1. Other provisions of the law to the contrary notwithstanding, the articles of agreement of any trust company may preclude the acceptance of demand deposits, in which case the procedure for granting or denying a charter for the proposed trust company shall be as provided in sections 362.025 to 362.040, except that the determination of need and convenience as provided in section 362.030 shall be limited to the need for fiduciary services as authorized under subsection ~~[2]~~ **3** of section 362.105.

2. No trust company the articles of which preclude or do not affirmatively provide for the acceptance of demand deposits, and no trust company which does not regularly accept demand deposits on September 28, 1977, shall accept demand deposits without a certificate issued by the director of finance authorizing the acceptance of demand deposits. The application for such certificate shall be treated as an application for a new charter and shall be granted or denied as provided in sections 362.030 to 362.040.

362.044. 1. Stockholders' meetings may be held at such place, within this state, as may be prescribed in the bylaws. In the absence of any such provisions, all meetings shall be held at the principal banking house of the bank or trust company.

2. An annual meeting of stockholders for the election of directors shall be held on a day which each bank or trust company shall fix by its bylaws; and if no day be so provided, then on the second Monday of January.

3. Special meetings of the stockholders may be called by the directors or upon the written request of the owners of a majority of the stock.

4. ~~[Notice of annual or special stockholders' meetings shall state the place, day and hour of the meeting, and shall be published at least ten days prior to the meeting and once a week after the first publication with the last publication being not more than seven days before the day fixed for such meeting, in some daily or weekly newspaper printed and published in the city or town in which the bank or trust company is located, and if there be none, then in some newspaper printed and published in the county in which the bank or trust company is located, and if there be none, then in some newspaper printed and published in an adjoining county.]~~ A written or printed copy of the notice **of an annual or special stockholders' meeting** shall be delivered personally ~~[or mailed]~~, **by mail, or electronically** to each stockholder at least ten but not more than fifty days prior to the day fixed for the meeting, and shall state, in addition to the place, day and hour, the purpose of any special meeting or an annual meeting at which the stockholders will consider a change in the par value of the corporation stock, the issuance of preferred shares, a change in the number of directors, an increase or reduction of the capital stock of the bank or trust company, a change in the length of the corporate life, an extension or change of its business, a change in its articles to avail itself of the privileges and provisions of this chapter, or any other change in its articles in any way not inconsistent with the provisions of this chapter. Any stockholder may waive notice by causing to be delivered to the secretary during, prior to or after the meeting a written, signed waiver of notice, or by attending such meeting except where a stockholder attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

5. Unless otherwise provided in the articles of incorporation, a majority of the outstanding shares entitled to vote at any meeting represented in person or by proxy shall constitute a quorum at a meeting of stockholders; provided, that in no event shall a quorum consist of less than a majority of the outstanding shares entitled to vote, but less than a quorum shall have the right successively to adjourn the meeting to a specified date no longer than ninety days after the adjournment, and no notice need be given of the adjournment to shareholders not present at the meeting. Every decision of a majority of the quorum shall be valid as a corporate act of the bank or trust company unless a larger vote is required by this chapter. **For the purposes of this section, a stockholder is considered to have appeared in person at an annual or special stockholders' meeting even if the stockholder appears remotely via telephone or videoconference.**

6. (1) The stockholders of the bank or trust company may approve business by proxy and cancel any stockholders' meeting, provided:

(a) The stockholders are sent notice of such stockholders' meeting and a proxy referred to in this section;
(b) Within such proxy the stockholders are given the opportunity to approve or disapprove the cancellation of such stockholders' meeting;

(c) At least eighty percent of such bank or trust company's stock is voted by proxy; and

(d) All stockholders voting by proxy vote to cancel such stockholders' meeting.

(2) No business shall be voted on by proxy other than that expressly set out and clearly explained by the proxy material. If such stockholders' meeting is cancelled by proxy, notice of such cancellation shall be sent to all stockholders at least five days prior to the date originally set for such stockholders' meeting. The corporate secretary shall reflect all proxy votes by subject and in chronological order in the board of directors' minute book. The notice for such stockholders' meeting shall state the effective date of any of the following: new directors' election, change in corporate structure and any other change requiring stockholder approval.

7. The voting shareholder or shareholders of the bank or trust company may transact all business required at an annual or special stockholders' meeting by unanimous written consent.

362.165. 1. All real estate, including any subsurface rights or interests therein, purchased by any bank or trust company or taken by it in its own right in settlement of debts due it shall be conveyed to it directly by name and the conveyance immediately recorded in the office of the proper recording officer of the county or city in which the real estate is located.

2. Such real estate, rights, or interests so purchased or acquired by any bank or trust company shall be sold by it within ten years of the date on which it shall have been acquired unless it shall be held or occupied in whole or in part by the bank or trust company under the authority of **paragraph (c) of subdivision (10) of subsection 1 of section 362.105**~~], subsection 1, subdivision (9), paragraph (a)]~~; provided, that if at any time a bank or trust company

changes its location it may have ten years from the date of the change to sell the former location. The aggregate amount of earnings from such real estate, rights or interests shall be separately disclosed in reports of the bank or trust company.

362.247. 1. A majority of the full board of directors shall constitute a quorum for the transaction of business unless another number is required by the articles of agreement, the bylaws or by law. The act of a majority of the directors present at a meeting at which a quorum is present shall be the act of the board of directors unless the act of a greater number is required by the articles of agreement, the bylaws or by law.

2. ~~[When the board of]~~ **Unless otherwise prohibited by statute or regulation, directors ~~[meets]~~ may attend board meetings** by telephonic conference call or video conferencing, **and** the bank or trust company may include in a quorum directors who are not physically present but are allowed to vote, provided the ~~[bank and directors meet the applicable requirements of this section as follows:~~

~~—— (1) The~~ bank or trust company has a composite rating of 1 or 2 under the ~~[CAMELS (Capital, Assets, Management, Earnings, Liquidity, and Sensitivity)]~~ **Uniform Financial Institutions Rating System of the Federal Financial Institution Examination Counsel (FFIEC)]**; ~~and~~

~~—— (2) The bank or trust company's board meeting will not be attended by representatives of the bank or trust company's state or federal bank regulator].~~

3. Any director ~~[who is not physically present within the common area for the meeting and wishes to]~~ **remotely attending a board meeting via telephone or video conferencing may** be counted toward a quorum for such meeting ~~[shall sign an affidavit under penalty of perjury that such]~~ **and, if the director is not otherwise prohibited, may vote on matters before the bank or trust company's board so long as the meeting minutes identify the director appearing remotely and reflect that the remote director:**

(1) Received formal notice of the board meeting for which he or she is attending or waived such notice as otherwise provided by law;

(2) Received the board meeting information required for each board of director's meeting as provided by section 362.275; ~~[and]~~

(3) Was alone when participating in such board meeting or was in the physical presence of no one not a director of such bank or trust company]; ~~and~~

(4) Was able to clearly hear such board meeting discussion from its beginning to end.

4. ~~[Notwithstanding the provisions of subsections 2 and 3 of this section to the contrary,]~~ The director of the division of finance may promulgate ~~[alternative or]~~ additional regulations, reasonable in scope, to provide for the integrity of the board of directors' operations when directors ~~[who are not physically present and counted toward such board's quorum, provided the regulations balance the integrity of such board's]~~ **attend board meetings remotely, the safety and soundness of the bank or trust company's operation [with], and the bank or trust company's interest in minimizing the cost of compliance with such regulation.**

~~[5. The sole remedy when the bank, trust company or director fails to follow the procedures for directors who are not physically present and counted toward the board's quorum as provided in this section shall be limited to such action as the division of finance may bring under its enforcement authority as provided in chapter 361.]~~

362.250. 1. Every person elected director of a bank or trust company shall, within thirty days after election, qualify himself **or herself** as director by filing with the officers of the bank or trust company an oath that he **or she** will, so far as the duty devolves on him **or her**, diligently and honestly administer the affairs of the bank or trust company, and will not knowingly violate, or willingly permit to be violated, any of the provisions of law applicable to the bank or trust company.

2. The oath shall be subscribed by the director making it, and certified by an officer authorized by law to administer oaths, and the fact of the oath having been made and filed with the officers of the bank or trust company shall be noted on the records of the acts of the directors.

3. The oath, subscribed by the director making it; ~~and certified by the officer before whom it is taken, shall be [immediately transmitted to the director of finance and shall be filed and preserved in his office]~~ **retained with the official records of the board of directors.**

4. Failure to comply with this provision within the time specified shall work a forfeiture of the position; provided, however, that the director of finance may, for cause deemed sufficient by him **or her**, extend the time; and when any vacancy occurs by this failure the board of directors shall, at the next regular meeting thereafter, enter the fact of the vacancy upon their records and promptly proceed to elect some competent person to fill the vacancy for the unexpired term.

362.340. 1. The directors of a bank or trust company shall direct and require good and sufficient fidelity bonds on all active officers and employees, whether or not they draw salary or compensation, which bonds shall provide for indemnity to the bank on account of any losses sustained by it as the result of any dishonest, fraudulent or criminal act or omission committed or omitted by them acting independently or in collusion or combination with any person or persons. The bonds may be in individual, schedule or blanket form, and the premiums therefor may be paid by the bank or trust company.

2. The directors may also direct and require suitable insurance protection to the bank against burglary, robbery, theft and other similar insurable hazards to which the bank or trust company may be exposed in the operations of its business on the premises or elsewhere.

3. The directors shall be responsible for approving at least once in each year the amount or penal sum of the bonds or policies and the sureties or underwriters thereon, after giving due and careful consideration to all known elements and factors constituting the risk or hazard. The action shall be recorded in the minutes of the board of directors and ~~thereafter be reported to the director and be subject to his approval~~ **the relevant information documented on a form provided by the division of finance. Thereafter, the completed form shall be retained and preserved by the bank or trust company. The director of finance shall publish yearly a tiered schedule of minimum levels of coverages.**

362.550. 1. When any trust company organized pursuant to the laws of this state shall have been nominated as personal representative of the last will of any deceased person, the court or officer authorized pursuant to the law of this state to grant letters testamentary thereon shall, upon proper application, grant letters testamentary thereon to the trust company or to its successor by merger.

2. When application is made for the appointment of a personal representative on the estate of any deceased person, and there is no person entitled to the letters, or if there is one so entitled then, on the application of the person, the court or officer making the appointment may grant letters of administration with will annexed to any trust company.

3. Any trust company may be appointed conservator, trustee, personal representative, receiver, assignee or in any other fiduciary capacity, in the manner now provided by law for appointment of individuals to any such office. On the application of any natural person acting in any such office, or on the application of any natural persons acting jointly in any such office, any trust company may be appointed by the court or officer having jurisdiction in the place and stead of the person or persons; or on the application of the person or persons any trust company may be appointed to the office to act jointly with the person or persons theretofore appointed, or appointed at the same time; provided, the appointment shall not increase the compensation to be paid the joint fiduciaries over the amount pursuant to the law payable to a fiduciary acting alone.

4. Any natural person or persons heretofore or hereafter appointed as guardian, trustee, personal representative, receiver, assignee, or in any other fiduciary capacity, desiring to have their bond under the office reduced, or desiring to be appointed under a reduced bond, the person or persons may apply to the court to have their appointment put or made under such limitation of powers and upon such terms and conditions as to the deposits of assets by the person or persons with any trust company, under such reduced bond to be given by the person or persons as the court or judge shall prescribe, and the court or judge may make any proper order in the premises.

5. Any investments made by any trust company of money received by it in any fiduciary capacity shall be at its sole risk, and for all losses of such money the capital stock and property of the company shall be absolutely liable, unless the investments are such as are proper when made by an individual acting in such fiduciary capacity, or such as are permitted under and by the instrument or order creating or defining the trust. Any trust company in the exercise of its fiduciary powers as personal representative, guardian, trustee or other fiduciary capacity, may retain and continue to hold, as an investment of an estate, trust or other account administered by it as fiduciary, any shares of the capital stock, and other securities or obligations, of the trust company so acting, and of any parent company or affiliated company of such trust company, which stock, securities and obligations have been transferred to or deposited with such fiduciary by the creator or creators of such fiduciary account or other donors or grantors, or received by it in exchange for, or as dividends upon, or purchased by the exercise of subscription rights, including rights to purchase fractional shares, in respect of, any other stock, securities or obligations so transferred to or deposited with it, or which have been purchased by such fiduciary pursuant to a requirement of the instrument or order governing such account or pursuant to the direction of such person or persons other than the trust company having power to direct such fiduciary with respect to such purchases; but except as herein provided, including the exercise of subscription rights, no such trust company shall purchase as an investment for any fiduciary account, in the exercise of its own discretion, any stock or other securities or obligations, other than deposit accounts, savings certificates or certificates of deposits, issued by such trust company, or its parent or affiliated companies. This subsection shall not be construed to prohibit a trust company, in the exercise of its own discretion, from purchasing

as an investment, for any fiduciary account, securities or obligations of any state or political subdivision thereof which meet investment standards which shall be established by the director of the division of finance, even though such obligations are underwritten by such trust company or its parent or affiliated companies.

6. The court or officer may make orders respecting the trusts and require any trust company to render all accounts which the court or officer might lawfully require if the personal representative, guardian, trustee, receiver, depository or the trust company acting in any other fiduciary capacity, were a natural person.

7. Upon the appointment of a trust company to any fiduciary office, no official oath shall be required.

8. Property or securities received or held by a trust company in any fiduciary capacity shall be a special deposit in the trust company, and the accounts thereof shall be kept separate from each other and separate from the company's individual business. The property or securities held in trust shall not be mingled with the investments of the capital stock or other property belonging to the trust company or be liable for the debts or obligations thereof. For the purpose of this section, the corporation shall have a trust department, in which all business authorized by subsection [2] 3 of section 362.105 is kept separate and distinct from its general business.

9. The accounts, securities and all records of any trust company relating to a trust committed to it shall be open for the inspection of all persons interested in the trust.

10. When any trust company organized pursuant to the laws of this state shall have been appointed personal representative of the estate of any deceased person, or guardian, trustee, receiver, assignee, or in any other fiduciary capacity, in the manner provided by law for appointment to any such office, and if the trust company has heretofore merged or consolidated with or shall hereafter merge or consolidate with any other trust company organized pursuant to the laws of this state, then, at the option of the first mentioned company, and upon the filing by it, with the court having jurisdiction of the estate being administered, of a certificate of the merger or consolidation, together with a statement that the other trust company is to thereafter administer the estate held by it and an acceptance by the latter trust company of the trust to be administered, the certificate, statement and acceptance to be executed by the president or vice president of the respective companies and to have affixed thereto the corporate seals of the respective companies, attested by the secretary thereof, and further upon the approval of the court and the giving of such bond as may be required, all the rights, privileges, title and interest in and to all property of whatsoever kind, whether real, personal or mixed, and things in action belonging to the trust estate, and every right, privilege or asset of conceivable value or benefit then existing which would inure to the estate under an unmerged or consolidated existence of the first mentioned company, shall be fully and finally and without right of reversion transferred to and vested in the corporation into which it is merged or with which it is consolidated, without further act or deed, and the last mentioned corporation shall have and hold the same in its own right as fully as the same was possessed and held by the corporation from which it was, by operation of the provisions of this section, transferred, and the corporation shall succeed to all the relations, obligations and liabilities, and shall execute and perform all the trusts and obligations devolving upon it, in the same manner as though it had itself assumed the relation or trust.

11. Notwithstanding any other provisions of law to the contrary, a bank, trust company or affiliate thereof, when acting as a trustee, investment advisor, custodian, or otherwise in a fiduciary capacity with respect to the investment and reinvestment of assets may invest and reinvest the assets, subject to the standards contained in section 456.8-816 and sections 469.900 to 469.913, in the securities of any open-end or closed-end management investment company or investment trust registered pursuant to the federal Investment Company Act of 1940 as amended (15 U.S.C. Sections 80a-1, et seq.) (collectively, "mutual funds"), or in shares or interests in a partnership or limited liability company or other entity that operates as a privately offered investment fund. Such investment and reinvestment of assets may be made notwithstanding that such bank, trust company, or affiliate provides services to the investment company or trust or privately offered investment fund as investment advisor, sponsor, distributor, custodian, transfer agent, registrar, or otherwise, and receives reasonable remuneration for such services. Such bank or trust company or affiliate thereof is entitled to receive fiduciary fees with respect to such assets. For such services the bank or trust company or affiliate thereof shall be entitled only to the normal fiduciary fee but neither a bank, trust company nor affiliate shall be required to reduce or waive its compensation for services provided in connection with the investment and management of assets because the fiduciary invests, reinvests or retains assets in a mutual fund or privately offered investment fund. The provisions of this subsection apply to any trust, advisory, custody or other fiduciary relationship established before or after August 28, 1999, unless the governing instrument refers to this section and provides otherwise.

12. As used in this section, the term "trust company" applies to any state or national bank or trust company qualified to act as fiduciary in this state.

362.570. 1. The trust guaranty fund shall be absolutely pledged for the faithful performance by the bank or trust company of its duties and undertakings under the provisions of subsection [2] 3 of section 362.105[;] and shall be applied to make good any default in the performance[; and]. The pledge and liability shall not in any way relieve the stock and general funds of the bank or trust company, but creditors under the subdivisions shall have an equal claim with other creditors upon the capital and other property of the bank or trust company in addition to the security hereby given, and in addition to the deposit made with the finance director under the provisions of section 362.590.

2. No portion of the trust guaranty fund shall be transferred to the general capital while the bank or trust company has undertakings of the kinds mentioned in subsection [2] 3 of section 362.105, for whose performance bonds are required from individuals, outstanding and uncompleted, but income therefrom, if not required at any dividend time to make good such undertakings, may be added to and disposed of with the general income of the bank or trust company.

362.765. 1. As used in this section, the following terms mean:

(1) "Nonbank affiliate", any nonbank business entity of which a bank holding company holds control, as defined under section 362.910;

(2) "Nonbank business entity", an entity that is not a bank, trust company, savings and loan association, or savings bank;

(3) "Nonbank subsidiary", any nonbank business entity of which a bank or trust company holds control, as defined under section 362.910.

2. Upon approval by the director of finance, a bank or trust company chartered under this chapter may merge with one or more of its nonbank subsidiaries or nonbank affiliates pursuant to an agreement of merger, provided that the bank or trust company is the surviving institution.

3. The agreement of merger shall be submitted to the director of finance, and the director shall act upon the agreement of merger within thirty days of the submission. In determining whether to approve or deny the merger, the director shall consider the purpose of the transaction, its impact on the safety and soundness of the bank or trust company, and any effect on the bank or trust company's customers. The director of finance may deny a merger if the merger would have a negative effect in any such respect.

4. The decision of the director of finance may be appealed in the same manner as decisions by the director under section 362.040 may be appealed. Should the state banking and savings and loan board decision result in the approval of the agreement of merger, the board may impose such conditions and terms upon the merger as the board deems appropriate.

5. Should an agreement of merger be approved, the director of finance shall provide a certification for the effective date of the merger to the bank or trust company that the bank or trust company may present to the secretary of state or other applicable state business office to demonstrate the completion of the merger.

6. A merger authorized under this section shall not enable a bank or trust company to exercise any right, power, privilege, or benefit that the bank or trust company could not lawfully exercise immediately prior to the merger.

365.100. 1. For contracts entered into on or after August 28, 2005, if the contract so provides, the holder thereof may charge, finance, and collect:

(1) A charge for late payment on each installment or minimum payment in default for a period of not less than fifteen days in an amount not to exceed five percent of each installment due or the minimum payment due or twenty-five dollars, whichever is less; except that, a minimum charge of ten dollars may be made, or when the installment is for twenty-five dollars or less, a charge for late payment for a period of not less than fifteen days shall not exceed five dollars, provided, however, that a minimum charge of one dollar may be made;

(2) Interest on each delinquent payment at a rate which shall not exceed the highest lawful contract rate. In addition to such charge, the contract may provide for the payment of attorney fees not exceeding fifteen percent of the amount due and payable under the contract where the contract is referred for collection to any attorney not a salaried employee of the holder, plus court costs;

(3) ~~[A dishonored or insufficient funds check fee equal to such fee as provided in section 408.653, in addition to fees charged by a bank for each check, draft, order or like instrument which is returned unpaid]~~ **A reasonable service fee not to exceed the amount permitted under subdivision (2) of subsection 6 of section 570.120 for any check, draft, order, or like instrument that is returned unpaid by a financial institution, plus an amount equal to the actual fees charged by the financial institution for each check, draft, order, or like instrument returned unpaid; and**

(4) All other reasonable expenses incurred in the origination, servicing, and collection of the amount due under the contract.

2. A holder of a contract may impose a convenience fee for payments using an alternative payment channel that accepts a debit or credit card not present transaction, nonface-to-face payment, provided that:

- (1) The person making the payment is notified of the convenience fee; and
- (2) The fee is fixed or flat, except that the fee may vary based upon method of payment used.

365.140. Notwithstanding the provisions of any retail installment contract to the contrary any buyer may prepay in full, whether by payment in cash, extension or renewal, at any time before maturity the debt of any retail installment contract and on so paying the debt shall receive a refund credit thereon for the anticipation of payment. The amount of the refund shall be calculated by the actuarial method. The lender shall retain no more interest than is actually earned whenever a retail installment contract is prepaid. Any insurance rendered unnecessary by reason of prepayment shall be cancelled by the holder and any refund of premiums received by the holder shall be treated in accordance with the provisions of subsection 2 of section 365.080. **If a retail installment contract is paid in full, the holder shall provide the buyer proof of payment in full which may be by a letter referencing the contract, which shall include information identifying the contract such as the original loan date, account number or other identifying number or code, or by returning the original contract or a copy thereof that is marked as paid in full by the holder.**

369.049. 1. The name of every association ~~[shall]~~ **may** include either the words "Savings Association", or "Savings and Loan Association", except for associations domiciled in Missouri at the time sections 369.010 to 369.369 become law that use in their name "Building and Loan Association" or "Loan and Building Association". No name shall be used which is likely to mislead the public as to the character or purpose of the association or which indicates it is authorized to perform an act or conduct any business which is forbidden to it by law. ~~[The name of the association shall not include the words, "National", "Federal", "United States", "Insured", "Guaranteed", "Government", or "Official".]~~ The name of the association shall not be the same as nor deceptively similar to that of any other corporation authorized to transact business in this state, except in the case of an association formed by the reincorporation, reorganization, or consolidation of other associations, or upon the sale of the property or business of an association.

2. Notwithstanding the provisions of sections 362.421 and 362.425, any association may amend its charter to change its name or in the case of a new charter, may adopt a name, which includes the words "Savings Bank", in lieu of the words "Savings and Loan Association" or "Savings Association". For purposes of this chapter, the term "association" shall include savings banks. The procedure for adopting the name "savings bank" shall be as provided in section 369.059.

3. No person, firm, or corporation, either domestic or foreign, unless authorized to do business in this state under the provisions of sections 369.010 to 369.369 shall do business under any name or title which indicates or reasonably implies that the business is the character or kind of business carried on or transacted by an association or which is likely to lead any person to believe that the business is that of an association. Upon application by the director of the division of finance or any association, a court of competent jurisdiction may issue an injunction to restrain any such entity from violating or continuing to violate any of the foregoing provisions of this subsection.

369.705. 1. As used in this section, the following terms mean:

(1) "Nonbank affiliate", any nonbank business entity of which a bank holding company or bank savings and loan holding company holds control, as defined under section 362.910;

(2) "Nonbank business entity", an entity that is not a bank, trust company, savings and loan association, or savings bank;

(3) "Nonbank subsidiary", any nonbank business entity of which a savings and loan association or savings bank holds control, as defined in section 362.910.

2. Upon approval by the director of finance, a savings and loan institution or savings bank chartered under this chapter may merge with one or more of its nonbank subsidiaries or nonbank affiliates pursuant to an agreement of merger, provided that the savings and loan institution or savings bank is the surviving institution.

3. The agreement of merger shall be submitted to the director of finance, and the director shall act upon the agreement of merger within thirty days of the submission. In determining whether to approve or deny the merger, the director shall consider the purpose of the transaction, its impact on the safety and soundness of the savings and loan institution or savings bank, and any effect on the savings and loan institution or savings bank customers. The director of finance may deny the merger if the merger would have a negative effect in any such respect.

4. The decision of the director of finance may be appealed in the same manner as decisions by the director under section 362.040 may be appealed. Should the state banking and savings and loan board decision result in the approval of the agreement of merger, the board may impose such conditions and terms upon the merger as the board deems appropriate.

5. Should the agreement of merger be approved, the director of finance shall provide a certification for the effective date of the merger to the savings and loan institution or savings bank that the savings and loan institution or savings bank may present to the secretary of state or other applicable state business office to demonstrate the completion of the merger.

6. A merger authorized under this section shall not enable a savings and loan institution or savings bank to exercise any right, power, privilege, or benefit that the savings and loan institution or savings bank could not lawfully exercise immediately prior to such merger.

400.3-309. (a) A person not in possession of an instrument is entitled to enforce the instrument if:

(i) The person ~~[was in possession of the instrument and]~~ **seeking to enforce the instrument:**

(A) Was entitled to enforce the instrument when loss of possession occurred; or

(B) Has directly or indirectly acquired ownership of the instrument from a person who was entitled to enforce ~~[it]~~ the instrument when loss of possession occurred~~[-]~~;

(ii) The loss of possession was not the result of a transfer by the person or a lawful seizure~~[-]~~; and

(iii) The person cannot reasonably obtain possession of the instrument because the instrument was destroyed, its whereabouts cannot be determined, or it is in the wrongful possession of an unknown person or a person that cannot be found or is not amenable to service of process.

(b) A person seeking enforcement of an instrument under subsection (a) must prove the terms of the instrument and the person's right to enforce the instrument. If that proof is made, Section 400.3-308 applies to the case as if the person seeking enforcement had produced the instrument. The court may not enter judgment in favor of the person seeking enforcement unless it finds that the person required to pay the instrument is adequately protected against loss that might occur by reason of a claim by another person to enforce the instrument. Adequate protection may be provided by any reasonable means.

408.035. Notwithstanding the provisions of any other law to the contrary, it is lawful for the parties to agree in writing to any rate of interest, fees, and other terms and conditions in connection with any:

(1) Loan to a corporation, general partnership, limited partnership or limited liability company;

(2) ~~[Business loan of five thousand dollars or more]~~ **Extension of credit primarily for agricultural, business, or commercial purposes;**

(3) Real estate loan, other than residential real estate loans and loans of less than five thousand dollars secured by real estate used for an agricultural activity; or

(4) Loan of five thousand dollars or more secured solely by certificates of stock, bonds, bills of exchange, certificates of deposit, warehouse receipts, or bills of lading pledged as collateral for the repayment of such loans.

408.100. This section shall apply to all loans which are not made as permitted by other laws of this state except that it shall not apply to loans which are secured by a lien on real estate~~[-, nonprocessed farm products, livestock, farm machinery or crops or to loans to corporations]~~. On any loan subject to this section, any person, firm, or corporation may charge, contract for and receive interest on the unpaid principal balance at rates agreed to by the parties.

408.140. 1. No further or other charge or amount whatsoever shall be directly or indirectly charged, contracted for or received for interest, service charges or other fees as an incident to any such extension of credit except as provided and regulated by sections 367.100 to 367.200 and except:

(1) On loans for thirty days or longer which are other than "open-end credit" as such term is defined in the federal Consumer Credit Protection Act and regulations thereunder, a fee, not to exceed ten percent of the principal amount loaned not to exceed one hundred dollars may be charged by the lender; however, no such fee shall be permitted on any extension, refinance, restructure or renewal of any such loan, unless any investigation is made on the application to extend, refinance, restructure or renew the loan;

(2) The lawful fees actually and necessarily paid out by the lender to any public officer for filing, recording, or releasing in any public office any instrument securing the loan, **and reasonable and bona fide third-party fees incurred for remote or electronic filing**, which fees may be collected when the loan is made or at any time thereafter; however, premiums for insurance in lieu of perfecting a security interest required by the lender may be charged if the premium does not exceed the fees which would otherwise be payable;

(3) If the contract so provides, a charge for late payment on each installment or minimum payment in default for a period of not less than fifteen days in an amount not to exceed five percent of each installment due or the minimum payment due or fifteen dollars, whichever is greater, not to exceed fifty dollars. If the contract so provides, a charge for late payment on each twenty-five dollars or less installment in default for a period of not less than fifteen days shall not exceed five dollars;

(4) If the contract so provides, a charge for late payment for a single payment note in default for a period of not less than fifteen days in an amount not to exceed five percent of the payment due; provided that, the late charge for a single payment note shall not exceed fifty dollars;

(5) Charges or premiums for insurance written in connection with any loan against loss of or damage to property or against liability arising out of ownership or use of property as provided in section 367.170; however, notwithstanding any other provision of law, with the consent of the borrower, such insurance may cover property all or part of which is pledged as security for the loan, and charges or premiums for insurance providing life, health, accident, or involuntary unemployment coverage;

(6) Reasonable towing costs and expenses of retaking, holding, preparing for sale, and selling any personal property in accordance with the uniform commercial code - secured transactions, sections 400.9-101 to 400.9-809;

(7) ~~[Charges assessed by any institution for processing a refused instrument plus a handling fee of not more than twenty-five dollars]~~ **A reasonable service fee not to exceed the amount permitted under subdivision (2) of subsection 6 of section 570.120 for any check, draft, order, or like instrument that is returned unpaid by a financial institution, plus an amount equal to the actual fees charged by the financial institution for each check, draft, order, or like instrument returned unpaid;**

(8) If the contract or promissory note, signed by the borrower, provides for attorney fees, and if it is necessary to bring suit, such attorney fees may not exceed fifteen percent of the amount due and payable under such contract or promissory note, together with any court costs assessed. The attorney fees shall only be applicable where the contract or promissory note is referred for collection to an attorney, and is not handled by a salaried employee of the holder of the contract;

(9) ~~[Provided the debtor agrees in writing, the lender may collect a fee in advance for allowing the debtor to defer up to three monthly loan payments, so long as the fee is no more than the lesser of fifty dollars or ten percent of the loan payments deferred, no extensions are made until the first loan payment is collected and no more than one deferral in a twelve month period is agreed to and collected on any one loan; this subdivision applies to nonprecomputed loans only and does not affect any other subdivision;~~

~~———(10)]~~ If the open-end credit contract is tied to a transaction account in a depository institution, such account is in the institution's assets and such contract provides for loans of thirty-one days or longer which are "open-end credit", as such term is defined in the federal Consumer Credit Protection Act and regulations thereunder, the creditor may charge a credit advance fee of up to the lesser of seventy-five dollars or ten percent of the credit advanced from time to time from the line of credit; such credit advance fee may be added to the open-end credit outstanding along with any interest, and shall not be considered the unlawful compounding of interest as specified under section 408.120;

~~[(11)]~~ **(10)** A deficiency waiver addendum, guaranteed asset protection, or a similar product purchased as part of a loan transaction with collateral and at the borrower's consent, provided the cost of the product is disclosed in the loan contract, is reasonable, and the requirements of section 408.380 are met;

~~[(12)]~~ **(11)** A convenience fee for payments using an alternative payment channel that accepts a debit or credit card not present transaction, nonface-to-face payment, provided that:

- (a) The person making the payment is notified of the convenience fee; and
- (b) The fee is fixed or flat, except that the fee may vary based upon method of payment used.

2. Other provisions of law to the contrary notwithstanding, an open-end credit contract under which a credit card is issued by a company, financial institution, savings and loan or other credit issuing company whose credit card operations are located in Missouri may charge an annual fee, provided that no finance charge shall be assessed on new purchases other than cash advances if such purchases are paid for within twenty-five days of the date of the periodic statement therefor.

3. Notwithstanding any other provision of law to the contrary, in addition to charges allowed pursuant to section 408.100, an open-end credit contract provided by a company, financial institution, savings and loan or other credit issuing company which is regulated pursuant to this chapter may charge an annual fee not to exceed fifty dollars.

408.178. Notwithstanding any other law to the contrary, ~~[on loans with an original amount of six hundred dollars or more,]~~ and provided the debtor agrees in writing, the lender may collect a fee in advance for allowing the debtor to defer monthly loan payments, so long as the fee on each deferred period is no more than the lesser of fifty dollars or ten percent of the loan payments deferred, however, a minimum fee of twenty-five dollars is permitted, and no extensions are made until the first loan payment is collected on any one loan. This section applies to nonprecomputed loans only.

408.233. 1. No charge other than that permitted by section 408.232 shall be directly or indirectly charged, contracted for or received in connection with any second mortgage loan, except as provided in this section:

(1) Fees and charges prescribed by law actually and necessarily paid to public officials for perfecting, releasing, or satisfying a security interest related to the second mortgage loan **and reasonable and bona fide third-party fees incurred for remote or electronic filing;**

(2) Taxes;

(3) Bona fide closing costs paid to third parties, which shall include:

(a) Fees or premiums for title examination, title insurance, or similar purposes including survey;

(b) Fees for preparation of a deed, settlement statement, or other documents;

(c) Fees for notarizing deeds and other documents;

(d) Appraisal fees; and

(e) Fees for credit reports;

(4) Charges for insurance as described in subsection 2 of this section;

(5) A nonrefundable origination fee not to exceed five percent of the principal which may be used by the lender to reduce the rate on a second mortgage loan;

(6) Any amounts paid to the lender by any person, corporation or entity, other than the borrower, to reduce the rate on a second mortgage loan or to assist the borrower in qualifying for the loan;

(7) For revolving loans, an annual fee not to exceed fifty dollars may be assessed.

2. An additional charge may be made for insurance written in connection with the loan, including insurance protecting the lender against the borrower's default or other credit loss, and:

(1) For insurance against loss of or damage to property where no such coverage already exists; and

(2) For insurance providing life, accident, health or involuntary unemployment coverage.

3. The cost of any insurance shall not exceed the rates filed with the department of commerce and insurance, and the insurance shall be obtained from an insurance company duly authorized to conduct business in this state. Any person or entity making second mortgage loans, or any of its employees, may be licensed to sell insurance permitted in this section.

4. On any second mortgage loan, a default charge may be contracted for and received for any installment or minimum payment not paid in full within fifteen days of its scheduled due date equal to five percent of the amount or fifteen dollars, whichever is greater, not to exceed fifty dollars. A default charge may be collected only once on an installment or a payment due however long it remains in default. A default charge may be collected at the time it accrues or at any time thereafter and for purposes of subsection [3] 2 of section 408.234 a default charge shall be treated as a payment. No default charge may be collected on an installment or a payment due which is paid in full within fifteen days of its scheduled due date even though an earlier installment or payment or a default charge on earlier installment or payments may not have been paid in full.

5. The lender shall, in addition to the charge authorized by subsection 4 of this section, be allowed to assess the borrower or other maker of refused instrument the actual charge made by any institution for processing the negotiable instrument, plus a handling fee of not more than twenty-five dollars; and, if the contract or promissory note, signed by the borrower, provides for attorney fees, and if it is necessary to bring suit, such attorney fees may not exceed fifteen percent of the amount due and payable under such contract or promissory note, together with any court costs assessed. The attorney fees shall only be applicable where the contract or promissory note is referred for collection to an attorney, and are not handled by a salaried employee of the holder of the contract or note.

6. No provision of this section shall be construed to prohibit the sale of a deficiency waiver addendum, guaranteed asset protection, or a similar product purchased as part of a loan transaction with collateral and at the borrower's consent, provided the cost of the product is disclosed in the loan contract, is reasonable, and the requirements of section 408.380 are met.

408.234. 1. ~~[No lender shall make a second mortgage loan pursuant to sections 408.231 to 408.241 in an initial principal amount of less than two thousand five hundred dollars.~~

~~2.]~~ A lender may take a security interest in any collateral in conjunction with residential real estate in connection with a second mortgage loan.

~~[3-]~~ 2. The borrower shall have an unconditional right to prepay any second mortgage loan. If any such loan providing for interest being added to the principal is prepaid in full one month or more before the final installment date, the lender shall recompute the amount of interest earned to the date of prepayment in full on the basis of the rate of interest originally contracted for computed on the actual unpaid principal balances for the time actually outstanding.

~~[4-]~~ 3. When fees charged need not be disclosed in the annual percentage rate required by Title 15, U.S.C. Sections 1601, et seq., and regulations thereunder because such fees are de minimus amounts or for other reasons, such fees need not be included in the annual percentage rate for state examination purposes.

408.250. Unless otherwise clearly indicated by the context, the following words when used in sections 408.250 to 408.370, for the purposes of sections 408.250 to 408.370, shall have the meanings respectively ascribed to them in this section:

(1) "Cash sale price" means the price stated in a retail time transaction for which the seller would have sold or furnished to the buyer, and the buyer would have bought or obtained from the seller, the goods or services which are the subject matter of the retail time transaction, if such sale were for cash. The cash sale price may include the cost of taxes, official fees, if any, and charges for accessories and their installation and delivery, and for the servicing, repairing or improving of goods. If a retail time transaction involves the repair, modernization, alteration or rehabilitation of real property, the cash sale price may include reasonable fees and costs actually to be paid for construction permits and similar fees, the services of an attorney and any title search and title insurance relating to any mortgage, lien or other security interest taken, granted or reserved pursuant to contract;

(2) "Credit" means the right granted by a creditor to a debtor to defer payment of a debt or to incur debt and defer its payment. It includes the right to incur debt and defer its payment pursuant to the use of a card, plate, coupon book, or other credit confirmation or identification device or number or other identifying description;

(3) The term "creditor" refers only to creditors who regularly extend, or arrange for the extension of, credit whether in connection with loans, sales of property or services, or otherwise;

(4) "Goods" means all tangible chattels personal and merchandise certificates or coupons issued by a retail seller exchangeable for tangible chattels personal of such seller, but the term does not include motor vehicles, nonprocessed farm products, livestock, money, things in action, or intangible personal property. The term includes tangible chattels personal which, at the time of the sale or subsequently, are to be so affixed to realty as to become a part thereof whether or not severable therefrom;

(5) "Holder" of a retail time contract means the retail seller of the goods or services under the contract or, if the contract is purchased or otherwise acquired, the person purchasing or otherwise acquiring the contract;

(6) "Insurance company" means any form of lawfully authorized insurer in this state;

(7) "Motor vehicle" means any new or used automobile, motor home, manufactured home as defined in section 700.010, excluding a manufactured home with respect to which the requirements of subsections 1 to 3 of section 700.111, as applicable, have been satisfied, motorcycle, truck, trailer, semitrailer, truck tractor, or bus, primarily designed or used to transport persons or property on a public highway, road or street, or a mobile or modular home or farm machinery or implements;

(8) "Official fees" means the fees prescribed by law for filing, recording or otherwise perfecting and releasing or satisfying any title or lien retained or taken by a seller in connection with a retail time transaction, **and reasonable and bona fide third party fees incurred for remote or electronic filing;**

(9) "Person" means an individual, partnership, corporation, association, and any other group however organized;

(10) "Principal balance" means the cash sale price of the goods or services which are the subject matter of a retail time transaction plus the amount, if any, included in a retail time contract, if a separate identified charge is made therefor and stated in the contract, for insurance and other benefits and official fees, minus the amount of the buyer's down payment in money or goods;

(11) "Retail buyer" or "buyer" means a person who buys goods or obtains services to be used primarily for personal, family, or household purposes and not primarily for business, commercial, or agricultural purposes from a retail seller in a retail time transaction;

(12) "Retail charge agreement" means an agreement entered into in this state between a retail seller and a retail buyer prescribing the terms of retail time transactions to be made from time to time pursuant to such agreement, and which provides for a time charge to be computed on the buyer's total unpaid balance from time to time;

(13) "Retail seller" or "seller" means a person who regularly sells or offers to sell goods or services to a buyer primarily for the latter's personal, family, or household use and not primarily for business, commercial, or agricultural use. The term also includes a person who regularly grants credit to retail buyers for the purpose of purchasing goods or services from any person, pursuant to a retail charge agreement, but shall not apply to any person licensed or chartered and regulated to engage regularly in the business of making loans from or in this state;

(14) "Retail time contract" means an agreement evidencing one or more retail time transactions entered into in this state pursuant to which a buyer engages to pay in one or more deferred payments the time sale price of goods or services. The term includes a chattel mortgage; conditional sales contract; and a contract for the bailment or leasing of goods by which the bailee or lessee contracts to pay as compensation for their use a sum substantially equivalent to or in excess of their cash sale price and by which it is agreed that the bailee or lessee is bound to become, or, for no further or a merely nominal consideration has the option of becoming, the owner of the goods upon full compliance with the provisions of the contract;

(15) "Retail time transaction" means a contract to sell or furnish or the sale of or furnishing of goods or services by a retail seller to a retail buyer for which payment is to be made in one or more deferred payments under and pursuant to a retail time contract or a retail charge agreement;

(16) "Services" means work, labor and services of any kind furnished or agreed to be furnished by a retail seller but does not include professional services including, but not limited to, services performed by an accountant, physician, lawyer or the like, unless the furnishing of such professional services is the subject of a signed retail time transaction;

(17) "Time charge" means the amount, however denominated or expressed, in excess of the cash sale price under a retail charge agreement or the principal balance under a retail time contract which a retail buyer contracts to pay or pays for goods or services. It includes the extension to the buyer of the privilege of paying therefor in one or more deferred payments;

(18) "Time sale price" means the total of the cash sale price of the goods or services and the amount, if any, included for insurance and other benefits if a separate identified charge is made therefor, and the amounts of the official fees, and the time charge.

408.553. Upon default the lender shall be entitled to recover ~~[no more than the amount which the borrower would have been required to pay upon prepayment of the obligation on]~~ **the amount due and accrued under the agreement, including interest and penalties through the date of payment in full or to the date of a final judgment [together with interest thereafter at]. Following a judgment, the lender may additionally recover the simple interest equivalent of the rate provided in the contract as applied to the amount of the judgment until the date the judgment is paid and satisfied.**

408.554. 1. After a borrower has been in default for ten days for failure to make a required payment and has not voluntarily surrendered possession of the collateral, a lender may give the borrower and all cosigners on the credit transaction the notice described in this section. A lender gives notice to the borrower and cosigners under this section when he delivers the notice to the borrower or cosigner or mails the notice to him at his last known address.

2. Except as provided in subsection 4 of this section, the notice shall be in writing and conspicuously state: The name, address and telephone number of the lender to whom payment is to be made, a brief identification of the credit transaction, the borrower's right to cure the default, and the amount of payment and date by which payment must be made to cure the default. A notice in substantially the following form complies with this subsection:

(name, address, and telephone number of lender)

(account number, if any)

(brief identification of credit transaction)

(amount) is the AMOUNT NOW DUE

(date) is the LAST DAY FOR PAYMENT

You are late in making your payment(s). If you pay the AMOUNT NOW DUE (above) by the LAST DAY FOR PAYMENT (above), you may continue with the contract as though you were not late. If you do not pay by that date, we may exercise our rights under the law.

3. If the loan transaction is an insurance premium loan, the notice shall conform to the requirements of subsection 2 of this section and a notice in substantially the form specified in that subsection complies with this subsection, except for the following:

(1) In lieu of a brief identification of the loan transaction, the notice shall identify the transaction as an insurance premium loan and each insurance policy or contract that may be cancelled;

(2) In lieu of the statement in the form of notice specified in subsection 2 of this section that the lender may exercise his rights under the law, the statement that each policy or contract identified in the notice may be cancelled; and

(3) The last paragraph of the form of notice specified in subsection 2 of this section shall be omitted.

4. If a credit transaction is secured, the notice described in this section shall further state the following:
"If you voluntarily surrender possession of the following specified collateral, you could still owe additional money after the money received from the sale of the collateral is deducted from the total amount you owe."

~~[5. In the case of a second default on the same loan made pursuant to section 408.100 or on the same retail time transaction as defined in section 408.250 or in the case of a third default on the same second mortgage loan as defined in section 408.231, the notice described in subsection 2 of this section shall indicate that in the case of further default, the borrower will have no right to cure.]~~

~~[367.150. Every lender shall, on or before April thirtieth of each year, and upon a form prescribed by the director, file with the director a written report under oath containing the following information pertaining to the supervised business conducted by the lender during the preceding calendar year:~~

~~—— (1) The name of the lender, and the address of each office in the state of Missouri, and the principal office if it is outside the state of Missouri;~~

~~—— (2) The names and addresses of all officers and directors of the lender, and where a partnership the names and addresses of all partners, giving their respective interests;~~

~~—— (3) A balance sheet showing the financial condition of the lender as of the end of the lender's previous fiscal year, including a statement of the total assets used and useful in conducting the business, both tangible and intangible. Where any item of assets or liabilities is involved both in the consumer loan business and in additional loan or other business of the lender, the latter shall indicate on the balance sheet the proportion of each item properly attributable to the consumer loan business in accordance with formulae and regulations prescribed by the director. In the event the lender is a corporation, in addition to the statement of assets and liabilities normally included in balance sheets, a detailed statement of the lender's capitalization shall be given, including:~~

~~—— (a) Total of each class of securities authorized and outstanding;~~

~~—— (b) Capital or paid-in surplus;~~

~~—— (c) Earned surplus at beginning of period;~~

~~—— (d) Dividends paid during period;~~

~~—— (e) Earned surplus at end of period;~~

~~—— (4) A profit and loss statement covering operations of the supervised business during the previous fiscal year, including a statement of gross earnings, a detailed statement of expenses and the amount paid or reserved for federal, state and other taxes. Where any item of income or expenses arises in connection with both the consumer loan business and some additional loan or other business of the lender the latter shall indicate on the profit and loss statement the proportion of each item properly attributable to the consumer loan business, in accordance with formulae and regulations prescribed by the director;~~

~~—— (5) The total aggregate number and principal amount of loans made by the lender in the following categories:~~

~~—— (6) The number of garnishments, attachments and other suits filed and judgments obtained;~~

~~—— (7) The number of security agreements foreclosed and the amount received from such sales and from the resale;~~

~~—— (8) Any other additional and relevant information relating to loans that the director may from time to time prescribe by regulation.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 5** was adopted.

Representative Francis offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 814, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"29.420. 1. This section shall be known as the "Government Lending Transparency Act".

2. As used in this section, the following terms shall mean:

(1) "Administering agency", a department, office, board, commission, bureau, institution, or any other agency of the state charged by statute, regulation, or order with administering a credit support or lending program;

(2) "Credit support program", any state program that guarantees or provides credit enhancements, such as state support for interest or principal payments, to the debt of parties or to other branches of government or municipalities, under which the state would be required to provide moneys if the borrower failed to pay;

(3) "Lending program", any state program that offers moneys to private parties or municipalities that come with the expectation of repayment.

3. Each administering agency shall report annually to the state auditor before August thirty-first the following information:

(1) The name and statutory authority for each lending program and credit support program administered by the agency;

(2) For the immediately preceding fiscal year, the total dollar amount of all lending for each lending program administered by the agency and the total amount of debt supported by each credit support program administered by the agency; and

(3) For the immediately preceding fiscal year, the reasonable estimates of the costs of likely defaults for each lending program and credit support program administered by the agency, using private sector accounting standards to evaluate the likelihood and costs of defaults.

4. The state auditor shall make an annual report compiling the data received from the administering agencies under this section and shall submit the report to the general assembly annually before December sixteenth.

5. Intentional or knowing failure to comply with any reporting requirement contained in this section shall be punishable by a fine of up to two thousand dollars."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 6** was adopted.

On motion of Representative O'Donnell, **HCS HB 814, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS HB 814, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS

HCS SS#2 SB 26, relating to public safety, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS SS#2 SB 26** was agreed to.

HCS SS#2 SB 26 was laid over.

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **SS SCS SB 57**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Aldridge, Copeland, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Absent (1): Hovis

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **SS SCS SB 71**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Copeland, Hovis, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Absent (0)

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 421**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (18): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (2): Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 480**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (3): Grier, Hicks and Sharp (36)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 902**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

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Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1315**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCS SB 91**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Ellebracht, Evans, Mackey, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (1): Davis

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SB 141**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Coleman (97), Davis, Evans, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (4): Anderson, Ellebracht, Mackey and Sauls

Absent (0)

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS#2 SCS SB 262**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Butz

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Phifer and Ruth

Noes (0)

Absent (3): Bosley, McDaniel and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SCS SB 106**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (4): Bosley, Dogan, McDaniel and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 153 & 97**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (3): Bosley, McDaniel and Patterson

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 17 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 876 - Fiscal Review

HB 1010 - Fiscal Review

HB 1061 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SBs 153 & 97 - Fiscal Review

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, April 28, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, April 29, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: SB 377

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 28, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SCS SB 27

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Thursday, April 29, 2021, upon adjournment, House Hearing Room 5.

Executive session will be held: SS SCS SB 27

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 29, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: SB 5

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, April 28, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 1138, SB 38, SS SB 46, SS SB 64, SS SB 327, SS SB 333, SCS SB 403, SCS SB 457

Executive session may be held on any matter referred to the committee.

ETHICS

Wednesday, April 28, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters)

FISCAL REVIEW

Wednesday, April 28, 2021, 9:45 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

INSURANCE

Wednesday, April 28, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: SB 29

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, April 28, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SCR 6

Executive session will be held: SS SCS SBs 53 & 60

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 29, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 274

Executive session will be held: HB 1274, HB 1365

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 28, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 1426

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 28, 2021, 1:50 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session will be held: SCS SCR 3, HCS SS SB 176, HCS SB 226, HCS SS SCS SB 71

Executive session may be held on any matter referred to the committee.

Added HCS SS SCS SB 71.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 28, 2021, 5:15 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HCS SB 72, SS SCS SB 120, HCS SB 365, HCS SCS SB 49, HCS SCS SB 520, HCS HB 601, HB 1032

Executive session may be held on any matter referred to the committee.

Please Note: Time change.

Added HCS SCS SB 49, HCS SCS SB 520, HCS HB 601, and HB 1032.

AMENDED

UTILITIES

Wednesday, April 28, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SS SCS SB 108

Executive session will be held: SS SB 44

Executive session may be held on any matter referred to the committee.

CANCELLED

UTILITIES

Thursday, April 29, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SS SCS SB 108

Executive session will be held: SS SB 44

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-FIRST DAY, WEDNESDAY, APRIL 28, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston

HJR 49 - Simmons

HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HB 64 - Pike

HCS HB 108 - Bangert

HCS HB 156 - Veit

HCS HB 157 - Veit

HB 213 - Hill

HCS HB 218 - Burnett

HCS HB 301 - Haffner

HCS HB 339 - Mayhew

HB 347 - Veit

HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 447 - Wright
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HB 1008 - Hardwick
HCS HB 1046 - Dinkins
HCS HB 1358 - Baker
HCS HB 1166 - Van Schoiack

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 708 - Trent
HB 259 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting

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HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17, (Fiscal Review 4/27/21) - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill
HCS HB 242 - Porter
HS HCS HB 876, (Fiscal Review 4/27/21) - Dogan
HB 353 - Henderson
HCS HB 839 - Copeland
HB 381 - McGaugh
HB 338 - Mayhew
HCS HB 443 - Kalberloh
HB 1010, (Fiscal Review 4/27/21) - Boggs
HB 1061, (Fiscal Review 4/27/21) - Eggleston

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26 - Schroer
SB 37 - Knight
SS SB 22 - Grier
HCS SS SB 6 - Hill
HCS SS SCS SBs 153 & 97, (Fiscal Review 4/27/21) - Eggleston
SS SCS SB 106 - Shaul

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-FIRST DAY, WEDNESDAY, APRIL 28, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I will extol Thee, my God, O King; and I will bless Thy name for ever and ever. (Psalm 145:1)

O Eternal God, who commits to us the swift pace of life, since we know not what a day may bring forth but only that the hour for serving You is always present, may we awake to the claims of Your holy will, not waiting for tomorrow but offering today. Consecrate with Your presence the way our feet may go, that the humblest work may shine and the roughest places be made smooth. Lift us above fear and doubt by a simple and steadfast reliance on Your holy will in this historic chamber.

May the light of faith burn brightly within us; may the life of hope ever glow in our hearts; and may the love of truth always lead us in the way of Your peace in our bicentennial state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixtieth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 17**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 876**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1010**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1061**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 153 & 97**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

PERFECTION OF HOUSE BILLS - INFORMAL

HB 445, relating to special road districts, was taken up by Representative McGirl.

Representative McGirl moved that the title of **HB 445** be agreed to.

Representative Hudson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 445, Page 1, In the Title, Lines 2-3, by deleting the words "special road districts" and inserting in lieu thereof the words "the oversight of certain roadways"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 1** was adopted.

Representative Hudson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 445, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"230.205. 1. The alternative county highway commission provided by sections 230.200 to 230.260 shall not become operative in any county unless adopted by a vote of the majority of the voters of the county voting upon the question at an election. All counties of this state which have adopted the alternative county highway commission may abolish it ~~[and return to the county highway commission provided for by sections 230.010 to 230.110]~~ by submitting the question to a vote of the voters of the county in the manner provided by law **or by a vote of the governing body.**

2. Any county which does not adopt the alternative county highway commission provided by sections 230.200 to 230.260, or any county in which ~~[a majority of the voters of the county voting upon the question reject]~~ the alternative county highway commission provided by sections 230.200 to 230.260 **is abolished** shall ~~[retain]~~ **adopt either** the county highway commission provided by sections 230.010 to 230.110 **or the provisions of sections 231.010 to 231.130.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 2** was adopted.

On motion of Representative McGirl, **HB 445, as amended**, was ordered perfected and printed.

HB 708, HB 259, HB 1088, HCS HB 1202, HCS HB 472, HB 478, HCS HB 303, HCS HB 602, HCS HB 1408, and HB 1416 were placed back on the House Bills for Perfection Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 1202, relating to incentives for new businesses, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS HB 1202** was agreed to.

Representative Chipman assumed the Chair.

Representative Fitzwater offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1202, Page 1, Section 34.195, Line 1, by deleting said line and inserting in lieu thereof the following:

- "34.195. 1. This section shall be known and may be cited as the "Right-to-Start Act".**
2. Beginning July 1, 2023, five percent of all state contracts shall be awarded"; and

Further amend said bill, Page 2, Section 143.022, Lines 43-44, by deleting the words **"the rate of taxation on"; and**

Further amend said bill, page, and section, Lines 46-47, by deleting the words **"the rate of taxation on the first seven hundred fifty thousand dollars of income"** and inserting in lieu thereof the words **"the first seven hundred fifty thousand dollars of such amount"; and**

Further amend said bill, page, and section, Lines 49-50, by deleting the words "**the rate of taxation on the first one million dollars of income**" and inserting in lieu thereof the words "**the first one million dollars of such amount**"; and

Further amend said bill, Page 4, Section 431.203, Line 11, by deleting the word "**ninety**" and inserting in lieu thereof the word "**seventy-five**"; and

Further amend said bill and page, Section 620.3800, Line 2, by deleting the word "**someone**" and inserting in lieu thereof the words "**an individual**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schnelting offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1202, Page 1, Line 19, by inserting the following after all of said line:

"Further amend said bill, page, and section, Line 12, by deleting the word "**employer.**" and inserting in lieu thereof the following:

"employer, or the employee is employed by an employer working on a contract with the United States Department of Defense."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schnelting, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Fitzwater, **House Amendment No. 1, as amended**, was adopted.

Representative Eggleston offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1202, Page 4, Section 431.203, Line 12, by inserting after all of said section and line the following:

"620.2005. 1. As used in sections 620.2000 to 620.2020, the following terms mean:

(1) "Average wage", the new payroll divided by the number of new jobs, or the payroll of the retained jobs divided by the number of retained jobs;

(2) "Commencement of operations", the starting date for the qualified company's first new employee, which shall be no later than twelve months from the date of the approval;

(3) "Contractor", a person, employer, or business entity that enters into an agreement to perform any service or work or to provide a certain product in exchange for valuable consideration. This definition shall include but not be limited to a general contractor, subcontractor, independent contractor, contract employee, project manager, or a recruiting or staffing entity;

(4) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any qualified company that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(5) "Department", the Missouri department of economic development;

(6) "Director", the director of the department of economic development;

(7) "Employee", a person employed by a qualified company, excluding:

(a) Owners of the qualified company unless the qualified company is participating in an employee stock ownership plan; or

(b) Owners of a noncontrolling interest in stock of a qualified company that is publicly traded;

(8) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely performed job duties within Missouri;

(9) "Full-time employee", an employee of the qualified company that is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one for which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums. An employee that spends less than fifty percent of the employee's work time at the facility shall be considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county average wage;

(10) "Industrial development authority", an industrial development authority organized under chapter 349 that has entered into a formal written memorandum of understanding with an entity of the United States Department of Defense regarding a qualified military project;

(11) "Infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, broadband internet infrastructure, and any other similar public improvements, but in no case shall infrastructure projects include private structures;

(12) "Local incentives", the present value of the dollar amount of direct benefit received by a qualified company for a project facility from one or more local political subdivisions, but this term shall not include loans or other funds provided to the qualified company that shall be repaid by the qualified company to the political subdivision;

(13) "Manufacturing capital investment", expenditures made by a qualified manufacturing company to retool or reconfigure a manufacturing project facility directly related to the manufacturing of a new product or the expansion or modification of the manufacture of an existing product;

(14) "Memorandum of understanding", an agreement executed by an industrial development authority and an entity of the United States Department of Defense, a copy of which is provided to the department of economic development, that states, but is not limited to:

(a) A requirement for the military to provide the total number of existing jobs, jobs directly created by a qualified military project, and average salaries of such jobs to the industrial development authority and the department of economic development annually for the term of the benefit;

(b) A requirement for the military to provide an accounting of the expenditures of capital investment made by the military directly related to the qualified military project to the industrial development authority and the department of economic development annually for the term of the benefit;

(c) The process by which the industrial development authority shall monetize the tax credits annually and any transaction cost or administrative fee charged by the industrial development authority to the military on an annual basis;

(d) A requirement for the industrial development authority to provide proof to the department of economic development of the payment made to the qualified military project annually, including the amount of such payment;

(e) The schedule of the maximum amount of tax credits which may be authorized in each year for the project and the specified term of the benefit, as provided by the department of economic development; and

(f) A requirement that the annual benefit paid shall be the lesser of:

a. The maximum amount of tax credits authorized; or

b. The actual calculated benefit derived from the number of new jobs and average salaries;

(15) "NAICS" or "NAICS industry classification", the classification provided by the most recent edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget;

(16) "New capital investment", shall include costs incurred by the qualified company at the project facility after acceptance by the qualified company of the proposal for benefits from the department or the approval notice of intent, whichever occurs first, for real or personal property, and may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or the approval of the notice of intent;

(17) "New direct local revenue", the present value of the dollar amount of direct net new tax revenues of the local political subdivisions likely to be produced by the project over a ten-year period as calculated by the department, excluding local earnings tax, and net new utility revenues, provided the local incentives include a discount or other direct incentives from utilities owned or operated by the political subdivision;

(18) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(19) "New payroll", the amount of wages paid for all new jobs, located at the project facility during the qualified company's tax year that exceeds the project facility base payroll;

(20) "New product", a new model or line of a manufactured good that has not been manufactured in Missouri by a qualified manufacturing company at any time prior to the date of the notice of intent, or an existing brand, model, or line of a manufactured good that is redesigned;

(21) "Notice of intent", a form developed by the department and available online, completed by the qualified company, and submitted to the department stating the qualified company's intent to request benefits under this program. The notice of intent shall be accompanied with a detailed plan by the qualifying company to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census. At a minimum, such plan shall include monitoring the effectiveness of outreach and recruitment strategies in attracting diverse applicants and linking with different or additional referral sources in the event that recruitment efforts fail to produce a diverse pipeline of applicants;

(22) "Percent of local incentives", the amount of local incentives divided by the amount of new direct local revenue;

(23) "Program", the Missouri works program established in sections 620.2000 to 620.2020;

(24) "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located or by a qualified manufacturing company at which a manufacturing capital investment is or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated; provided that where the buildings making up the project facility are not located within the same county, the average wage of the new payroll shall exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period. For qualified military projects, the term "project facility" means the military base or installation at which such qualified military project is or shall be located;

(25) "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the notice of intent;

(26) "Project facility base payroll", the annualized payroll for the project facility base employment or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at the project facility in the twelve months prior to the notice of intent. For purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;

(27) "Project period", the time period within which benefits are awarded to a qualified company or within which the qualified company is obligated to perform under an agreement with the department, whichever is greater;

(28) "Projected net fiscal benefit", the total fiscal benefit to the state less any state benefits offered to the qualified company, as determined by the department;

(29) "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, certifies that it offers health insurance to all full-time employees of all facilities located in this state, and certifies that it pays at least fifty percent of such insurance premiums. For the purposes of sections 620.2000 to 620.2020, the term "qualified company" shall not include:

- (a) Gambling establishments (NAICS industry group 7132);
- (b) Store front consumer-based retail trade establishments (under NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision **and except for any such establishments located in a county of the third or fourth classification**;
- (c) Food and drinking places (NAICS subsector 722);
- (d) Public utilities (NAICS 221 including water and sewer services);
- (e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;
- (f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:
 - a. Certifies to the department that it plans to reorganize and not to liquidate; and
 - b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization. Any taxpayer who is awarded benefits under this subsection and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., shall immediately notify the department and shall forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained;
- (g) Educational services (NAICS sector 61);
- (h) Religious organizations (NAICS industry group 8131);
- (i) Public administration (NAICS sector 92);
- (j) Ethanol distillation or production;
- (k) Biodiesel production; or
- (l) Health care and social services (NAICS sector 62).

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

- (30) "Qualified manufacturing company", a company that:
 - (a) Is a qualified company that manufactures motor vehicles (NAICS group 3361);
 - (b) Manufactures goods at a facility in Missouri;
 - (c) Manufactures a new product or has commenced making a manufacturing capital investment to the project facility necessary for the manufacturing of such new product, or modifies or expands the manufacture of an existing product or has commenced making a manufacturing capital investment for the project facility necessary for the modification or expansion of the manufacture of such existing product; and
 - (d) Continues to meet the requirements of paragraphs (a) to (c) of this subdivision for the project period;

(31) "Qualified military project", the expansion or improvement of a military base or installation within this state that causes:

(a) An increase of ten or more military or civilian support personnel:

a. Whose average salaries equal or exceed ninety percent of the county average wage; and
b. Who are offered health insurance, with an entity of the United States Department of Defense paying at least fifty percent of such insurance premiums; and

(b) Investment in real or personal property at the base or installation expressly for the purposes of serving a new or expanded military activity or unit;

(32) "Related company", shall mean:

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this paragraph, "control of a qualified company" shall mean:

a. Ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote in the case of a qualified company that is a corporation;

b. Ownership of at least fifty percent of the capital or profit interest in such qualified company if it is a partnership or association;

c. Ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such qualified company if it is a trust, and ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(33) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(34) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(35) "Related facility base payroll", the annualized payroll of the related facility base payroll or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at a related facility in the twelve months prior to the filing of the notice of intent. For purposes of calculating the benefits under this program, the amount of related facility base payroll shall increase each year based on an appropriate measure, as determined by the department;

(36) "Rural area", a county in Missouri with a population less than seventy-five thousand or that does not contain an individual city with a population greater than fifty thousand according to the most recent federal decennial census;

(37) "Tax credits", tax credits issued by the department to offset the state taxes imposed by chapters 143 and 148, or which may be sold or refunded as provided for in this program;

(38) "Withholding tax", the state tax imposed by sections 143.191 to 143.265. For purposes of this program, the withholding tax shall be computed using a schedule as determined by the department based on average wages.

2. This section is subject to the provisions of section 196.1127."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Basye offered House Substitute Amendment No. 1 for House Amendment No. 2.

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1202, Page 4, Section 431.203, Line 12, by inserting after all of said section and line the following:

"620.2005. 1. As used in sections 620.2000 to 620.2020, the following terms mean:

(1) "Average wage", the new payroll divided by the number of new jobs, or the payroll of the retained jobs divided by the number of retained jobs;

(2) "Commencement of operations", the starting date for the qualified company's first new employee, which shall be no later than twelve months from the date of the approval;

(3) "Contractor", a person, employer, or business entity that enters into an agreement to perform any service or work or to provide a certain product in exchange for valuable consideration. This definition shall include but not be limited to a general contractor, subcontractor, independent contractor, contract employee, project manager, or a recruiting or staffing entity;

(4) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any qualified company that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(5) "Department", the Missouri department of economic development;

(6) "Director", the director of the department of economic development;

(7) "Employee", a person employed by a qualified company, excluding:

(a) Owners of the qualified company unless the qualified company is participating in an employee stock ownership plan; or

(b) Owners of a noncontrolling interest in stock of a qualified company that is publicly traded;

(8) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely performed job duties within Missouri;

(9) "Full-time employee", an employee of the qualified company that is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one for which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums. An employee that spends less than fifty percent of the employee's work time at the facility shall be considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county average wage;

(10) "Industrial development authority", an industrial development authority organized under chapter 349 that has entered into a formal written memorandum of understanding with an entity of the United States Department of Defense regarding a qualified military project;

(11) "Infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, broadband internet infrastructure, and any other similar public improvements, but in no case shall infrastructure projects include private structures;

(12) "Local incentives", the present value of the dollar amount of direct benefit received by a qualified company for a project facility from one or more local political subdivisions, but this term shall not include loans or other funds provided to the qualified company that shall be repaid by the qualified company to the political subdivision;

(13) "Manufacturing capital investment", expenditures made by a qualified manufacturing company to retool or reconfigure a manufacturing project facility directly related to the manufacturing of a new product or the expansion or modification of the manufacture of an existing product;

(14) "Memorandum of understanding", an agreement executed by an industrial development authority and an entity of the United States Department of Defense, a copy of which is provided to the department of economic development, that states, but is not limited to:

(a) A requirement for the military to provide the total number of existing jobs, jobs directly created by a qualified military project, and average salaries of such jobs to the industrial development authority and the department of economic development annually for the term of the benefit;

(b) A requirement for the military to provide an accounting of the expenditures of capital investment made by the military directly related to the qualified military project to the industrial development authority and the department of economic development annually for the term of the benefit;

(c) The process by which the industrial development authority shall monetize the tax credits annually and any transaction cost or administrative fee charged by the industrial development authority to the military on an annual basis;

(d) A requirement for the industrial development authority to provide proof to the department of economic development of the payment made to the qualified military project annually, including the amount of such payment;

(e) The schedule of the maximum amount of tax credits which may be authorized in each year for the project and the specified term of the benefit, as provided by the department of economic development; and

(f) A requirement that the annual benefit paid shall be the lesser of:

a. The maximum amount of tax credits authorized; or

b. The actual calculated benefit derived from the number of new jobs and average salaries;

(15) "NAICS" or "NAICS industry classification", the classification provided by the most recent edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget;

(16) "New capital investment", shall include costs incurred by the qualified company at the project facility after acceptance by the qualified company of the proposal for benefits from the department or the approval notice of intent, whichever occurs first, for real or personal property, and may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or the approval of the notice of intent;

(17) "New direct local revenue", the present value of the dollar amount of direct net new tax revenues of the local political subdivisions likely to be produced by the project over a ten-year period as calculated by the department, excluding local earnings tax, and net new utility revenues, provided the local incentives include a discount or other direct incentives from utilities owned or operated by the political subdivision;

(18) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(19) "New payroll", the amount of wages paid for all new jobs, located at the project facility during the qualified company's tax year that exceeds the project facility base payroll;

(20) "New product", a new model or line of a manufactured good that has not been manufactured in Missouri by a qualified manufacturing company at any time prior to the date of the notice of intent, or an existing brand, model, or line of a manufactured good that is redesigned;

(21) "Notice of intent", a form developed by the department and available online, completed by the qualified company, and submitted to the department stating the qualified company's intent to request benefits under this program. The notice of intent shall be accompanied with a detailed plan by the qualifying company to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census. At a minimum, such plan shall include monitoring the effectiveness of outreach and recruitment strategies in attracting diverse applicants and linking with different or additional referral sources in the event that recruitment efforts fail to produce a diverse pipeline of applicants;

(22) "Percent of local incentives", the amount of local incentives divided by the amount of new direct local revenue;

(23) "Program", the Missouri works program established in sections 620.2000 to 620.2020;

(24) "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located or by a qualified manufacturing company at which a manufacturing capital investment is or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated; provided that where the buildings making up the project facility are not located within the same county, the average wage of the new payroll shall exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period. For qualified military projects, the term "project facility" means the military base or installation at which such qualified military project is or shall be located;

(25) "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the notice of intent;

(26) "Project facility base payroll", the annualized payroll for the project facility base employment or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at the project facility in the twelve months prior to the notice of intent. For purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;

(27) "Project period", the time period within which benefits are awarded to a qualified company or within which the qualified company is obligated to perform under an agreement with the department, whichever is greater;

(28) "Projected net fiscal benefit", the total fiscal benefit to the state less any state benefits offered to the qualified company, as determined by the department;

(29) "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, certifies that it offers health insurance to all full-time employees of all facilities located in this state, and certifies that it pays at least fifty percent of such insurance premiums. For the purposes of sections 620.2000 to 620.2020, the term "qualified company" shall not include:

- (a) Gambling establishments (NAICS industry group 7132);
- (b) Store front consumer-based retail trade establishments (under NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision **and except for any such establishments located in a county of the third or fourth classification;**
- (c) Food and drinking places (NAICS subsector 722);
- (d) Public utilities (NAICS 221 including water and sewer services);
- (e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;
- (f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:
 - a. Certifies to the department that it plans to reorganize and not to liquidate; and
 - b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization. Any taxpayer who is awarded benefits under this subsection and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., shall immediately notify the department and shall forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained;
- (g) Educational services (NAICS sector 61);
- (h) Religious organizations (NAICS industry group 8131);
- (i) Public administration (NAICS sector 92);
- (j) Ethanol distillation or production;
- (k) Biodiesel production; or
- (l) Health care and social services (NAICS sector 62).

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

(30) "Qualified manufacturing company", a company that:

- (a) Is a qualified company that manufactures motor vehicles (NAICS group 3361);
- (b) Manufactures goods at a facility in Missouri;

(c) Manufactures a new product or has commenced making a manufacturing capital investment to the project facility necessary for the manufacturing of such new product, or modifies or expands the manufacture of an existing product or has commenced making a manufacturing capital investment for the project facility necessary for the modification or expansion of the manufacture of such existing product; and

(d) Continues to meet the requirements of paragraphs (a) to (c) of this subdivision for the project period;

(31) "Qualified military project", the expansion or improvement of a military base or installation within this state that causes:

(a) An increase of ten or more part-time or full-time military or civilian support personnel:

a. Whose average salaries equal or exceed ninety percent of the county average wage; and

b. Who are offered health insurance, with an entity of the United States Department of Defense paying at least fifty percent of such insurance premiums; and

(b) Investment in real or personal property at the base or installation expressly for the purposes of serving a new or expanded military activity or unit.

For the purposes of this subdivision, part-time military or civilian support personnel shall be converted to full-time new jobs by, in hire date order, counting one full-time new job for every thirty-five averaged hours worked per week by part-time military or civilian support personnel in jobs directly created by the qualified military project. For each such full-time new job, the sum of the wages of the part-time military or civilian support personnel combined and converted to form the new job shall be the wage for the one full-time new job. Each part-time military or civilian support personnel whose job is combined and converted for such a full-time new job shall be offered health insurance as described in subparagraph b of paragraph (a) of this subdivision;

(32) "Related company", shall mean:

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this paragraph, "control of a qualified company" shall mean:

a. Ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote in the case of a qualified company that is a corporation;

b. Ownership of at least fifty percent of the capital or profit interest in such qualified company if it is a partnership or association;

c. Ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such qualified company if it is a trust, and ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(33) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(34) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(35) "Related facility base payroll", the annualized payroll of the related facility base payroll or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at a related facility in the twelve months prior to the filing of the notice of intent. For purposes of calculating the benefits under this program, the amount of related facility base payroll shall increase each year based on an appropriate measure, as determined by the department;

(36) "Rural area", a county in Missouri with a population less than seventy-five thousand or that does not contain an individual city with a population greater than fifty thousand according to the most recent federal decennial census;

(37) "Tax credits", tax credits issued by the department to offset the state taxes imposed by chapters 143 and 148, or which may be sold or refunded as provided for in this program;

(38) "Withholding tax", the state tax imposed by sections 143.191 to 143.265. For purposes of this program, the withholding tax shall be computed using a schedule as determined by the department based on average wages.

2. This section is subject to the provisions of section 196.1127."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Bromley	Buchheit-Courtway	Burger
Busick	Chipman	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Mayhew	McDaniel
McGaugh	McGill	Murphy	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Bailey	Boggs	Bosley	Brown 16
Christofanelli	Collins	DeGroot	Dinkins	Gregory 51
Hardwick	Kidd	Lovasco	Morse	Patterson
Phifer	Pietzman	Price IV	Roden	Trent
Windham				

VACANCIES: 002

On motion of Representative Fitzwater, **HCS HB 1202, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 1202, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS

HCS SS#2 SB 26, relating to public safety, was placed on the Informal Calendar.

SB 37, relating to anhydrous ammonia, was taken up by Representative Knight.

Representative Knight moved that the title of **SB 37** be agreed to.

Representative Sharpe (4) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 37, Page 1, In the Title, Line 3, by deleting the words "anhydrous ammonia" and inserting in lieu thereof the word "agriculture"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sharpe (4), **House Amendment No. 1** was adopted.

Representative Haffner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"135.775. 1. For the purposes of this section, the following terms shall mean:

(1) "Biodiesel blend", a blend of diesel fuel and biodiesel fuel between five percent and twenty percent for on-road and off-road diesel-fueled vehicle use. Biodiesel blend shall comply with the ASTM International specification D7467-19, or the most recent specifications;

(2) "Biodiesel fuel", a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the ASTM International specification D6751-19, or the most recent specification, for Biodiesel Fuel (B100) or (B99) Blend Stock for Distillate Fuels. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section, unless the palm oil is contained within waste oil and grease collected within the United States;

(3) "Department", the Missouri department of revenue;

(4) "Retail dealer", a person that owns or operates a retail service station;

(5) "Retail service station", a location from which biodiesel blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2022, a retail dealer that sells a biodiesel blend at a retail service station shall be allowed a tax credit to be taken against the retail dealer's state income tax liability. The amount of the tax credit shall be as follows:

(1) Two cents per gallon of biodiesel blend of at least five percent but not more than ten percent sold by a retail dealer at a retail service station during the tax year for which the tax credit is claimed; or

(2) Five cents per gallon of biodiesel blend in excess of ten percent sold by a retail dealer at a retail service station during the tax year for which the tax credit is claimed.

Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed twenty million dollars.

3. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned equally to all eligible retail dealers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed.

4. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

5. The department may work with the division of weights and measures within the department of agriculture to validate that the biodiesel blend a retail dealer claims for the tax credit authorized under this section contains a sufficient percentage of biodiesel fuel.

6. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December 31, 2027, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 2** was adopted.

Representative Francis offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"135.305. A Missouri wood energy producer shall be eligible for a tax credit on taxes otherwise due under chapter 143, except sections 143.191 to 143.261, as a production incentive to produce processed wood products in a qualified wood-producing facility using Missouri forest product residue. The tax credit to the wood energy producer shall be five dollars per ton of processed material. The credit may be claimed for a period of five years and is to be a tax credit against the tax otherwise due. No new tax credits, provided for under sections 135.300 to 135.311, shall be authorized after June 30, ~~2020~~ 2027. In no event shall the aggregate amount of all tax credits allowed under sections 135.300 to 135.311 exceed six million dollars in any given fiscal year. There shall be no tax credits authorized under sections 135.300 to 135.311 unless an appropriation is made for such tax credits.

135.686. 1. This section shall be known and may be cited as the "Meat Processing Facility Investment Tax Credit Act".

2. As used in this section, the following terms mean:

(1) "Authority", the agricultural and small business development authority established in chapter 348;

(2) "Meat processing facility", any commercial plant, as defined under section 265.300, at which livestock are slaughtered or at which meat or meat products are processed for sale commercially and for human consumption;

(3) "Meat processing modernization or expansion", constructing, improving, or acquiring buildings or facilities, or acquiring equipment for meat processing including the following, if used exclusively for meat processing and if acquired and placed in service in this state during tax years beginning on or after January 1, 2017, but ending on or before December 31, ~~2024~~ 2027:

- (a) Building construction including livestock handling, product intake, storage, and warehouse facilities;
- (b) Building additions;
- (c) Upgrades to utilities including water, electric, heat, refrigeration, freezing, and waste facilities;
- (d) Livestock intake and storage equipment;
- (e) Processing and manufacturing equipment including cutting equipment, mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking equipment, pipes, motors, pumps, and valves;
- (f) Packaging and handling equipment including sealing, bagging, boxing, labeling, conveying, and product movement equipment;
- (g) Warehouse equipment including storage and curing racks;
- (h) Waste treatment and waste management equipment including tanks, blowers, separators, dryers, digesters, and equipment that uses waste to produce energy, fuel, or industrial products;
- (i) Computer software and hardware used for managing the claimant's meat processing operation including software and hardware related to logistics, inventory management, production plant controls, and temperature monitoring controls; and
- (j) Construction or expansion of retail facilities or the purchase or upgrade of retail equipment for the commercial sale of meat products if the retail facility is located at the same location as the meat processing facility;
- (4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 147;
- (5) "Taxpayer", any individual or entity who:
 - (a) Is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or the tax imposed under chapter 147;
 - (b) In the case of an individual, is a resident of this state as verified by a 911 address or, in the absence of a 911 system, a physical address; and
 - (c) Owns a meat processing facility located in this state;
- (6) "Used exclusively", used to the exclusion of all other uses except for use not exceeding five percent of total use.

3. For all tax years beginning on or after January 1, 2017, but ending on or before December 31, ~~[2021]~~ **2027**, a taxpayer shall be allowed a tax credit for meat processing modernization or expansion related to the taxpayer's meat processing facility. The tax credit amount shall be equal to twenty-five percent of the amount the taxpayer paid in the tax year for meat processing modernization or expansion.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the meat processing modernization or expansion expenses were paid, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer's four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed seventy-five thousand dollars per year. If two or more persons own and operate the meat processing facility, each person may claim a credit under this section in proportion to his or her ownership interest; except that, the aggregate amount of the credits claimed by all persons who own and operate the meat processing facility shall not exceed seventy-five thousand dollars per year. The amount of tax credits authorized in this section and section 135.679 in a calendar year shall not exceed two million dollars. Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent year.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a meat processing modernization or expansion project was completed and for which a tax credit is claimed under this section. The application shall include any certified documentation, proof of meat processing modernization or expansion, and any other information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the meat processing modernization or expansion meet all criteria required by this section and approval is granted by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. If a tax credit certificate is assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate and the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall promulgate rules establishing a process for verifying that a facility's modernization or expansion for which tax credits were allowed under this section has in fact expanded the facility's production within three years of the issuance of the tax credit and if not, the authority shall promulgate through rulemaking a process by which the taxpayer shall repay the authority an amount equal to that of the tax credit allowed.

8. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

9. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

10. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298.

137.1018. 1. The commission shall ascertain the statewide average rate of property taxes levied the preceding year, based upon the total assessed valuation of the railroad and street railway companies and the total property taxes levied upon the railroad and street railway companies. It shall determine total property taxes levied from reports prescribed by the commission from the railroad and street railway companies. Total taxes levied shall not include revenues from the surtax on subclass three real property.

2. The commission shall report its determination of average property tax rate for the preceding year, together with the taxable distributable assessed valuation of each freight line company for the current year to the director no later than October first of each year.

3. Taxes on property of such freight line companies shall be collected at the state level by the director on behalf of the counties and other local public taxing entities and shall be distributed in accordance with sections 137.1021 and 137.1024. The director shall tax such property based upon the distributable assessed valuation attributable to Missouri of each freight line company, using the average tax rate for the preceding year of the railroad and street railway companies certified by the commission. Such tax shall be due and payable on or before December thirty-first of the year levied and, if it becomes delinquent, shall be subject to a penalty equal to that specified in section 140.100.

4. (1) As used in this subsection, the following terms mean:

(a) "Eligible expenses", expenses incurred in this state to manufacture, maintain, or improve a freight line company's qualified rolling stock;

(b) "Qualified rolling stock", any freight, stock, refrigerator, or other railcars subject to the tax levied under this section.

(2) For all taxable years beginning on or after January 1, 2009, a freight line company shall, subject to appropriation, be allowed a credit against the tax levied under this section for the applicable tax year. The tax credit amount shall be equal to the amount of eligible expenses incurred during the calendar year immediately preceding the tax year for which the credit under this section is claimed. The amount of the tax credit issued shall not exceed the freight line company's liability for the tax levied under this section for the tax year for which the credit is claimed.

(3) A freight line company may apply for the credit by submitting to the commission an application in the form prescribed by the state tax commission.

(4) Subject to appropriation, the state shall reimburse, on an annual basis, any political subdivision of this state for any decrease in revenue due to the provisions of this subsection.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under **subsection 4** of this section shall expire on August 28, ~~[2020]~~ **2027**; and

(2) **Subsection 4** of this section shall terminate on September 1, ~~[2021]~~ **2028**.

348.436. The provisions of sections 348.430 to 348.436 shall expire December 31, ~~[2024]~~ **2027**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 3** was adopted.

Representative Sharpe (4) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

- "348.500. 1. This section shall be known and may be cited as the "Family Farms Act".
2. As used in this section, "small farmer" means a farmer who is a Missouri resident and who has less than ~~two hundred fifty~~ **five hundred** thousand dollars in gross sales per year.
3. The agricultural and small business development authority shall establish a family farm breeding livestock loan program for small farmers for the purchase of beef cattle, dairy cattle, sheep and goats, and swine only.
4. To participate in the loan program, a small farmer shall first obtain approval for a family farm livestock loan from a lender as defined in section 348.015. ~~[Each small farmer shall be eligible for only one family farm livestock loan per family and for only one type of livestock.]~~
5. The maximum amount of the family farm livestock loan for each type of livestock shall be as follows:
- (1) ~~[Seventy-five]~~ **One hundred fifty** thousand dollars for beef cattle;
 - (2) ~~[Seventy-five]~~ **One hundred fifty** thousand dollars for dairy cattle;
 - (3) ~~[Thirty-five]~~ **Seventy** thousand dollars for swine; and
 - (4) ~~[Thirty]~~ **Sixty** thousand dollars for sheep and goats.
6. Eligible borrowers under the program:
- (1) Shall use the proceeds of the family farm loan to acquire breeding livestock;
 - (2) Shall not finance more than ninety percent of the anticipated cost of the purchase of such livestock through the family farm livestock loan; and
 - (3) Shall not be charged interest by the lender, as defined in section 348.015, for the first year of the qualified family farm livestock loan.
7. Upon approval of the family farm livestock loan by a lender under subsection 4 of this section, the loan shall be submitted for approval by the agricultural and small business development authority. The authority shall promulgate rules establishing eligibility under this section, taking into consideration:
- (1) The eligible borrower's ability to repay the family farm livestock loan;
 - (2) The general economic conditions of the area in which the farm is located;
 - (3) The prospect of a financial return for the small farmer for the type of livestock for which the family farm livestock loan is sought; and
 - (4) Such other factors as the authority may establish.
8. For eligible borrowers participating in the program, the authority shall be responsible for reviewing the purchase price of any livestock to be purchased by an eligible borrower under the program to determine whether the price to be paid is appropriate for the type of livestock purchased. The authority may impose a one-time loan review fee of one percent which shall be collected by the lender at the time of the loan and paid to the authority.
9. Nothing in this section shall preclude a small farmer from participating in any other agricultural program.
10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sharpe (4), **House Amendment No. 4** was adopted.

Representative Mackey offered **House Amendment No. 5.**

House Amendment No. 5

AMEND Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after said section and line the following:

"208.018. 1. Subject to federal approval, the department of social services shall establish a pilot program for the purpose of providing Supplemental Nutrition Assistance Program (SNAP) participants with access and the ability to afford fresh food when purchasing fresh food at farmers' markets. The pilot program shall be established in at least one rural area and one urban area. Under the pilot program, such participants shall be able to:

- (1) Purchase fresh fruit, vegetables, meat, fish, poultry, eggs, and honey with SNAP benefits with an electronic benefit transfer (EBT) card; and
- (2) Receive a dollar-for-dollar match for every SNAP dollar spent at a participating farmers' market or vending urban agricultural zone as defined in section 262.900 in an amount up to ten dollars per week whenever the participant purchases fresh food with an EBT card.

2. For purposes of this section, the term "farmers' market" shall mean a market with multiple stalls at which farmer-producers sell agricultural products, particularly fresh fruit and vegetables, directly to the general public at a central or fixed location.

3. Purchases of approved fresh food by SNAP participants under this section shall automatically trigger matching funds reimbursement into the central farmers' market vendor accounts by the department.

4. The funding of this pilot program shall be subject to appropriation. In addition to appropriations from the general assembly, the department may apply for available grants and shall be able to accept other gifts, grants, and donations to develop and maintain the program.

5. The department shall promulgate rules setting forth the procedures and methods of implementing this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under and pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

6. Under and pursuant to section 23.253 of the Missouri sunset act:

- (1) The provisions of this section shall ~~sunset automatically six years after the effective date of this section unless reauthorized by an act of the general assembly; and~~
- ~~——— (2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after the effective date of the reauthorization of this section]~~ **expire on August 28, 2033; and**
- ~~[(3)] (2) This section shall terminate on September [first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset] 1, 2034.";~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mackey, **House Amendment No. 5** was adopted.

Representative Rone offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Bill No. 37, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"135.755. 1. For the purposes of this section, the following terms shall mean:

- (1) "Department", the Missouri department of revenue;**
- (2) "Higher ethanol blend", a fuel capable of being dispensed directly into motor vehicle fuel tanks for consumption that is comprised of at least fifteen percent but not more than eighty-five percent ethanol;**
- (3) "Retail dealer", a person that owns or operates a retail service station;**
- (4) "Retail service station", a location from which higher ethanol blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.**

2. For all tax years beginning on or after January 1, 2022, a retail dealer that sells higher ethanol blend at such retail dealer's retail service station shall be allowed a tax credit to be taken against the retail dealer's state income tax liability. The amount of the credit shall equal five cents per gallon of higher ethanol blend sold by the retail dealer and dispensed through metered pumps at the retail dealer's retail service station during the tax year in which the tax credit is claimed. Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall not be refundable, but may be carried forward to any of the five subsequent tax years. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed four million dollars.

3. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

4. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December 31, 2027, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

281.015. Sections 281.005 to 281.115 shall be administered by the director of the department of agriculture of the state of Missouri ~~hereafter referred to as the "director"~~.

281.020. As used in sections 281.010 to 281.115, the following terms mean:

(1) "Animal", all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish;

(2) "Applicator, operator or technician":

(a) "Certified applicator", any certified commercial applicator, certified noncommercial applicator, certified private applicator, certified provisional private applicator, or certified public operator;

(b) "Certified commercial applicator", any individual, whether or not ~~he~~ the individual is a private applicator with respect to some uses, who is certified by the director as authorized to use, supervise the use of, ~~or~~ determine the need for the use of, or supervise the determination of need for any pesticide, whether classified for restricted use or for general use, while ~~he~~ the individual is engaged in the business of using pesticides on the lands of another as a direct service to the public in exchange for a fee or compensation;

~~(b)~~ (c) "Certified noncommercial applicator", any individual, whether or not ~~he~~ the individual is a private applicator with respect to some uses, who is certified by the director as authorized to use, or to supervise the use of, any pesticide which is classified for restricted use only on lands owned or rented by ~~him~~ the individual or ~~his~~ the individual's employer;

~~(c)~~ (d) "Certified private applicator", any individual who is certified by the director as authorized to use ~~or to supervise the use of,~~ any pesticide ~~which~~ that is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by ~~him~~ the individual or ~~his~~ the individual's employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities ~~on the property of another person~~;

~~(d)~~ (e) "Certified provisional private applicator", any individual who is sixteen or seventeen years of age, an immediate family member of a certified private applicator, and certified by the director to use any pesticide that is classified for restricted use for purposes of producing any agricultural commodity on property owned or rented by the individual's immediate family member, as long as the following requirements are met:

a. The restricted use pesticide is not a fumigant;

b. The restricted use pesticide does not contain sodium cyanide or sodium fluoroacetate;

c. The individual does not apply any restricted use pesticide using aerial application equipment;

d. The individual does not supervise the use of any restricted use pesticide; and

e. The individual does not purchase any restricted use pesticide;

(f) "Certified public operator", any individual who is certified by the director as authorized to use, or to supervise the use of, any pesticide classified for restricted use in the performance of ~~his~~ **the individual's** duties as an official or employee of any agency of the state of Missouri or any political subdivision thereof, or any other governmental agency;

~~(e)~~ (g) **"Noncertified restricted use pesticide applicator", any person who is not certified in accordance with sections 281.010 to 281.115 who uses or determines the need for the use of restricted use pesticides under the direct supervision of a certified commercial applicator or uses restricted use pesticides under the direct supervision of a certified noncommercial applicator or certified public operator;**

(h) **"Private applicator", any person not holding a certified private applicator's license or certified provisional private applicator's license who** ~~[shall be required to obtain a permit for the use of any restricted use pesticide]~~ **uses general use pesticides or minimum risk pesticides** for the purposes of producing any agricultural commodity on property owned or rented by ~~him~~ **the person** or ~~his~~ **the person's** employer or on the property of another person, if used without compensation other than trading of personal services between producers of agricultural commodities; ~~such permit shall authorize the one-time emergency purchase of a restricted use pesticide for the purpose of a one-time emergency use of that pesticide;~~

~~(4)~~ (i) **"Pesticide technician", any individual working under the direct supervision of a commercial applicator certified in categories as specified by regulation, and who having met the competency requirements of** ~~this chapter~~ **sections 281.010 to 281.115, is authorized by the director to determine the need for the use of any pesticide as well as to the use of any pesticide;**

~~(5)~~ (j) **"Pesticide technician trainee", any individual working in the physical presence and under the direct supervision of a certified commercial applicator to gain the required on-the-job training in preparation for obtaining a pesticide technician's license;**

(3) **"Beneficial insects", those insects** ~~which~~ **that**, during their life cycle, are effective pollinators of plants, are parasites or predators of pests, or are otherwise beneficial;

(4) **"Defoliant", any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission;**

(5) **"Department" or "department of agriculture", the state department of agriculture, and when by sections 281.010 to 281.115 the department of agriculture is charged to perform a duty, the director of the department of agriculture is authorized to perform such duty;**

(6) **"Desiccant", any substance or mixture of substances intended for artificially accelerating the drying of plant tissue;**

~~(6)~~ (7) **"Determining the need for the use of any pesticide", the act of inspecting land for the presence of pests for the purpose of contracting for their control or prevention through the use of pesticides in categories as specified by regulation;**

~~(7)~~ (8) **"Device", any instrument or contrivance, other than a firearm,** ~~which~~ **that** is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life, other than man and other than bacteria, viruses, or other microorganisms on or in living man or other living animals, but not including equipment used for the application of pesticides when sold separately therefrom;

(9) **"Director", the director of the department of agriculture or the director's designee;**

(10) **"Distribute", to sell, offer for sale, hold for sale, deliver for transportation in intrastate commerce, or transport in intrastate commerce;**

~~(8)~~ (11) **"Environment" includes, but is not limited to, water, air, land, and all plants and man and other animals living therein, and the interrelationships** ~~which~~ **that** exist among these;

~~(9)~~ (12) **"Equipment" [means], any type of ground, water, or aerial equipment or contrivance using motorized, mechanical, or pressurized power and used to apply any pesticide on land and anything that may be growing, habitating, or stored on or in such land, but shall not include any pressurized hand-sized household apparatus used to apply any pesticide, or any equipment or contrivance of which the person who is applying the pesticide is the source of power or energy in making such pesticide application;**

~~(10)~~ (13) **"Fungus", any nonchlorophyll-bearing thallophyte,** ~~that~~ **which** is ~~;~~ any nonchlorophyll-bearing plant of a lower order than mosses and liverworts, **such as** ~~;~~ ~~for example,~~ rust, smut, mildew, mold, yeast, and bacteria, except those on or in living man or other living animals, and except those on or in processed food, beverages, or pharmaceuticals;

(14) "General use pesticide", any pesticide, when applied in accordance with its directions for use, warnings, and cautions, and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, that will not generally cause unreasonable adverse effects on the environment;

(15) "Immediate family", familial relationships limited to the spouse, parents, stepparents, foster parents, father-in-law, mother-in-law, children, stepchildren, foster children, sons-in-law, daughters-in-law, grandparents, brothers, sisters, brothers-in-law, sisters-in-law, aunts, uncles, nieces, nephews, and first cousins. As used in this subdivision, "first cousin" means the child of a parent's sibling, i.e., the child of an aunt or uncle;

~~[(11)]~~ (16) "Individual", any responsible, natural human being;

~~[(12)]~~ (17) "Insect", any of the numerous small invertebrate animals generally having the body more or less obviously segmented, for the most part belonging to the class Insecta, comprising six-legged, usually winged forms, **such as** ~~[, for example,]~~ beetles, bugs, bees, flies, and to other allied classes of arthropods whose members are wingless and usually have more than six legs, **such as** ~~[, for example,]~~ spiders, mites, ticks, centipedes, and wood lice;

~~[(13)]~~ (18) "Land", all land and water areas, including airspace, and all plants, animals, structures, buildings, contrivances, and machinery, appurtenant thereto or situated thereon, fixed or mobile, including any used for transportation;

(19) "Minimum risk pesticide", any pesticide product exempted under 40 C.F.R. 152.25(f) from registration requirements under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended;

~~[(14)]~~ (20) "Misuse of a pesticide", a use of any ~~[registered]~~ pesticide in a manner inconsistent with its labeling; provided, that the use of a lesser concentration than provided on the label shall not be considered the misuse of a pesticide when used strictly for agricultural purposes, and when requested in writing by the person on whose behalf a pesticide is used;

~~[(15)]~~ (21) "Nematode", invertebrate animals of the phylum Nematelminthes and class Nematoda, that is, unsegmented round worms with elongated, fusiform, or sac-like bodies covered with cuticle, and inhabiting soil, water, plants, or plant parts; may also be called nemas or eelworms;

(22) "Nontarget organism", any plant, animal, or organism other than the target pests that a pesticide is intended to affect;

~~[(16)]~~ (23) "Person", any individual, partnership, association, fiduciary, corporation, or any organized group of persons whether incorporated or not;

~~[(17)]~~ (24) "Pest":

(a) Any insect, snail, slug, rodent, nematode, fungus, weed; or

(b) Any other form of terrestrial or aquatic plant or animal life or virus, bacterium, or other microorganism, except viruses, bacteria, or other microorganisms on or in living man or other living animals, ~~[which]~~ that is normally considered to be a pest;

~~[(18)]~~ (25) "Pesticide":

(a) Any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest; or

(b) Any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant;

~~[(19)]~~ (26) "Pesticide dealer", any individual who is engaged in the business of distributing, selling, offering for sale, or holding for sale at retail, or direct wholesale to the end user, any pesticide classified for restricted use;

(27) "Pesticide dealership", any location or outlet where restricted use pesticides are held for sale, distributed, or sold;

~~[(20)]~~ (28) "Plant regulator", any substance or mixture of substances, intended, through physiological action, for accelerating or retarding the rate of growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but shall not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, or soil amendments. The term "plant regulator" does not include any of those nutrient mixtures or soil amendments ~~[which]~~ that are commonly known as vitamin-hormone horticultural products, intended for improvement, maintenance, survival, health, and propagation of plants, and ~~[which]~~ that are not for pest destruction and are nontoxic, nonpoisonous in the undiluted package concentration;

~~[(21)]~~ "Private applicator permit", a written certificate, issued by the director or his authorized agent, authorizing the purchase, possession or use of certain restricted use pesticides by a private applicator. Such permit shall authorize the one time emergency purchase of a restricted use pesticide for the purpose of a one time emergency use of such pesticide;

—(22) (29) "Restricted use pesticide" or "**RUP**", any pesticide when applied in accordance with its directions for use, warnings, and cautions and for the uses for which it is registered, or for one or more of such uses, or in accordance with a widespread and commonly recognized practice, the director determines may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator;

[(23)] (30) "Sale", selling or offering for sale any pesticide;

[(24)] (31) "Snails" or "slugs" includes all harmful mollusks;

[(25)] (32) "Unreasonable adverse effects on the environment", any unreasonable risk to man or the environment, taking into account the economic, social, and environmental costs and benefits of the use of any pesticide;

[(26)] (33) "Under the direct supervision of a certified applicator", when a pesticide is used by a competent person acting under the instructions and control of a certified applicator who is available if and when needed, even though such certified applicator is not physically present at the time and place the pesticide is used;

[(27)] (34) "Use", mixing, **loading, or applying**;~~storing or disposing of a~~ any pesticide; **cleaning pesticide equipment; or storing or disposing of pesticide containers, pesticides, spray mix, equipment wash waters, or other pesticide-containing materials**;

[(28)] (35) "Weed", any plant ~~which~~ **that** grows where not wanted; ~~and~~

—(29) (36) "Wildlife", all living things that are neither human, domesticated, or pests, including, but not limited to, mammals, protected birds, and aquatic life.

281.025. 1. The director shall administer and enforce the provisions of sections 281.010 to 281.115 and shall have authority to issue regulations after a public hearing following due notice of not less than thirty days to all interested persons, in conformance with the provisions of chapter 536, to carry out the provisions of sections 281.010 to 281.115. Where the director finds that such regulations are needed to carry out the purpose and intent of sections 281.010 to 281.115, such regulations may relate to, but need not be limited to, prescribing the time, place, manner, methods, materials, and amounts and concentrations, in connection with the use of the pesticide, and may restrict or prohibit use of pesticides in designated areas during specified periods of time and shall encompass all reasonable factors ~~which~~ **that** the director deems necessary to prevent damage or injury. In issuing such regulations, the director may give consideration to pertinent research findings and recommendations of other agencies of this state, the federal government, or other reliable sources. The director may by regulation require that notice of a proposed application of a pesticide be given to landowners adjoining the property to be treated or in the immediate vicinity thereof, if ~~he~~ **the director** finds that such notice is necessary to carry out the purpose of sections 281.010 to 281.115. ~~[The director may, by regulation, provide for the one-time emergency purchase and one-time emergency use of a restricted use pesticide by a private applicator.]~~

2. The pesticides on the list of restricted use pesticides, as determined by the federal agency having jurisdiction over the classification of pesticides, shall be so restricted in the state of Missouri. The director shall publish, at least annually, a list of pesticides ~~which~~ **that** have restricted uses. Such publication shall be made available to the public upon request. If the director determines that a pesticide, when used in accordance with its directions for use, warnings, and cautions, and for uses for which it is registered, may cause, without additional regulatory restrictions, unreasonable adverse effects on the environment, including injury to the applicator or other persons, the pesticide shall be used only by or under the direct supervision of a certified applicator~~, or a private applicator with a permit~~. Such pesticides may be subject to other restrictions as determined by the director, to include the time and conditions of possession and use.

3. No regulation, or any amendment or repeal thereof, provided for in sections 281.010 to 281.115 shall be adopted, except after public hearing giving an opportunity to the public to be heard, to be held after no less than thirty days' prior notice of the date, time, and place of hearing, to be given by regular mail to any person who has registered with the director for purposes of notice of such public hearings, in accordance with procedures prescribed by the director.

4. At any hearing, opportunity to be heard shall be afforded to any interested person upon written request received not later than twenty-four hours prior to the hearing, and may also be afforded to other persons. In addition, any interested person, whether or not heard, may submit within seven days subsequent to the hearing a written statement of views. The director may solicit the views in writing of persons who may be affected by, or interested in any proposed regulation. Any person heard or represented at the hearing, or making written request for notice, shall be given written notice of the action of the director with respect to the subject thereof.

5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

281.030. 1. The director may, by regulation, classify ~~[certified applicator, operator or technician]~~ licenses to be issued under sections 281.010 to 281.115. Such classifications may include but not be limited to commercial applicators, noncommercial applicators, private applicators, **provisional private applicators**, public operators ~~[or]~~, pesticide technicians, **or noncertified RUP applicators**. Separate classifications may be specified as to ground, aerial, or manual methods used by any licensee to apply pesticides or to the use of pesticides for the control of pests.

2. The director may, by regulation, establish certification categories to be provided under each license classification. Each certification category shall be subject to separate testing procedures and requirements; provided, that no individual shall be required to pay an additional fee if ~~[he]~~ **the individual** is certified in one or all of the certification categories provided under the license for which ~~[he]~~ **the individual** has applied. The director may, by regulation, establish certification categories limited to the use of certain pesticides and issue a license therefor. Each certification category shall be subject to separate testing procedures covering only those pesticides for which the applicant seeks to be licensed.

3. The director may by regulation establish fees for identification documents.

281.035. 1. No individual shall engage in the business of determining the need for the use of, supervising the use of, **supervising the determination of the need for the use of**, or using any pesticide, in categories as specified by regulation, on the lands of another at any time without a certified commercial applicator's license issued by the director. A certified commercial applicator shall not determine the need for the use of, supervise the use of, **supervise the determination of the need for the use of**, or use any pesticide for any particular purpose unless ~~[he or she]~~ **the certified commercial applicator** has demonstrated ~~[his or her]~~ **such certified commercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. The director shall require an annual fee of sixty-five dollars for each certified commercial applicator's license issued. No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any **general use pesticide or minimum risk pesticide** on the land of another at any time unless such individual is a pesticide technician or pesticide technician trainee in such categories as specified by regulation or is working under the direct supervision of a certified commercial applicator so authorizing, directing or instructing, in which case the certified commercial applicator shall be liable for any use of a **general use pesticide or minimum risk pesticide** by an individual operating under ~~[his or her]~~ **the certified commercial applicator's** direct supervision. The certified commercial applicator or the employer shall assure that the director is informed in writing within ten ~~[working]~~ days of the employment of any person as a pesticide technician or pesticide technician trainee.

2. **No certified commercial applicator shall knowingly authorize, direct, or instruct any individual to engage in determining the need for the use of or using any restricted use pesticide on the land of another at any time unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified commercial applicator so authorizing, directing, or instructing, in which case the certified commercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified commercial applicator's direct supervision.**

3. Application for a certified commercial applicator's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified commercial applicator's license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications ~~[he or she]~~ **the applicant** had applied for, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of commercial applicators.

~~[4-]~~ 5. The director may renew any certified commercial applicator's license under the classification for which such applicant is licensed, ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge that may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[5-]~~ 6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, and if the applicant files evidence that the requirement for bonds or insurance has been met as required under section 281.065, the director shall issue a certified commercial applicator's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause; provided, such financial responsibility required under section 281.065 does not expire at an earlier date, in which case ~~[said]~~ **the license** shall

expire upon the expiration date of the financial responsibility. The director may limit the license of the applicant to the use of certain ~~[restricted use]~~ pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ 7. The director shall require each certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer to maintain records with respect to applications of any pesticide, **including pesticides used under direct supervision by licensed pesticide technicians, pesticide technician trainees, and licensed noncertified RUP applicators.** Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified commercial applicator or ~~[his or her]~~ **the certified commercial applicator's** employer.

~~[7-]~~ 8. A person or individual engaged in the business of using pesticides on the lands of another, who is deprived of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator by reason of death, illness, incapacity, or any absence which the director determines is unavoidable, is authorized to continue business operations without the services of a certified commercial applicator for a period of time deemed appropriate by the director, but not to exceed sixty days; except that, no restricted-use pesticide shall be used, or caused to be used, by such person or individual. Any such person or individual shall immediately notify the director as to the absence of ~~[his or her]~~ **such person's or individual's** sole certified commercial applicator.

~~[8-]~~ 9. Every certified commercial applicator shall display ~~[his or her]~~ **the certified commercial applicator's** license in a prominent place at the site, location, or office from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator; that place, location, or office being at the address printed on the license.

~~[9-]~~ 10. Every certified commercial applicator who changes the address from which ~~[he or she]~~ **the certified commercial applicator** will operate as a certified commercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.037. 1. Any individual who is not certified pursuant to section 281.035, 281.040, or 281.045~~[-or has not been issued a private applicator permit pursuant to subsection 5 of section 281.040]~~ shall not use, or supervise the use of, any ~~[restricted use]~~ **restricted use** pesticide without a certified noncommercial applicator license. A certified noncommercial applicator shall not use, or supervise the use of, any restricted use pesticide for any purpose unless ~~[he or she]~~ **the certified noncommercial applicator** has demonstrated ~~[his or her]~~ **the certified noncommercial applicator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category.

2. **No certified noncommercial applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified noncommercial applicator or the certified noncommercial applicator's employer unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified noncommercial applicator so authorizing, directing, or instructing, in which case the certified noncommercial applicator shall be liable for any use of a restricted use pesticide by an individual operating under the certified noncommercial applicator's direct supervision.**

3. Application for a certified noncommercial applicator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department.** Each application shall include such information as prescribed by the director by regulation.

~~[3-]~~ 4. The director shall not issue a certified noncommercial applicator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director ~~[his or her]~~ **the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which ~~[he or she]~~ **the applicant** has applied, and ~~[his or her]~~ **the applicant's** knowledge of the standards prescribed by regulations for the certification of noncommercial applicators.

~~[4-]~~ 5. If the director finds the applicant qualified to use restricted use pesticides in the classification for which ~~[he or she]~~ **the applicant** has applied, the director shall issue a certified noncommercial applicator license limited to the applicator categories in which ~~[he or she]~~ **the applicant** is certified. The license shall expire one year from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain

areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

[5-] 6. The director may renew any certified noncommercial applicator license under the classification for which the license is issued ~~[subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to apply pesticides safely and properly.

[6-] 7. The director shall collect a fee of thirty-five dollars for each certified noncommercial applicator license issued.

[7-] 8. Any certified noncommercial applicator may use, or supervise the use of, restricted use pesticides only to or on lands or structures owned, leased or rented by ~~[himself or herself]~~ **the certified noncommercial applicator** or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

[8-] 9. The director shall require the certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer to maintain records with respect to applications of restricted use pesticides. Any relevant information ~~[which]~~ **that** the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified noncommercial applicator or ~~[his or her]~~ **the certified noncommercial applicator's** employer.

[9-] 10. Every certified noncommercial applicator shall display ~~[his or her]~~ **the certified noncommercial applicator's** license in a prominent place at the site, location, or office from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator; that place, location, or office being at the address printed on the license.

[10-] 11. Every certified noncommercial applicator who changes the address from which ~~[he or she]~~ **the certified noncommercial applicator** will operate as a certified noncommercial applicator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

281.038. 1. ~~[After July 1, 1990,]~~ No individual working under the direct supervision of a certified commercial applicator shall determine the need for the use of **or use** any **general use** pesticide ~~[nor use any]~~ **or minimum risk** pesticide in categories as specified by regulation, unless and until the individual has met the requirements of ~~[this chapter]~~ **sections 281.010 to 281.115.**

2. Application for a pesticide technician's license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department.** Each application shall include such information as prescribed by the director by regulation and shall be received by the director within forty-five days of employment of the pesticide technician or pesticide technician trainee.

3. The director shall not issue a pesticide technician's license until the individual has demonstrated ~~[his or her]~~ **the applicant's** competence by completion of an approved training program to the satisfaction of the director.

4. The director may renew any pesticide technician's license under the classification for which that applicant is licensed subject to completion of an additional approved training program to the satisfaction of the director as prescribed by regulation.

5. The director shall collect a fee of thirty-five dollars for each pesticide technician license issued.

6. If the director finds the applicant qualified to use pesticides in the classification for which application has been made, the director shall issue a pesticide technician's license limited to the classifications for which ~~[he or she]~~ **the applicant** is qualified, which shall expire one year from date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons for such denial of license.

7. In order for pesticide technicians to use or determine the need for the use of any general use pesticide:

(1) A certified commercial applicator shall be licensed to work from the same physical location as the pesticide technician; and

(2) The licensed certified commercial applicator shall be certified in the same use categories as the pesticide technician as specified by regulation.

8. A pesticide technician may complete retraining requirements and renew the technician's license without a certified commercial applicator working from the same physical location.

281.040. 1. No private applicator shall use any ~~[restricted-use]~~ **restricted use** pesticide unless ~~[he]~~ **the private applicator** first complies with the requirements determined pursuant to subsection ~~[2 or 5]~~ **3** of this section, as necessary to prevent unreasonable adverse effects on the environment, including injury to the applicator or other persons, for that specific pesticide use.

2. **No certified private applicator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures owned, leased, or rented by the certified private applicator or the certified applicator's employer unless such individual is licensed as a certified private applicator or a certified provisional private applicator.**

3. The private applicator shall qualify for a certified private applicator's license **or a certified provisional private applicator's license** by ~~[either]~~ attending ~~[a course or completing an online course of instruction]~~ **an approved certification training program provided by University of Missouri Extension, completing an online certification training program provided by University of Missouri Extension, or by passing the required private applicator certification examination** provided by the director on the use, handling, storage, and application of ~~[restricted-use]~~ **restricted use** pesticides **in the proper certification categories as specified by regulation.** The content of the instruction shall be determined and revised as necessary by the director. Upon completion of the ~~[course]~~ **certification training program, completion of the online certification training program, or passage of the required private applicator certification examination**, the director shall issue a certified private applicator's license **or certified provisional private applicator's license** to the applicant. The director shall not collect a fee for the issuance of such license~~[-, but the]~~ . University of Missouri Extension ~~[service may]~~ **shall collect [a fee for the actual cost of the materials necessary to complete the course of instruction]** **reasonable fees for study materials and for enrollment in certification or recertification programs administered in-person or online.** ~~[However, no fee]~~ **Such fees shall be assessed [or collected from an individual completing an online course of instruction. Both the director of the department and of the University of Missouri Extension service shall review such costs annually.] based on the majority decision of a review committee convened every five years or as needed by the director. Such fees shall not exceed seventy-five dollars per program per applicant unless the members of the review committee representing statewide agricultural organizations vote unanimously in favor of setting the fee in an amount in excess of seventy-five dollars. Such committee shall be provided revenue and expense information for the training program from the University of Missouri Extension and information on the content of the instruction and method of delivery from the director. The review committee shall also determine a maximum in-seat training time limit for the training programs. The committee shall report its minutes, fee decisions, time limitation decisions, and its evaluation of the training provided to the chairs of the House of Representatives and Senate agriculture or equivalent committees. The review committee shall be composed of five members including:**

- (1) The director;
- (2) The director of the University of Missouri Extension, or such director's designee;
- (3) The president of a statewide corn producers organization who actively grows corn, or such president's designee;
- (4) The president of a statewide soybean producers organization who actively grows soybeans, or such president's designee; and
- (5) The president of the state's largest general farm membership organization, or such president's designee.

~~[3-]~~ 4. A certified private applicator's license shall expire five years from date of issuance and may then be renewed without charge or additional fee. Any certified private applicator holding a valid license may renew that license for the next five years ~~[without additional training unless the director determines that additional knowledge related to the use of agricultural pesticides makes additional training necessary.]~~ **upon successful completion of approved recertification training or by passing the required private applicator certification examination.**

5. On the date of the certified provisional private applicator's eighteenth birthday, such certified provisional private applicator's license shall automatically be converted to a certified private applicator license reflecting the original expiration date from issuance. A certified provisional private applicator's license shall expire five years from date of issuance and may be renewed as a certified private applicator's license without charge or additional fee.

~~[4-]~~ 6. If the director does not qualify the private applicator under this section ~~[he]~~ , **the director** shall inform the applicant in writing of the reasons therefor.

~~[5. The private applicator may apply to the director, or his designated agent, for a private applicator permit for the one time emergency purchase and use of restricted use pesticides. When the private applicator has demonstrated his competence in the use of the pesticides to be purchased and used on a one time emergency basis, he shall be issued a permit for the one time emergency purchase and use of restricted use pesticides. The director or his designated agent shall not collect a fee for the issuance of such permit.]~~

281.045. 1. All agencies of the state of Missouri and the political subdivisions thereof, and any other governmental agency shall be subject to the provisions of sections 281.010 to 281.115 and rules adopted thereunder concerning the use of restricted use pesticides.

2. Public operators for agencies listed in subsection 1 of this section shall not use, or supervise the use of, any restricted use pesticides on any land or structure without a certified public operator license issued by the director. The certified public operator shall not use or supervise the use of any restricted use pesticide for any purpose unless **[he] the certified public operator** has demonstrated **[his] the certified public operator's** competence to use pesticides for that purpose by being certified by the director in the proper certification category. ~~[Any employee of any agency listed in subsection 1 of this section who is not licensed as a certified public operator may use restricted use pesticides only under the direct supervision of a certified public operator.]~~

3. **No certified public operator shall knowingly authorize, direct, or instruct any individual to engage in using any restricted use pesticide on lands or structures unless such individual is licensed as a noncertified RUP applicator while working under the direct supervision of a certified public operator so authorizing, directing, or instructing, in which case the certified public operator shall be liable for any use of a restricted use pesticide by an individual operating under the certified public operator's direct supervision.**

4. Application for a certified public operator license shall be ~~[made in writing]~~ **submitted** to the director on a designated form obtained from the ~~[director's office]~~ **department**. Each application shall include all information prescribed by the director by regulation.

~~[4-]~~ 5. The director shall not issue a certified public operator license until the applicant is certified by passing an examination provided by the director to demonstrate to the director **[his] the applicant's** competence and knowledge of the proper use of pesticides under the classifications for which **[he] the applicant** has applied, and **[his] the applicant's** knowledge of the standards prescribed by regulations for the certification of public operators.

~~[5-]~~ 6. If the director finds the applicant qualified to use pesticides in the classification for which **[he] the applicant** has applied, the director shall issue a license, without a fee, to the certified public operator who has so qualified. The certified public operator license shall be valid only when the operator is acting as an operator using, or supervising the use of, restricted use pesticides in the course of **[his] the operator's** employment. A certified public operator license shall expire three years from the date of issuance unless ~~[it]~~ **the license** has been revoked or suspended prior thereto by the director for cause. The director may limit the license of the applicant to the use of certain restricted use pesticides, or to certain areas, or to certain types of equipment if the applicant is only so qualified. If a license is not issued as applied for, the director shall inform the applicant in writing of the reasons therefor.

~~[6-]~~ 7. The director may renew any certified public operator license under the classification for which that applicant is licensed~~[, subject to]~~ **upon successful completion of approved recertification training or** reexamination for additional knowledge ~~[which]~~ **that** may be required to use pesticides safely and properly either manually or with equipment the applicant has been licensed to operate.

~~[7-]~~ 8. The director shall require the certified public operator, or **[his] the certified public operator's** employer, to maintain records with respect to applications of restricted use pesticides. Any relevant information which the director may deem necessary may be required by regulation. Such records shall be kept for a period of three years from the date of the application of the pesticide to which such records refer, and the director shall, upon request in writing, be furnished with a copy of such records by any certified public operator or **[his] the certified public operator's** employer.

~~[8-]~~ 9. Agencies listed in subsection 1 of this section shall be subject to a legal action by any person damaged by any use of any pesticide, which may be brought in the county where the damage or any part thereof occurred.

~~[9-]~~ 10. Every certified public operator shall display **[his] the certified public operator's** license in a prominent place at the site, location, or office from which **[he] the certified public operator** will operate as a certified public operator, that place, location, or office being at the address printed on the license.

~~[10-]~~ 11. Every certified public operator who changes the address from which **[he] the certified public operator** will operate as a certified public operator shall immediately notify the director. The director shall immediately issue a revised license upon which shall be printed the changed address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

12. Any person who volunteers to work for a public agency may use general use pesticides without a license under the supervision of the public agency on lands owned or managed by the state agency, political subdivision, or governmental agency.

281.048. 1. No individual shall use or determine the need for the use of any restricted use pesticide while working under the direct supervision of a certified commercial applicator until the individual has met the requirements of this section.

2. No individual shall use restricted use pesticides while working under the direct supervision of a certified noncommercial applicator or certified public operator until the individual has met the requirements of this section.

3. Application for a noncertified RUP applicator's license shall be submitted to the director on a designated form obtained from the department. Each application shall include such information as prescribed by the director by regulation.

4. The director shall issue or renew a noncertified RUP applicator license once an individual has met the requirements set forth in 40 C.F.R. 171.201(c)(1) or (3). The director shall collect an annual fee of thirty-five dollars for each noncertified RUP applicator license issued. The license shall be valid for one year unless revoked or suspended by the department prior to its expiration. Any individual whose application is denied shall receive a written explanation as to the determination of the denial.

5. Individuals holding a valid noncertified RUP applicator license may use and determine the need for the use of restricted use pesticides, general use pesticides, and minimum risk pesticides under the direct supervision of a certified commercial applicator and only for the categories in which the commercial applicator is certified. The director may limit the license of the applicant to the use of certain pesticides, to certain areas, or to certain types of equipment if the applicant is only so qualified.

6. Every certified commercial applicator, certified noncommercial applicator, or certified public operator providing direct supervision to a licensed noncertified RUP applicator shall immediately notify the director when the licensed noncertified RUP applicator has changed address from which the applicator or operator will operate as a licensed noncertified RUP applicator or when the noncertified RUP applicator's employment has been terminated. The director shall immediately issue a revised license upon which shall be printed the change of address. The director shall not collect a fee for the issuance of a revised license. The expiration date of the revised license shall be the same as the expiration date for the original license.

7. A noncertified RUP applicator may complete retraining requirements and renew the applicator's license without a certified commercial applicator, certified noncommercial applicator, or certified public operator working from the same physical location.

8. Every licensed noncertified RUP applicator shall display the applicator's license in a prominent place at the site, location, or office from which the applicator will operate as a noncertified RUP applicator, that place, location, or office being at the address printed on the license.

281.050. 1. No individual shall act in the capacity of a pesticide dealer or shall engage in the business of, advertise as, or assume to act as a pesticide dealer unless ~~[he or she]~~ **the individual** has obtained a license from the director ~~[which]~~ **that** shall expire one year from date of issuance. ~~[An individual shall be required to obtain a license for]~~ Each **pesticide dealership** location or outlet from which ~~[such]~~ **restricted use** pesticides are distributed, sold, held for sale, or offered for sale at retail or wholesale direct to the end user~~]. Pesticide dealers may be designated by the director as agents of the state for the purpose of issuing permits for restricted use pesticides to private applicators]~~ shall have at least one individual licensed as a pesticide dealer. Any individual possessing restricted use pesticides and selling or holding and offering for sale restricted use pesticides at retail or wholesale from a motor vehicle shall be licensed as a pesticide dealer. For the purposes of this subsection, "selling or holding and offering for sale" shall not include solely transporting product in commerce. No individual shall be issued more than one pesticide dealer license.

2. Application for a pesticide dealer's license shall be made on a designated form obtained from the ~~[director's office]~~ **department**. The director shall collect a fee of thirty-five dollars for the issuance of each license. The provisions of this section shall not apply to a pesticide applicator who sells pesticides only as an integral part of ~~[his or her]~~ **the applicator's** pesticide application service when such pesticides are dispensed only through apparatuses used for such pesticide applications. The provisions of this section shall not apply to any federal, state, or county agency ~~[which]~~ **that** provides pesticides for its own programs.

3. Each applicant shall satisfy the director as to ~~[his or her]~~ **the applicant's** knowledge of the laws and regulations governing the use and sale of pesticides and ~~[his or her]~~ **the applicant's** responsibility in carrying on the business of a pesticide dealer **by passing a pesticide dealer examination provided by the director.** Each licensed pesticide dealer shall be responsible for insuring that all of ~~[his or her]~~ **the dealer's** employees and agents who sell or recommend restricted use pesticides have adequate knowledge of the laws and regulations governing the use and sale of such restricted use pesticides.

4. Each pesticide dealer shall be responsible for the acts of each person employed by ~~[him or her]~~ **the dealer** in the solicitation and sale of pesticides and all claims and recommendations for use of pesticides. The dealer's license shall be subject to denial, suspension, or revocation after a hearing for any violation of sections 281.010 to 281.115 whether committed by the dealer, or by the dealer's officer, agent or employee.

5. No pesticide dealer shall sell, give away, or otherwise make available any restricted use pesticides to anyone but certified **commercial applicators, certified noncommercial** applicators ~~[or]~~ **, certified public** operators, or to **certified** private applicators ~~[who have met the requirements of subsection 5 of section 281.040,]~~ **holding valid certifications in proper certification categories** or to other **licensed** pesticide dealers, except that pesticide dealers may allow the designated representative of such certified applicators, operators or private applicators to take possession of restricted use pesticides when those restricted use pesticides are purchased by and for use by or under the direct supervision of such certified applicator, operator or private applicator.

6. The director shall require the pesticide dealer, or ~~[his or her]~~ **the dealer's** employer, to maintain books and records with respect to sales of restricted use pesticides **at each dealership location or outlet.** Such relevant information as the director may deem necessary may be specified by regulation. Such records shall be kept for a period of three years from the date of sale of the restricted use pesticide to which such records refer, and the director shall upon request in writing be furnished with a copy of such records by any licensed pesticide dealer or ~~[his or her]~~ **the dealer's** employer.

7. Every licensed pesticide dealer who changes ~~[his or her]~~ **the dealer's** address or place of business shall immediately notify the director.

281.055. 1. If the ~~[application for]~~ renewal of any license~~;~~ or certification ~~[or permit]~~ provided for in ~~[this chapter]~~ **sections 281.010 to 281.115** is not filed prior to the expiration date in any year, a penalty of twenty-five percent shall be assessed and added to the original fee and shall be paid by the applicant before the license~~;~~ or certification ~~[or permit]~~ shall be renewed~~;~~ ~~provided, that such penalty shall not apply if the applicant furnishes an affidavit certifying that he has not engaged in the business subsequent to the expiration of his license, certification or permit.~~ Any person holding a current valid license~~;~~ or certification ~~[or permit]~~ may renew the license~~;~~ or certification ~~[or permit]~~ for the next year without taking another examination unless the director determines that additional knowledge related to classifications for which the applicant has applied makes a new examination necessary. However, if the license is not renewed within sixty days following the date of expiration ~~[then]~~ **, the license shall be cancelled and** the licensee shall be required to satisfy all the requirements of licensure as if such person was never licensed.

2. The director may promulgate reasonable regulations requiring additional training and instruction on the part of any applicant for a license issued under sections 281.010 to 281.115.

3. The director shall have prepared for prospective licensee's use~~;~~ a book of guidelines of factual necessary information related to the requirements of sections 281.010 to 281.115. A reasonable fee may be collected for ~~[said]~~ **the** publication.

281.060. 1. The director, after inquiry, and after opportunity for a hearing, may deny, suspend, revoke, or modify the provisions of any license~~;~~ ~~permit,~~ or certification issued under sections 281.010 to 281.115, if ~~[he]~~ **the director** finds that the applicant or the holder of a license~~;~~ ~~permit,~~ or certification has violated any provision of sections 281.010 to 281.115, or any regulation issued thereunder, or has been convicted or subject to a final order imposing a civil or criminal penalty pursuant to the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, or has been convicted, or is the subject of prosecution, in ~~[another]~~ **this state or in any** state or protectorate of the United States, or has had a pesticide applicator license~~;~~ or certificate ~~[or permit]~~ denied, suspended, revoked or modified by ~~[another]~~ **any** state or protectorate of the United States, or the person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of any profession licensed or regulated under ~~[this chapter]~~ **sections 281.010 to 281.115**, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed. **Licensed certified applicators, licensed noncertified RUP applicators, licensed pesticide technicians, and licensed pesticide dealers shall notify the department within ten days of any conviction of or plea to any offense listed in this section.**

2. If the director determines, after inquiry and opportunity for a hearing, that any ~~[individual]~~ **person** is in violation of any provision of sections 281.010 to 281.115, or any regulations issued thereunder, the director shall have the authority to assess a civil penalty of not more than one thousand dollars for each violation, and in addition, may order that restitution be made to any person.

3. In the event that a person penalized or ordered to pay restitution under this section fails to pay the penalty or restitution, the director may apply to the circuit court of Cole County for, and the court is authorized to enter, an order enforcing the assessed penalty or restitution.

281.063. The director may subpoena witnesses and compel the production of books, documents, and records anywhere in the state in any hearing affecting the authority or privilege granted by a license~~[-]~~ **or** certificate ~~[or permit]~~ issued under the provisions of sections 281.010 to 281.115.

281.065. 1. The director shall not issue a certified commercial applicator's license until the applicant or the employer of the applicant has furnished evidence of financial responsibility with the director consisting either of a surety bond or a liability insurance policy or certification thereof, protecting persons who may suffer legal damages as a result of ~~[the operations of]~~ **pesticide use by** the applicant; except that, such surety bond or liability insurance policy need not apply to damages or injury to crops, plants or land being worked upon by the applicant. Following the receipt of the initial license, the certified commercial applicator shall not be required to furnish evidence of financial responsibility to the department for the purpose of license renewal unless upon request. Annual renewals for surety bonds or liability insurance shall be maintained at the business location from which the certified commercial applicator is licensed. Valid surety bonds or liability insurance certificates shall be available for inspection by the director ~~[or his or her designee]~~ at a reasonable time during regular business hours or, upon a request in writing, the director shall be furnished a copy of the surety bond or liability insurance certificate within ten ~~[working]~~ days of receipt of the request.

2. The amount of the surety bond or liability insurance required by this section shall be not less than fifty thousand dollars for each occurrence. Such surety bond or liability insurance shall be maintained at not less than that sum at all times during the licensed period. The director shall be notified by the surety or insurer within twenty days prior to any cancellation or reduction of the surety bond or liability insurance. If the surety bond or liability insurance policy which provides the financial responsibility for the certified commercial applicator is provided by the employer of the certified commercial applicator, the employer of the certified commercial applicator shall immediately notify the director upon the termination of the employment of the certified commercial applicator or when a condition exists under which the certified commercial applicator is no longer provided bond or insurance coverage by the employer. The certified commercial applicator shall then immediately execute **and submit to the director** a surety bond or an insurance policy to cover the financial responsibility requirements of this section and the certified commercial applicator or the applicator's employer shall maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed. The director may accept a liability insurance policy or surety bond in the proper sum which has a deductible clause in an amount not exceeding one thousand dollars; except that, if the bond- or policyholder has not satisfied the requirement of the deductible amount in any prior legal claim, such deductible clause shall not be accepted by the director unless the bond- or policyholder executes and maintains a surety bond or liability insurance which shall satisfy the amount of the deductible as to all claims that may arise in ~~[his or her]~~ **the bond- or policyholder's** application of pesticides.

3. If the surety becomes unsatisfactory, **the commercial applicator license shall expire and become invalid and** the bond- or policyholder shall immediately execute **and submit to the director** a new bond or insurance policy and maintain the surety bond or liability insurance certificate at the business location from which the certified commercial applicator is licensed, and if ~~[he or she]~~ **the bond- or policyholder** fails to do so, the director shall cancel ~~[his or her]~~ **the bond- or policyholder** license, or deny the license of an applicant, and give ~~[him or her]~~ **the bond- or policyholder** notice of cancellation or denial, and it shall be unlawful thereafter for the applicant to engage in the business of using pesticides until the bond or insurance is brought into compliance with the requirements of subsection 1 of this section. If the bond- or policyholder does not execute a new bond or insurance policy within sixty days of expiration of such bond or policy, the licensee shall be required to satisfy all the requirements for licensure as if never before licensed.

4. Nothing in sections 281.010 to 281.115 shall be construed to relieve any person from liability for any damage to the person or lands of another caused by the use of pesticides even though such use conforms to the rules and regulations of the director.

281.070. 1. The director may investigate the use of any pesticide or claims of damages ~~[which]~~ **that** result from the use of any pesticide.

2. Any person who claims to have been damaged as a result of a pesticide use and who requests an investigation of that damage by the director shall file with the director, on a form provided by the director, a written statement claiming that ~~[he]~~ **the person** has been damaged. Damage statements shall be filed within thirty days after the date the damage is alleged to have occurred, unless a growing crop is alleged to have been damaged. If a growing crop is alleged to have been damaged, the damage statement shall be filed at least two weeks prior to the time that twenty-five percent of that crop has been harvested. The director shall, upon receipt of the statement, notify the person alleged to have caused the damage and the owner or lessee of the land, or other person who may be charged with the responsibility of the damages claimed, and furnish copies of any statements which may be requested. The director shall inspect damages whenever possible and ~~[he]~~ **the director** shall make ~~[his]~~ **the director's** inspection reports available to the person claiming damage and to the person who is alleged to have caused the damage. Where damage is alleged to have occurred, the claimant shall permit the director, the licensee, and ~~[his]~~ **the licensee's** representatives, such as the bondsman or insurer, to observe, within reasonable hours, the lands or nontarget organism alleged to have been damaged.

3. The filing of or the failure to file need not be alleged in any complaint which might be filed in a court of law, and the failure to file a damage claim shall not be considered any bar to the maintenance of any criminal or civil action. The failure to file such a report shall not be a violation of sections 281.010 to 281.115. However, if the person failing to file such report is the only one injured from such use or application of a pesticide by others, the director may, when in the public interest, refuse to hold a hearing for the denial, suspension, or revocation of a license ~~[or permit]~~ issued under sections 281.010 to 281.115 until such report is filed.

4. The director may in the conduct of any investigation or hearing authorized or held by ~~[him]~~ **the director**:

- (1) Examine, or cause to be examined, under oath, any person;
- (2) Examine, or cause to be examined, books and records of the sale or use of any pesticide directly related to the investigation;
- (3) Hear such testimony and take such evidence as will assist ~~[him]~~ **the director** in the discharge of ~~[his]~~ **the director's** duties under ~~[this chapter]~~ **sections 281.010 to 281.115**;
- (4) Administer or cause to be administered ~~[oath]~~ **oaths**; and
- (5) Issue subpoenas to require the attendance of witnesses and the production of books and records directly related to the investigation.

281.075. ~~[4-]~~ The director may issue a ~~[license or]~~ **pesticide applicator** certification on a reciprocal basis with other states without examination to a nonresident who is licensed ~~[or]~~ **as a certified** ~~[in another state substantially]~~ **applicator in accordance with the reciprocating state's requirements and is a resident of the reciprocating state. A pesticide applicator certification shall be issued** in accordance with the provisions of sections 281.010 to 281.115; except that, financial responsibility ~~[must]~~ **shall** be filed pursuant to section 281.065. Fees collected shall be the same as for resident licenses or certification.

~~[2. Any nonresident applying for any license under section 281.035, 281.037, 281.038 or 281.050 to operate in the state of Missouri shall designate in writing the secretary of state as the agent of such nonresident upon whom process may be served as provided by law; except that, any such nonresident who has designated a resident agent upon whom process may be served as provided by law shall not be required to designate the secretary of state as such agent. The secretary of state shall be allowed such fees therefor as provided by law for designating resident agents. The director shall be furnished with a copy of such designation of the secretary of state or of a resident agent, such copy to be certified by the secretary of state.]~~

281.085. No person shall discard, transport, or store any pesticide or pesticide containers in such a manner **that is inconsistent with label directions or** as to cause injury to humans, vegetation, crops, livestock, wildlife, beneficial insects, or to pollute any waterway. The director may promulgate rules and regulations governing the discarding and storing of such pesticide or pesticide containers. In determining these rules and regulations the director shall take into consideration any regulations issued by the federal Environmental Protection Agency.

281.101. 1. It shall be unlawful for any ~~[individual]~~ **person** to violate any provision of sections 281.010 to 281.115, or any regulation issued thereunder.

2. The following are determined to be unlawful acts:

(1) It shall be unlawful to recommend for use, ~~[to]~~ **cause to use**, use, or ~~[to]~~ supervise the use of any pesticide in a manner inconsistent with its labeling required by labeling requirements of FIFRA, **the Missouri pesticide use act or the Missouri pesticide registration act**;

(2) It shall be unlawful for any ~~[individual]~~ **person** to misuse any pesticide;

(3) **It shall be unlawful for any person to use or supervise the use of pesticides that are cancelled or suspended;**

(4) It shall be unlawful for any person not holding a valid certified applicator license in proper certification categories or a valid pesticide dealer license to purchase or acquire restricted use pesticides;

(5) It shall be unlawful to make any false or misleading statements during the course of an investigation into the sale, distribution, use, or misuse of any pesticide;

[4] (6) It shall be unlawful to make any false or misleading statement on any application, form, or document submitted to the director concerning licensing pursuant to sections 281.010 to 281.115 or any regulations issued thereunder;

[5] (7) It shall be unlawful to make any false, misleading, or fraudulent statement or claim, through any media, ~~which~~ that misrepresents the effects of any pesticide, the methods to be utilized in the application of any pesticide, or the qualifications of the person determining the need for the use of any pesticide or using any pesticide;

[6] (8) It shall be unlawful to make any false or misleading statement specifying[;] or inferring that a person or ~~his~~ the person's methods are recommended by any branch of government or that any pesticide work done will be inspected by any branch of government;

[7] (9) It shall be unlawful to aid or abet any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder, or to conspire with any licensed or unlicensed individual in evading the provisions of sections 281.010 to 281.115 or any regulation issued thereunder; and

(10) It shall be unlawful for any person to steal or attempt to steal pesticide certification examinations or examination materials, cheat on pesticide certification examinations, evade completion of recertification or retraining requirements, or to aid or abet any person in stealing or attempting to steal examinations or examination materials, cheating on examinations, or evading recertification or retraining requirements.

3. Other acts ~~which~~ that are not specified, but ~~which~~ that violate sections 281.010 to 281.115 or regulations issued thereunder, shall nevertheless be unlawful.

301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration on a calendar year basis of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on a calendar year or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, an application for registration of a farm vehicle fleet shall be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year's annual fee shall be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words "Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate

registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill, Page 14, Section 266.355, Line 25, by inserting after all of said section and line the following:

"Section B. The repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of section A of this act and the enactment of section 281.048 of section A of this act shall become effective on January 1, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Collins offered **House Amendment No. 1 to House Amendment No. 6.**

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to Senate Bill No. 37, Page 2, Line 3, by inserting after all of said line the following:

"135.1610. 1. As used in this section, the following terms mean:

(1) "Eligible expenses", expenses incurred in the construction or development of establishing an urban farm in a food desert;

(2) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least one-quarter mile away from a full-service grocery store in an urban area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(4) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(5) "Urban area", an urban place as designated by the United States Census Bureau;

(6) "Urban farm", an agricultural plot or facility in an urban area that produces agricultural products, as that term is defined in section 262.900. "Urban farm" shall include, but not be limited to, community-run gardens.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for establishing an urban farm in a food desert.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit under this section in excess of one thousand dollars for each urban farm. However, any tax credit that

cannot be claimed in the tax year the contribution is made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed one hundred thousand dollars in any calendar year.

5. Tax credits issued under the provisions of this section shall not be sold, assigned, or otherwise transferred.

6. The department of revenue and the department of agriculture may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall be construed to prevent a taxpayer from claiming a tax credit properly issued before the program is sunset in a tax year after the program is sunset.

135.1620. 1. As used in this section, the following terms mean:

(1) "Eligible expenses", expenses incurred in the reestablishment of a full-service grocery store within three miles of a formerly operational grocery store that has been permanently closed and that is located within a food desert;

(2) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least a mile away from a full-service grocery store when in urban areas or at least ten miles away when in rural areas;

(3) "Full-service grocery store", a grocery store that provides a full complement of healthy fruits, vegetables, grains, meat, and dairy products along with household items. Fresh fruits and vegetables shall be available for sale in quantities that are substantially similar to industry standards for facilities of similar size;

(4) "Rural area", a town or community within the state that is not within a standard metropolitan statistical area and has six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a standard metropolitan statistical area;

(5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(6) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(7) "Urban area", an urban place as designated by the United States Census Bureau.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state income tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for reestablishing a full-service grocery store within three miles of a formerly operational grocery store that has been permanently closed and that is located within a food desert, after initial expenses of:

(1) One million dollars if the full-service grocery store is established in a county with a charter form of government, a county of the first classification, or a city not within a county; or

(2) Five hundred thousand dollars if the full-service grocery store is established in any other county.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of two million five hundred thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed twenty-five million dollars in any calendar year.

5. Tax credits issued under the provisions of this section may be transferred, sold, or assigned.

6. If the taxpayer fails to fully operate the reestablished full-service grocery store at the same location for at least five consecutive years, such taxpayer shall immediately submit payment to the state general revenue fund in an amount equal to the full value of the tax credit received, less twenty percent of the full value received for each full year in which the grocery store was fully operational at the same location.

7. The department of revenue and the department of economic development may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall be construed to prevent a taxpayer from claiming a tax credit properly issued before the program was sunset in a tax year after the program was sunset.

261.021. 1. As used in this section, the term "socially disadvantaged community" means an area containing a group of individuals whose members have been subjected to racial or ethnic prejudice because of the identity of such individuals as members of a group without regard to the individual qualities of such individuals.

2. There is hereby created within the department of agriculture the "Socially Disadvantaged Communities Outreach Program" to connect historically unserved and underserved urban communities with access to healthy fresh food and knowledge and skills related to food production.

3. The outreach program shall:

(1) Provide financial assistance for people growing food in socially disadvantaged communities through programs such as those authorized in section 135.1610;

(2) Encourage activities that support and promote urban agriculture in socially disadvantaged communities;

(3) Provide educational and skills training related to food production in socially disadvantaged communities; and

(4) Address food deserts in urban socially disadvantaged communities through programs such as those authorized in section 135.1620.

4. The department shall designate an employee to administer and monitor the socially disadvantaged communities outreach program and to serve as a liaison to affected communities. The duties of such employee shall include, but not be limited to:

(1) Providing leadership at the state level to encourage participation in programs to meet the goals under subsections 2 and 3 of this section;

(2) Conducting workshops and other sessions that provide educational and skills training related to food production to residents of socially disadvantaged communities; and

(3) Seeking grants, private donations, or other funding sources to support the socially disadvantaged communities outreach program.

5. On or before December thirty-first of each year, the department shall submit a report to the general assembly detailing the number of residents who received training under this section, the number of tax credits issued under sections 135.1610 and 135.1620, and any recommendations for legislative action to improve the program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fitzwater	Francis	Gregory 51
Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Thomas
Thompson	Toalson Reisch	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 020

Bailey	Boggs	Christofanelli	Clemens	DeGroot
Fishel	Grier	Hardwick	Hicks	Lovasco
McDaniel	Morse	Patterson	Pouche	Price IV
Roden	Schroer	Simmons	Taylor 48	Trent

VACANCIES: 002

Representative Collins moved that **House Amendment No. 1 to House Amendment No. 6** be adopted.

Which motion was defeated.

On motion of Representative Rone, **House Amendment No. 6** was adopted.

On motion of Representative Knight, **SB 37, as amended**, was read the third time and passed by the following vote:

AYES: 120

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Black 137	Black 7	Bland Manlove	Bosley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Clemens	Coleman 32	Collins	Cook
Copeland	Cupps	Davidson	Derges	Dinkins
Dogan	Doll	Eggleston	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Henderson	Houx	Hovis	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sassmann	Sauls
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 67	Stephens 128	Stevens 46	Tate
Taylor 48	Thomas	Thompson	Toalson Reisch	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	Wiemann	Wright	Young

NOES: 024

Baker	Billington	Bromley	Chipman	Christofanelli
Coleman 97	Davis	Deaton	Hill	Hudson
Kidd	Pietzman	Pollock 123	Richey	Sander
Schnelting	Schroer	Schwadron	Simmons	Smith 163
Stacy	Taylor 139	West	Mr. Speaker	

PRESENT: 004

Appelbaum	Proudie	Terry	Windham
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ABSENT WITH LEAVE: 013

Basye	Boggs	Brown 27	Busick	DeGroot
Ellebracht	Hardwick	Hicks	Lovasco	McDaniel
Morse	Roden	Trent		

VACANCIES: 002

Representative Chipman declared the bill passed.

SS SB 22 was placed on the Informal Calendar.

HCS SS SB 6, relating to insurance, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HCS SS SB 6** was agreed to.

HCS SS SB 6 was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 15** entitled:

An act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 36** entitled:

An act to amend chapter 620, RSMo, by adding thereto one new section relating to historic buildings.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 45** entitled:

An act to repeal sections 287.245 and 537.620, RSMo, and to enact in lieu thereof three new sections relating to benefits for certain firefighters as a result of employment as a firefighter.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 78** entitled:

An act to repeal sections 33.100 and 313.004, RSMo, and to enact in lieu thereof four new sections relating to state employees.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 272** entitled:

An act to amend chapter 313, RSMo, by adding thereto one new section relating to prohibiting publishing of the names of lottery winners, with a penalty provision.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 323** entitled:

An act to amend chapter 170, RSMo, by adding thereto one new section relating to elective social studies courses on the Bible.

In which the concurrence of the House is respectfully requested.

Read the first time.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 15** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 652, relating to the Missouri farmers' market nutrition program, was taken up by Representative Stevens (46).

Representative Stevens (46) moved that the title of **HB 652** be agreed to.

Representative Gregory (51) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 652, Page 1, In the Title, Lines 2 and 3, by deleting the words "the Missouri farmers' market nutrition program" and inserting in lieu thereof the words "nutritional assistance programs"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (51), **House Amendment No. 1** was adopted.

Representative Gregory (51) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 652, Page 2, Section 208.285, Line 46, by inserting after all of said line the following:

"210.251. 1. By January 1, 1994, financial incentives shall be provided by the department of health and senior services through the child development block grant and other public moneys for child-care facilities wishing to upgrade their standard of care and which meet quality standards.

2. The department of health and senior services shall make federal funds available to licensed or inspected child-care centers pursuant to federal law as set forth in the Child and Adult Food Program, 42 U.S.C. 1766.

3. Notwithstanding any other provision of law, in the administration of the program for at-risk children through the Child and Adult Food Program, 42 U.S.C. 1766, this state shall not have requirements that are stricter than federal regulations for participants in such program. Child care facilities shall not be required to be licensed child care providers to participate in such federal program so long as minimum health and safety standards are met and documented."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (51), **House Amendment No. 2** was adopted.

Representative Mackey offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 652, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"208.018. 1. Subject to federal approval, the department of social services shall establish a pilot program for the purpose of providing Supplemental Nutrition Assistance Program (SNAP) participants with access and the ability to afford fresh food when purchasing fresh food at farmers' markets. The pilot program shall be established in at least one rural area and one urban area. Under the pilot program, such participants shall be able to:

(1) Purchase fresh fruit, vegetables, meat, fish, poultry, eggs, and honey with SNAP benefits with an electronic benefit transfer (EBT) card; and

(2) Receive a dollar-for-dollar match for every SNAP dollar spent at a participating farmers' market or vending urban agricultural zone as defined in section 262.900 in an amount up to ten dollars per week whenever the participant purchases fresh food with an EBT card.

2. For purposes of this section, the term "farmers' market" shall mean a market with multiple stalls at which farmer-producers sell agricultural products, particularly fresh fruit and vegetables, directly to the general public at a central or fixed location.

3. Purchases of approved fresh food by SNAP participants under this section shall automatically trigger matching funds reimbursement into the central farmers' market vendor accounts by the department.

4. The funding of this pilot program shall be subject to appropriation. In addition to appropriations from the general assembly, the department may apply for available grants and shall be able to accept other gifts, grants, and donations to develop and maintain the program.

5. The department shall promulgate rules setting forth the procedures and methods of implementing this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under and pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

6. Under and pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall ~~[sunset automatically six years after the effective date of this section unless reauthorized by an act of the general assembly; and~~

~~————— (2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after the effective date of the reauthorization of this section]~~ **expire on August 28, 2033; and**

~~[(3)] (2) This section shall terminate on September [first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset]~~ **1, 2034."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mackey, **House Amendment No. 3** was adopted.

Representative Collins offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 652, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"135.1610. 1. As used in this section, the following terms mean:

(1) "Eligible expenses", expenses incurred in the construction or development of establishing an urban farm in a food desert;

(2) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least one-quarter mile away from a full-service grocery store in an urban area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(4) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(5) "Urban area", an urban place as designated by the United States Census Bureau;

(6) "Urban farm", an agricultural plot or facility in an urban area that produces agricultural products, as that term is defined in section 262.900. "Urban farm" shall include, but not be limited to, community-run gardens.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for establishing an urban farm in a food desert.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit under this section in excess of one thousand dollars for each urban farm. However, any tax credit that cannot be claimed in the tax year the contribution is made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed one hundred thousand dollars in any calendar year.

5. Tax credits issued under the provisions of this section shall not be sold, assigned, or otherwise transferred.

6. The department of revenue and the department of agriculture may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

7. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall be construed to prevent a taxpayer from claiming a tax credit properly issued before the program is sunset in a tax year after the program is sunset.

135.1620. 1. As used in this section, the following terms mean:

(1) "Eligible expenses", expenses incurred in the reestablishment of a full-service grocery store within three miles of a formerly operational grocery store that has been permanently closed and that is located within a food desert;

(2) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least a mile away from a full-service grocery store when in urban areas or at least ten miles away when in rural areas;

(3) "Full-service grocery store", a grocery store that provides a full complement of healthy fruits, vegetables, grains, meat, and dairy products along with household items. Fresh fruits and vegetables shall be available for sale in quantities that are substantially similar to industry standards for facilities of similar size;

(4) "Rural area", a town or community within the state that is not within a standard metropolitan statistical area and has six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a standard metropolitan statistical area;

(5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(6) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(7) "Urban area", an urban place as designated by the United States Census Bureau.

2. For all tax years beginning on or after January 1, 2022, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state income tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for reestablishing a full-service grocery store within three miles of a formerly operational grocery store that has been permanently closed and that is located within a food desert, after initial expenses of:

(1) One million dollars if the full-service grocery store is established in a county with a charter form of government, a county of the first classification, or a city not within a county; or

(2) Five hundred thousand dollars if the full-service grocery store is established in any other county.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of two million five hundred thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed twenty-five million dollars in any calendar year.

5. Tax credits issued under the provisions of this section may be transferred, sold, or assigned.
6. If the taxpayer fails to fully operate the reestablished full-service grocery store at the same location for at least five consecutive years, such taxpayer shall immediately submit payment to the state general revenue fund in an amount equal to the full value of the tax credit received, less twenty percent of the full value received for each full year in which the grocery store was fully operational at the same location.
7. The department of revenue and the department of economic development may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.
8. Under section 23.253 of the Missouri sunset act:
 - (1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;
 - (2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;
 - (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and
 - (4) Nothing in this subsection shall be construed to prevent a taxpayer from claiming a tax credit properly issued before the program was sunset in a tax year after the program was sunset."; and

Further amend said bill, Page 2, Section 208.285, Line 46, by inserting after all of said section and line the following:

- "261.021. 1. As used in this section, the term "socially disadvantaged community" means an area containing a group of individuals whose members have been subjected to racial or ethnic prejudice because of the identity of such individuals as members of a group without regard to the individual qualities of such individuals.
2. There is hereby created within the department of agriculture the "Socially Disadvantaged Communities Outreach Program" to connect historically unserved and underserved urban communities with access to healthy fresh food and knowledge and skills related to food production.
 3. The outreach program shall:
 - (1) Provide financial assistance for people growing food in socially disadvantaged communities through programs such as those authorized in section 135.1610;
 - (2) Encourage activities that support and promote urban agriculture in socially disadvantaged communities;
 - (3) Provide educational and skills training related to food production in socially disadvantaged communities; and
 - (4) Address food deserts in urban socially disadvantaged communities through programs such as those authorized in section 135.1620.
 4. The department shall designate an employee to administer and monitor the socially disadvantaged communities outreach program and to serve as a liaison to affected communities. The duties of such employee shall include, but not be limited to:
 - (1) Providing leadership at the state level to encourage participation in programs to meet the goals under subsections 2 and 3 of this section;
 - (2) Conducting workshops and other sessions that provide educational and skills training related to food production to residents of socially disadvantaged communities; and
 - (3) Seeking grants, private donations, or other funding sources to support the socially disadvantaged communities outreach program.
 5. On or before December thirty-first of each year, the department shall submit a report to the general assembly detailing the number of residents who received training under this section, the number of tax credits issued under sections 135.1610 and 135.1620, and any recommendations for legislative action to improve the program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Weber offered **House Amendment No. 1 to House Amendment No. 4.**

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Bill No. 652, Page 2, Lines 16-49, and Page 3, Lines 1-35, by deleting said lines and inserting in lieu thereof the following:

"**credit properly issued before the program is sunset in a tax year after the program is sunset.**"; and";
and

Further amend said amendment, Page 4, Lines 5-6, by deleting said lines and inserting in lieu thereof the following:

"**(4) Address food deserts in urban socially disadvantaged communities.**"; and

Further amend said amendment and page, Line 18, by deleting the words "**sections 135.1610 and 135.1620**" and inserting in lieu thereof the words "**section 135.1610**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Weber, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Collins, **House Amendment No. 4, as amended**, was adopted.

On motion of Representative Stevens (46), **HB 652, as amended**, was ordered perfected and printed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HB 271** entitled:

An act to repeal sections 49.310, 50.166, 50.327, 50.332, 50.530, 50.660, 50.783, 57.530, 59.021, 59.100, 67.398, 67.990, 67.993, 67.1153, 67.1158, 82.390, 84.400, 91.025, 91.450, 115.127, 115.646, 137.115, 137.280, 139.100, 162.441, 192.300, 204.569, 221.105, 386.800, 393.106, 394.020, 394.315, 407.300, 451.040, 476.083, 485.060, 488.2235, 570.030, 620.2450, and 620.2456, RSMo, and section 49.266 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, and section 49.266 as enacted by house bill no. 28, ninety-seventh general assembly, first regular session, and to enact in lieu thereof fifty-nine new sections relating to local government, with penalty provisions and an emergency clause for certain sections.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 271, Page 11, Section 50.332, Lines 1-18, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 202** entitled:

An act to repeal sections 386.370, 393.106, 394.120, and 400.9-109, RSMo, and to enact in lieu thereof eight new sections relating to electrical corporations.

In which the concurrence of the House is respectfully requested.

Read the first time.

On motion of Representative Plocher, the House recessed until 2 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Chipman.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 025

Atchison	Bailey	Barnes	Basye	Brown 27
Busick	Cook	Copeland	Cupps	Davis
Haffner	Kelly 141	Lewis 6	Lovasco	McGill
Owen	Pollock 123	Richey	Riggs	Shields
Taylor 139	Veit	Walsh 50	West	Wright

NOES: 002

Fitzwater	Rowland
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PRESENT: 086

Adams	Anderson	Andrews	Appelbaum	Aune
Baker	Baringer	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Burnett	Butz	Chipman	Coleman 97	Davidson
Deaton	Dinkins	Dogan	Doll	Eggleston
Evans	Falkner	Fogle	Francis	Gray
Grier	Griffith	Gunby	Haley	Hannegan
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Knight	Lewis 25	Mayhew
McCreery	McGaugh	Mosley	Murphy	Nurrenbern
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Quade	Railsback
Reedy	Riley	Roberts	Ruth	Sander

Sassmann	Schnelting	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Smith 155	Smith 163	Stacy
Thomas	Thompson	Toalson Reisch	Turnbaugh	Unsicker
Van Schoiack	Wallingford	Walsh Moore 93	Weber	Wiemann
Young				

ABSENT WITH LEAVE: 048

Aldridge	Bangert	Bland Manlove	Bosley	Brown 70
Burton	Christofanelli	Clemens	Coleman 32	Collins
DeGroot	Derges	Ellebracht	Fishel	Gregory 51
Gregory 96	Griesheimer	Haden	Hardwick	Hicks
Ingle	Johnson	Kelley 127	Kidd	Mackey
McDaniel	Merideth	Morse	O'Donnell	Patterson
Pietzman	Price IV	Proudie	Roden	Rogers
Rone	Sauls	Schroer	Simmons	Smith 67
Stephens 128	Stevens 46	Tate	Taylor 48	Terry
Trent	Windham	Mr. Speaker		

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 64, HCS HB 108, HCS HB 156, HCS HB 157, HB 213, HCS HB 218, HCS HB 301, HCS HB 339, HB 347, HCS HB 355, HCS HB 385, HB 447, HB 511, HCS HB 852, HB 893, HCS HB 900, HB 908, HB 1008, HCS HB 1046, HCS HB 1358, HCS HB 1166, HB 708, HB 259, HB 1088, HCS HB 472, HB 478, HCS HB 303, HCS HB 602, HCS HB 1408, and HB 1416 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 647 & 841, relating to working animals, was taken up by Representative Pollitt (52).

On motion of Representative Pollitt (52), the title of **HCS HBs 647 & 841** was agreed to.

Representative Black (7) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 647 & 841, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"262.217. Effective September 1, 1995, there is created a "State Fair Commission" whose domicile for the purposes of sections 262.215 to 262.280 shall be the department of agriculture of this state. The commission shall consist of nine members, ~~[two of whom shall be active farmers, two of whom shall be either current members or past presidents of county or regional fair boards,]~~ one of whom shall be the director of the department of agriculture~~[-one of whom shall be employed in agribusiness, and three at-large members who shall be Missouri residents].~~ The director of the department of agriculture ~~[shall be the chairman of the commission until January 31, 1997, and]~~ shall not be counted against membership from a congressional district~~[-at which time]~~. The ~~[chairman]~~ **chair** shall be elected from among the members of the commission by the commission members. Such officer shall serve for a term of two years. Commissioners shall be reimbursed for their actual and necessary expenses incurred

when attending meetings of the commission, to be paid from appropriations made therefor. Commissioners shall be appointed by the governor, with the advice and consent of the senate. ~~[The county fair association in the state may submit to the governor a list of nominees for appointment, three from each congressional district, for those commission members who are required to be current members or past presidents of county fair boards. Not more than four commissioners excluding the director of agriculture shall be members of the same political party.]~~ Each commissioner shall be a resident of the state for five years prior to ~~[his]~~ **the commissioner's** appointment. The eight initial commissioners shall be appointed as follows: two shall be appointed for terms of one year, two for terms of two years, two for terms of three years and two for terms of four years. Their successors shall be appointed for terms of four years. A commissioner shall continue to serve until ~~[his]~~ a successor is appointed and qualified. Whenever any vacancy occurs on the commission, the governor shall fill the vacancy by appointment for the remainder of the term of the commissioner who was replaced. **Up to three commission members may be appointed from the congressional district containing the state fairgrounds as described in section 262.220, but there shall be no more than two commission members from ~~[any]~~ each of the other congressional ~~[district]~~ districts.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (7), **House Amendment No. 1** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Eggleston
Evans	Falkner	Fitzwater	Francis	Gregory 96
Grier	Griffith	Haden	Haffner	Haley
Hannegan	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelly 141
Knight	Lewis 6	Mayhew	McGaugh	McGill
O'Donnell	Owen	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Ruth	Sander	Sassmann	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 036

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 70	Burnett	Burton	Butz	Clemens
Doll	Fogle	Gray	Ingle	Johnson
Lewis 25	McCreery	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Sharp 36
Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 034

Brown 27	Christofanelli	Coleman 32	Collins	DeGroot
Dogan	Ellebracht	Fishel	Gregory 51	Griesheimer
Gunby	Hardwick	Kelley 127	Kidd	Lovasco
Mackey	McDaniel	Merideth	Morse	Murphy
Patterson	Pietzman	Price IV	Proudie	Roden
Rone	Sauls	Schnelting	Schroer	Simmons
Smith 67	Tate	Trent	Windham	

VACANCIES: 002

On motion of Representative Pollitt (52), **HCS HBs 647 & 841, as amended**, was adopted.

On motion of Representative Pollitt (52), **HCS HBs 647 & 841, as amended**, was ordered perfected and printed.

HB 447, relating to the official state monument, was taken up by Representative Wright.

On motion of Representative Wright, the title of **HB 447** was agreed to.

On motion of Representative Wright, **HB 447** was ordered perfected and printed.

HB 395, relating to historic cemeteries, was taken up by Representative Reedy.

On motion of Representative Reedy, the title of **HB 395** was agreed to.

Representative Reedy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 395, Page 1, Section 253.387, Line 4, by inserting after the word "**Cemetery**" the following:

", a historic cemetery wherein is interred freed African-American slaves and their descendants, for the purpose of historic preservation and to inform and educate future generations to the contribution and sacrifice of freed African-American slaves and descendants to their country and to preserve for posterity this historic site"; and

Further amend said bill, page, and section, Line 6, by inserting after the word "**resources**." the following "**The cemetery is hereby designated as a state historic site.**"; and

Further amend said bill, page, and section, Line 16, by inserting after the word "**burial**" the following "**The department shall not be responsible for active burials.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 1** was adopted.

On motion of Representative Reedy, **HB 395, as amended**, was ordered perfected and printed.

HCS HB 32, relating to licensed child care facilities, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), the title of **HCS HB 32** was agreed to.

Representative Walsh (50) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 32, Page 3, Section 210.211, Line 65, by inserting after the number "4." the phrase "**Up to two**"; and

Further amend said bill, page, and section, Line 66, by deleting the word "**second**" and inserting in lieu thereof the word "**third**"; and

Further amend said bill, page, and section, Line 68, by inserting after the word "**operation**" the word "**of**"; and

Further amend said bill, page, and section, Line 72, by deleting the word "**facility**" and inserting in lieu thereof the phrase "**licensed family child care facility or group child care facility**"; and

Further amend said bill, page, and section, Line 74, by deleting the word "**facility**," and inserting in lieu thereof the phrase "**licensed family child care facility or group child care facility, then**"; and

Further amend said bill, page, and section, Lines 75 to 77, by deleting all of said lines and inserting in lieu thereof the following:

"member shall be excluded. A licensed family child care facility or group child care facility caring for children not counted in the maximum number of children, as permitted under this subsection, shall disclose this to parents or guardians on the written notice required under subsection 3 of this section. If a licensed family child care facility or group child care facility begins caring for children not counted in the maximum number of children after a parent or guardian has signed the written notice required under subsection 3 of this section, the licensed family child care facility or group child care facility shall provide a separate notice to the parent or guardian that the licensed family child care facility or group child care facility is caring for children not counted in the maximum number of children for which the licensed family child care facility or group child care facility is licensed and shall keep a copy of the signed notice on file.";
and

Further amend the said bill, page, and section, Line 83, by deleting the phrase "**does not utilize**" and inserting in lieu thereof the phrase "**not utilizing**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 1** was adopted.

On motion of Representative Walsh (50), **HCS HB 32, as amended**, was adopted.

On motion of Representative Walsh (50), **HCS HB 32, as amended**, was ordered perfected and printed.

HB 259, relating to sexual offenses, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 259** was agreed to.

Representative Hannegan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 259, Page 3, Section 566.086, Line 21, by inserting after said section and line the following:

"595.123. 1. For purposes of this section, "employer" means any person or entity employing any person for work in any establishment listed under subsection 2 of section 595.120.

2. Before January 1, 2023, an employer shall provide at least twenty minutes of classroom or other effective interactive training and education regarding human trafficking awareness to each employee who is likely to interact or come into contact with victims of human trafficking and is employed as of July 1, 2022, and, within six months of employment in such role, to each new employee who is likely to interact or come into contact with victims of human trafficking. An employer who has provided this training and education to an employee on or before January 1, 2022, shall not be required to provide additional training to that employee to meet the requirements of this subsection.

3. After January 1, 2023, an employer may, once every two years, provide human trafficking awareness training and education to each employee who is likely to interact or come into contact with victims of human trafficking and, within six months of employment in such role, to each new employee who is likely to interact or come into contact with victims of human trafficking.

4. As used in this section, "an employee who is likely to interact or come into contact with victims of human trafficking" means an employee who has recurring interactions with the public.

5. The human trafficking awareness training and education required under this section shall include, but not be limited to, the following:

- (1) The definition of human trafficking and commercial exploitation of children;
- (2) Guidance on how to identify individuals who are most at risk for human trafficking;
- (3) The difference between labor and sex trafficking specific to the particular industry in which the employee works;
- (4) Guidance on the role of hospitality and service-industry employees in reporting and responding to this issue; and

(5) The contact information of appropriate agencies including, but not limited to, the National Human Trafficking Hotline toll-free telephone number, 1-888-373-7888; the National Human Trafficking Hotline text line, 233733; and the telephone numbers of the appropriate local law enforcement agencies.

6. The human trafficking awareness training and education required under this section may also include, but is not limited to, materials and information provided by the Department of Justice, the Blue Campaign of the federal Department of Homeland Security, and private nonprofit organizations that represent the interests of victims of human trafficking.

7. The lack of reporting by an employee of a human trafficking case that occurs in an establishment listed under subsection 2 of section 595.120 shall not, by itself, result in the liability of any employer or employee of that establishment to the human trafficking victim or victims in the case or to any other legal party.

8. The provisions of this section shall not be construed to discourage or relieve an employer from providing longer, more frequent, or more elaborate training and education regarding human trafficking awareness.

9. If an employer violates this section, the department of public safety may seek an order requiring the employer to comply with these requirements."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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Representative Taylor (139) assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fitzwater	Gregory 51
Gregory 96	Grier	Griffith	Haden	Haffner
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Lewis 6	Mayhew	McGaugh	McGill
O'Donnell	Owen	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Wallingford
Walsh 50	West	Wiemann	Wright	

NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Johnson	Lewis 25	Mackey	McCreery	Mosley
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 031

Bland Manlove	Christofanelli	Coleman 32	DeGroot	Fishel
Francis	Griesheimer	Gunby	Hardwick	Ingle
Kelly 141	Kidd	Knight	Lovasco	McDaniel
Merideth	Morse	Murphy	Nurrenbern	Patterson
Pietzman	Price IV	Roden	Schroer	Simmons
Stevens 46	Tate	Trent	Van Schoiack	Veit
Mr. Speaker				

VACANCIES: 002

Representative Hannegan moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hannegan:

AYES: 063

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Black 137
Bland Manlove	Bosley	Brown 16	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Derges	Dogan	Doll	Ellebracht	Fitzwater
Fogle	Gray	Griffith	Gunby	Hannegan
Hill	Hovis	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Person
Phifer	Pike	Proudie	Quade	Rogers
Rowland	Sander	Sauls	Schroer	Schwadron
Sharp 36	Shields	Smith 67	Stephens 128	Terry
Toalson Reisch	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Wright	Young		

NOES: 076

Andrews	Atchison	Baker	Basye	Billington
Black 7	Boggs	Bromley	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Dinkins	Eggleston	Evans	Falkner
Francis	Gregory 51	Grier	Haden	Haffner
Haley	Henderson	Hicks	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kidd	Knight
Lewis 6	Mayhew	McGill	O'Donnell	Owen
Perkins	Plocher	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sassmann	Schnelting
Seitz	Sharpe 4	Shaul	Smith 155	Smith 163
Stacy	Taylor 139	Taylor 48	Thomas	Thompson
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann				

PRESENT: 000

ABSENT WITH LEAVE: 022

DeGroot	Fishel	Gregory 96	Griesheimer	Hardwick
Kelly 141	Lovasco	McDaniel	McGaugh	Morse
Murphy	Nurrenbern	Patterson	Pietzman	Pollitt 52
Price IV	Roden	Simmons	Stevens 46	Tate
Trent	Mr. Speaker			

VACANCIES: 002

On motion of Representative Evans, **HB 259** was ordered perfected and printed.

HCS HB 682, relating to student lodging, was taken up by Representative Chipman.

Representative Chipman moved that the title of **HCS HB 682** be agreed to.

Representative Chipman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 682, Page 1, In the Title, Line 2, by deleting the phrase "student lodging" and inserting in lieu thereof the phrase "restrictions on government authority"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Chipman, **House Amendment No. 1** was adopted.

Representative Basye offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 682, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"162.052. 1. The registered voters of a school district may file a petition with the district's school board asking that an item be placed on a board meeting agenda. If the school board of a school district receives a petition, signed by at least five percent of the registered voters of the school district who voted in the last school board election, calling for an item to be placed on the agenda for the school board, then the school board shall place the requested item on the next meeting's agenda and shall take a vote on the petitioned item within the next three board meetings. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed. The school district shall verify the petition requirements with the local election authority of the district.

2. The school board shall follow all relevant board policies in regards to the placement of the item on the agenda, time allowed for discussion, testimony allowed, quorum requirements, the process by which a vote is taken, and the required number of votes for approval.

3. The petition shall contain a concise statement of what the school board is being requested to discuss and vote upon. Such statement shall consist of no more than one hundred words. The item requested by the petition shall be presented to the board in its exact form and shall not be modified by the board.

4. A petition to request an item to be placed on the school board's agenda shall not be submitted for the same item more than once every six months.

5. Items that may be presented to the board by petition shall include, but shall not be limited to:

- (1) Implementing, changing, or repealing a board policy;
- (2) Modifying or reversing an action by school administration or requesting that certain action be taken by school administration;
- (3) Implementing, changing, or discontinuing the use of any curriculum or course of instruction; or
- (4) Modifying the school calendar.

6. The petition process under this section shall not be used to recall board members, change district boundaries, authorize any bonding, impose any additional tax, or for any other purpose that would require an issue be placed on the ballot to be voted upon by residents at an election. However, a petition may be used under this section to request that any of the issues described under this subsection be discussed at an upcoming school board meeting and voted upon by the school board for further consideration by the district's voters."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 2** was adopted.

Representative Pollock (123) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 682, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"167.181. 1. The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public~~[-private, parochial or parish]~~ schools. Such rules and regulations ~~[may modify the]~~ **shall not require immunizations against diseases that are [required of children] not listed** in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

2. It is unlawful for any student to attend **public** school unless he **or she** has been immunized as required under the rules and regulations of the department of health and senior services~~[-]~~ and can provide satisfactory evidence of such immunization, **or unless he or she can provide satisfactory evidence of acquired immunity**; except that if he **or she** produces satisfactory evidence of having begun the process of immunization, he **or she** may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his **or her** child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his **or her** school administrator against the immunization of the child, because of religious **or conscientious** beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator. **The written religious or conscientious belief objection may be a written statement of the parent or guardian as long as the written statement includes the child's name and the parent's or guardian's name and signature. Each public school shall accept the written religious or conscientious belief objection as described under this subsection or the religious or conscientious belief exemption form as described under section 167.186 and shall not require any additional actions including, but not limited to, submitting additional forms, making an appointment with the local health department, obtaining an official stamp or seal, watching a video, or attending a lecture.**

4. Each school superintendent~~[-, whether]~~ of a public~~[-private, parochial or parish]~~ school~~[-]~~ shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his **or her** jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his **or her** direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

167.186. 1. The department of health and senior services shall develop an informational brochure outlining the process on how to obtain a medical contraindication exemption or religious or conscientious belief exemption from the immunizations required under sections 167.181, 174.335, and 210.003.

2. The brochure shall include the religious or conscientious belief exemption form, the medical contraindication exemption form, and a statement that a student without immunizations cannot, on the basis of not having immunizations, be prohibited from attending a public school, a public institution of higher education, or a public day care center, preschool, or nursery school if the student has an exemption described under section 167.181, 174.335, or 210.003.

3. The department shall make the brochure available on its website. Every public school, public institution of higher education, and public day care center, preschool, and nursery school shall provide notice of the brochure to each student or, if the student is under eighteen years of age, to the student's parent or guardian.

4. The department shall develop and make a religious or conscientious belief exemption form available on its website. The religious or conscientious belief exemption form shall not require any information other than the date; the student's name; the student's signature or, if the student is a minor, the name and signature of the parent or guardian; and a list of the immunizations to which the student or the student's parent or guardian objects."; and

Further amend said bill and page, Section 173.1590, Line 7, by inserting after all of said section and line the following:

"174.335. 1. Beginning with the 2004-05 school year and for each school year thereafter, every public institution of higher education in this state shall require all students who reside in on-campus housing to have received the meningococcal vaccine not more than five years prior to enrollment and in accordance with the latest recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention, unless a signed statement of medical **exemption** or religious **or conscientious belief** exemption is on file with the institution's administration. A student shall be exempted from the immunization requirement of this section upon signed certification by a physician licensed under chapter 334 indicating that either the immunization would seriously endanger the student's health or life or the student has documentation of the disease or laboratory evidence of immunity to the disease. A student shall be exempted from the immunization requirement of this section if he or she objects in writing to the institution's administration that immunization violates his or her religious **or conscientious** beliefs. **The written religious or conscientious belief objection may be a written statement of the student as long as the written statement includes the student's name and signature. Each public institution of higher education shall accept the written religious or conscientious belief objection as described under this subsection or the religious or conscientious belief exemption form as described under section 167.186 and shall not require any additional actions including, but not limited to, submitting additional forms, making an appointment with the local health department, obtaining an official stamp or seal, watching a video, or attending a lecture.**

2. Each public university or college in this state shall maintain records on the meningococcal vaccination status of every student residing in on-campus housing at the university or college.

3. Nothing in this section shall be construed as requiring any institution of higher education to provide or pay for vaccinations against meningococcal disease.

4. For purposes of this section, the term "on-campus housing" shall **only** include~~], but not be limited to, any fraternity or sorority residence, regardless of whether such residence is privately owned, on or near the campus of a public institution of higher education]~~ **publicly owned property.**

210.003. 1. No child shall be permitted to enroll in or attend any public~~], private or parochial]~~ day care center, preschool, or nursery school ~~[earing for ten or more children]~~ unless such child has been adequately immunized against ~~[vaccine preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP). The parent or guardian of such child shall provide satisfactory evidence of the required immunizations]~~ **poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B.**

2. A child who has not completed all immunizations **required under this section that are** appropriate for his or her age may enroll~~];~~ if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ~~[ACIP/Missouri]~~ **schedule recommended by the department of health and senior services** ~~[recommended schedule];~~

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A ~~parent or guardian~~ **religious or conscientious belief** exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator; or

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations **required under this section that are** appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

~~[Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and senior services]~~ **The written religious or conscientious belief objection may be a written statement of the parent or guardian as long as the written statement includes the child's name and the parent's or guardian's name and signature. Each public day care center, preschool, and nursery school shall accept the written religious or conscientious belief objection as described under this subsection or the religious or conscientious belief exemption form as described under section 167.186 and shall not require any additional actions including, but not limited to, submitting additional forms, making an appointment with the local health department, obtaining an official stamp or seal, watching a video, or attending a lecture.**

3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within a particular facility, the administrator of the facility shall follow the control measures instituted by the local health authority or the department of health and senior services or both the local health authority and the department of health and senior services, as established in Rule 19 CSR 20-20.040, "Measures for the Control of Communicable, Environmental and Occupational Diseases".

4. The administrator of each public~~, private or parochial~~ day care center, preschool, or nursery school shall cause to be prepared a record of immunization of every child enrolled in or attending a facility under his or her jurisdiction. An annual summary report shall be made by January fifteenth showing the immunization status of each child enrolled, using forms provided for this purpose by the department of health and senior services. The immunization records shall be available for review by department of health and senior services personnel upon request.

5. For purposes of this section, "satisfactory evidence of immunization" means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

6. Nothing in this section shall preclude any political subdivision from adopting more stringent rules regarding the immunization of preschool children.

7. All public~~, private, and parochial~~ day care centers, preschools, and nursery schools shall notify the parent or guardian of each child at the time of initial enrollment in or attendance at the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Beginning December 1, 2015, all public~~, private, and parochial~~ day care centers, preschools, and nursery schools shall notify the parent or guardian of each child currently enrolled in or attending the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Any public~~, private, or parochial~~ day care center, preschool, or nursery school shall notify the parent or guardian of a child enrolled in or attending the facility, upon request, of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed.

210.110. As used in sections 210.109 to 210.165, and sections 210.180 to 210.183, the following terms mean:

(1) "Abuse", any physical injury, sexual abuse, or emotional abuse inflicted on a child other than by accidental means by those responsible for the child's care, custody, and control, except that discipline including spanking, administered in a reasonable manner, **or a decision by those responsible for the child's care, custody, and control to not immunize a child** shall not be construed to be abuse. Victims of abuse shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. [78] Section 7102[(9)-(10)] , **as amended**;

(2) "Assessment and treatment services for children", an approach to be developed by the children's division which will recognize and treat the specific needs of at-risk and abused or neglected children. The developmental and medical assessment may be a broad physical, developmental, and mental health screening to be completed within thirty days of a child's entry into custody and in accordance with the periodicity schedule set forth by the American Academy of Pediatrics thereafter as long as the child remains in care. Screenings may be offered at a centralized location and include, at a minimum, the following:

(a) Complete physical to be performed by a pediatrician familiar with the effects of abuse and neglect on young children;

(b) Developmental, behavioral, and emotional screening in addition to early periodic screening, diagnosis, and treatment services, including a core set of standardized and recognized instruments as well as interviews with the child and appropriate caregivers. The screening battery may be performed by a licensed mental health professional familiar with the effects of abuse and neglect on young children, who will then serve as the liaison between all service providers in ensuring that needed services are provided. Such treatment services may include in-home services, out-of-home placement, intensive twenty-four-hour treatment services, family counseling, parenting training and other best practices.

Children whose screenings indicate an area of concern may complete a comprehensive, in-depth health, psychodiagnostic, or developmental assessment within sixty days of entry into custody;

(3) "Central registry", a registry of persons where the division has found probable cause to believe prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, or a court has substantiated through court adjudication that the individual has committed child abuse or neglect or the person has pled guilty or has been found guilty of a crime pursuant to section 565.020, 565.021, 565.023, 565.024, 565.050, 566.030, 566.060, or 567.050 if the victim is a child less than eighteen years of age, or any other crime pursuant to chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, a crime under section 568.020, 568.030, 568.045, 568.050, 568.060, 568.080, 568.090, 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205, or an attempt to commit any such crimes. Any persons placed on the registry prior to August 28, 2004, shall remain on the registry for the duration of time required by section 210.152;

(4) "Child", any person, regardless of physical or mental condition, under eighteen years of age;

(5) "Children's services providers and agencies", any public, quasi-public, or private entity with the appropriate and relevant training and expertise in delivering services to children and their families as determined by the children's division, and capable of providing direct services and other family services for children in the custody of the children's division or any such entities or agencies that are receiving state moneys for such services;

(6) "Director", the director of the Missouri children's division within the department of social services;

(7) "Division", the Missouri children's division within the department of social services;

(8) "Family assessment and services", an approach to be developed by the children's division which will provide for a prompt assessment of a child who has been reported to the division as a victim of abuse or neglect by a person responsible for that child's care, custody or control and of that child's family, including risk of abuse and neglect and, if necessary, the provision of community-based services to reduce the risk and support the family;

(9) "Family support team meeting" or "team meeting", a meeting convened by the division or children's services provider in behalf of the family and/or child for the purpose of determining service and treatment needs, determining the need for placement and developing a plan for reunification or other permanency options, determining the appropriate placement of the child, evaluating case progress, and establishing and revising the case plan;

(10) "Investigation", the collection of physical and verbal evidence to determine if a child has been abused or neglected;

(11) "Jail or detention center personnel", employees and volunteers working in any premises or institution where incarceration, evaluation, care, treatment or rehabilitation is provided to persons who are being held under custody of the law;

(12) "Neglect", failure to provide, by those responsible for the care, custody, and control of the child, the proper or necessary support, education as required by law, nutrition or medical, surgical, or any other care necessary for the child's well-being. Victims of neglect shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. [78] Section 7102[(9)-(10)] , **as amended. "Neglect" shall not include a decision by those responsible for the child's custody, care, and control to not immunize a child;**

(13) "Preponderance of the evidence", that degree of evidence that is of greater weight or more convincing than the evidence which is offered in opposition to it or evidence which as a whole shows the fact to be proved to be more probable than not;

(14) "Probable cause", available facts when viewed in the light of surrounding circumstances which would cause a reasonable person to believe a child was abused or neglected;

(15) "Report", the communication of an allegation of child abuse or neglect to the division pursuant to section 210.115;

(16) "Those responsible for the care, custody, and control of the child", includes, but is not limited to:

- (a) The parents or legal guardians of a child;
- (b) Other members of the child's household;
- (c) Those exercising supervision over a child for any part of a twenty-four-hour day;
- (d) Any adult person who has access to the child based on relationship to the parents of the child or members of the child's household or the family;
- (e) Any person who takes control of the child by deception, force, or coercion; or
- (f) School personnel, contractors, and volunteers, if the relationship with the child was established through the school or through school-related activities, even if the alleged abuse or neglect occurred outside of school hours or off school grounds.

210.115. 1. When any physician, medical examiner, coroner, dentist, chiropractor, optometrist, podiatrist, resident, intern, nurse, hospital or clinic personnel that are engaged in the examination, care, treatment or research of persons, and any other health practitioner, psychologist, mental health professional, social worker, day care center worker or other child-care worker, juvenile officer, probation or parole officer, jail or detention center personnel, teacher, principal or other school official, minister as provided by section 352.400, peace officer or law enforcement official, volunteer or personnel of a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney pursuant to sections 475.600 to 475.604, or other person with responsibility for the care of children has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect, that person shall immediately report to the division in accordance with the provisions of sections 210.109 to 210.183. No internal investigation shall be initiated until such a report has been made. As used in this section, the term "abuse" is not limited to abuse inflicted by a person responsible for the child's care, custody and control as specified in section 210.110, but shall also include abuse inflicted by any other person.

2. If two or more members of a medical institution who are required to report jointly have knowledge of a known or suspected instance of child abuse or neglect, a single report may be made by a designated member of that medical team. Any member who has knowledge that the member designated to report has failed to do so shall thereafter immediately make the report. Nothing in this section, however, is meant to preclude any person from reporting abuse or neglect.

3. The reporting requirements under this section are individual, and no supervisor or administrator may impede or inhibit any reporting under this section. No person making a report under this section shall be subject to any sanction, including any adverse employment action, for making such report. Every employer shall ensure that any employee required to report pursuant to subsection 1 of this section has immediate and unrestricted access to communications technology necessary to make an immediate report and is temporarily relieved of other work duties for such time as is required to make any report required under subsection 1 of this section.

4. Notwithstanding any other provision of sections 210.109 to 210.183, any child ~~[who does]~~ not ~~[receive]~~ **receiving** specified medical treatment by reason of the legitimate practice of the religious belief of the child's parents, guardian, or others legally responsible for the child~~[-for that reason alone,]~~ **or not receiving immunizations by reason of the religious or conscientious belief of the child's parents, guardian, or others legally responsible for the child** shall not be ~~[found to be]~~ **a contributing factor for a finding of** an abused or neglected child, and such parents, guardian or other persons legally responsible for the child shall not be entered into the central registry. However, the division may accept reports concerning such a child and may subsequently

investigate or conduct a family assessment as a result of that report; **except that, a child not receiving immunizations shall not be a contributing factor in the division's decision to accept reports concerning such a child or to investigate or conduct a family assessment.** Such an exception shall not limit the administrative or judicial authority of the state to ensure that medical services are provided to the child when the child's health requires it.

5. In addition to those persons and officials required to report actual or suspected abuse or neglect, any other person may report in accordance with sections 210.109 to 210.183 if such person has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

6. Any person or official required to report pursuant to this section, including employees of the division, who has probable cause to suspect that a child who is or may be under the age of eighteen, who is eligible to receive a certificate of live birth, has died shall report that fact to the appropriate medical examiner or coroner. If, upon review of the circumstances and medical information, the medical examiner or coroner determines that the child died of natural causes while under medical care for an established natural disease, the coroner, medical examiner or physician shall notify the division of the child's death and that the child's attending physician shall be signing the death certificate. In all other cases, the medical examiner or coroner shall accept the report for investigation, shall immediately notify the division of the child's death as required in section 58.452 and shall report the findings to the child fatality review panel established pursuant to section 210.192.

7. Any person or individual required to report may also report the suspicion of abuse or neglect to any law enforcement agency or juvenile office. Such report shall not, however, take the place of reporting to the division.

8. If an individual required to report suspected instances of abuse or neglect pursuant to this section has reason to believe that the victim of such abuse or neglect is a resident of another state or was injured as a result of an act which occurred in another state, the person required to report such abuse or neglect may, in lieu of reporting to the Missouri children's division, make such a report to the child protection agency of the other state with the authority to receive such reports pursuant to the laws of such other state. If such agency accepts the report, no report is required to be made, but may be made, to the children's division.

334.099. 1. (1) The board may initiate a contested hearing to determine if reasonable cause exists to believe that a licensee or applicant is unable to practice his or her profession with reasonable skill and safety to the public by reason of medical or osteopathic incompetency, mental or physical incapacity, or due to the excessive use or abuse of alcohol or controlled substances. **The board shall not initiate a contested hearing on the basis of, or in retaliation for, any licensee or applicant providing an immunization exemption statement or certification under section 167.181, 174.335, or 210.003.**

(2) The board shall serve notice pursuant to section 536.067 of the contested hearing at least fifteen days prior to the hearing. Such notice shall include a statement of the reasons the board believes there is reasonable cause to believe that a licensee or applicant is unable to practice his or her profession with reasonable skill and safety to the public by reason of medical or osteopathic incompetency, mental, or physical incapacity, or due to the excessive use or abuse of alcohol or controlled substances.

(3) For purposes of this section and prior to any contested hearing, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to the licensee or applicant without the licensee's or applicant's consent, upon issuance of a subpoena by the board. These data and records shall be admissible without further authentication by either board or licensee at any hearing held pursuant to this section.

(4) After a contested hearing before the board, and upon a showing of reasonable cause to believe that a licensee or applicant is unable to practice his or her profession with reasonable skill and safety to the public by reason of medical or osteopathic incompetency, mental, or physical incapacity, or due to the excessive use or abuse of alcohol or controlled substances the board may require a licensee or applicant to submit to an examination. The board shall maintain a list of facilities approved to perform such examinations. The licensee or applicant may propose a facility not previously approved to the board and the board may accept such facility as an approved facility for such licensee or applicant by a majority vote.

(5) For purposes of this subsection, every licensee or applicant is deemed to have consented to an examination upon a showing of reasonable cause. The applicant or licensee shall be deemed to have waived all objections to the admissibility of testimony by the provider of the examination and to the admissibility of examination reports on the grounds that the provider of the examination's testimony or the examination is confidential or privileged.

(6) Written notice of the order for an examination shall be sent to the applicant or licensee by registered mail, addressed to the licensee or applicant at the licensee's or applicant's last known address on file with the board, or shall be personally served on the applicant or licensee. The order shall state the cause for the examination, how to obtain information about approved facilities, and a time limit for obtaining the examination. The licensee or applicant shall cause a report of the examination to be sent to the board.

(7) The licensee or applicant shall sign all necessary releases for the board to obtain and use the examination during a hearing and to disclose the recommendations of the examination as part of a disciplinary order.

(8) After receiving the report of the examination ordered in subdivision (4) of this subsection, the board may hold a contested hearing to determine if by clear and convincing evidence the licensee or applicant is unable to practice with reasonable skill or safety to the public by reasons of medical or osteopathic incompetency, reason of mental or physical incapacity, or due to the excessive use or abuse of alcohol or controlled substances. If the board finds that the licensee or applicant is unable to practice with reasonable skill or safety to the public by reasons of medical or osteopathic incompetency, reason of mental or physical incapacity, or excessive use or abuse of controlled substances, the board shall, after a hearing, enter an order imposing one or more of the disciplinary measures set forth in subsection 4 of section 334.100.

(9) The provisions of chapter 536 for a contested case, except those provisions or amendments which are in conflict with this section, shall apply to and govern the proceedings contained in this subsection and the rights and duties of the parties involved. The person appealing such an action shall be entitled to present evidence under chapter 536 relevant to the allegations.

2. Failure to submit to the examination when directed shall be cause for the revocation of the license of the licensee or denial of the application. No license may be reinstated or application granted until such time as the examination is completed and delivered to the board or the board withdraws its order.

3. Neither the record of proceedings nor the orders entered by the board shall be used against a licensee or applicant in any other proceeding, except for a proceeding in which the board or its members are a party or in a proceeding involving any state or federal agency.

4. A licensee or applicant whose right to practice has been affected under this section shall, at reasonable intervals not to exceed twelve months, be afforded an opportunity to demonstrate that he or she can resume the competent practice of his or her profession or should be granted a license. The board may hear such motion more often upon good cause shown.

5. The board shall promulgate rules and regulations to carry out the provisions of this section.

6. For purposes of this section, "examination" means a skills, multidisciplinary, or substance abuse evaluation.

334.100. 1. **(1)** The board may refuse to issue or renew any certificate of registration or authority, permit, or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew any certificate, registration, or authority, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

(2) The board shall not refuse to issue or renew any certificate of registration or authority, permit, or license required by this chapter on the basis of, or in retaliation for, providing an immunization exemption statement or certification under section 167.181, 174.335, or 210.003. The board shall not issue a license that is subject to probation, restriction, or limitation on the basis of, or in retaliation for, providing an immunization exemption statement or certification under section 167.181, 174.335, or 210.003.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit, or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit, or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of any profession licensed or regulated pursuant to this chapter, for any offense involving fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of any profession licensed or regulated by this chapter, including, but not limited to, the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for visits to the physician's office which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment, diagnostic tests, or medical or surgical services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

(f) Performing or prescribing medical services which have been declared by board rule to be of no medical or osteopathic value;

(g) Final disciplinary action by any professional medical or osteopathic association or society or licensed hospital or medical staff of such hospital in this or any other state or territory, whether agreed to voluntarily or not, and including, but not limited to, any removal, suspension, limitation, or restriction of the person's license or staff or hospital privileges, failure to renew such privileges or license for cause, or other final disciplinary action, if the action was in any way related to unprofessional conduct, professional incompetence, malpractice, or any other violation of any provision of this chapter;

(h) Signing a blank prescription form; or dispensing, prescribing, administering, or otherwise distributing any drug, controlled substance, or other treatment without sufficient examination including failing to establish a valid physician-patient relationship pursuant to section 334.108, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional practice, or not in good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity, or disease, except as authorized in section 334.104;

(i) Exercising influence within a physician-patient relationship for purposes of engaging a patient in sexual activity;

(j) Being listed on any state or federal sexual offender registry;

(k) Terminating the medical care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(l) Failing to furnish details of a patient's medical records to other treating physicians or hospitals upon proper request; or failing to comply with any other law relating to medical records;

(m) Failure of any applicant or licensee to cooperate with the board during any investigation;

(n) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(o) Failure to timely pay license renewal fees specified in this chapter;

(p) Violating a probation agreement, order, or other settlement agreement with this board or any other licensing agency;

(q) Failing to inform the board of the physician's current residence and business address;

(r) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physician. An applicant or licensee shall also be in violation of this

provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(s) Any other conduct that is unethical or unprofessional involving a minor;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of any profession licensed or regulated by this chapter. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter or chapter 324, or of any lawful rule or regulation adopted pursuant to this chapter or chapter 324;

(7) Impersonation of any person holding a certificate of registration or authority, permit, or license or allowing any person to use his or her certificate of registration or authority, permit, license, or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against the holder of or applicant for a license or other right to practice any profession regulated by this chapter by another state, territory, federal agency, or country, whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of medicine while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice medicine who is not registered and currently eligible to practice pursuant to this chapter. A physician who works in accordance with standing orders or protocols or in accordance with the provisions of section 334.104 shall not be in violation of this subdivision;

(11) Issuance of a certificate of registration or authority, permit, or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated pursuant to this chapter;

(13) Violation of the drug laws or rules and regulations of this state, including but not limited to any provision of chapter 195, any other state, or the federal government;

(14) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any birth, death, or other certificate or document executed in connection with the practice of the person's profession;

(15) Knowingly making a false statement, orally or in writing to the board;

(16) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of health care services for all patients, or the qualifications of an individual person or persons to diagnose, render, or perform health care services;

(17) Using, or permitting the use of, the person's name under the designation of "Doctor", "Dr.", "M.D.", or "D.O.", or any similar designation with reference to the commercial exploitation of any goods, wares, or merchandise;

(18) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment pursuant to the provisions of chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(19) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary office or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in the office of a physician or in any health care facility to the board, in writing, within thirty days after the discovery thereof;

(20) Any candidate for licensure or person licensed to practice as a physical therapist, paying or offering to pay a referral fee or, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon pursuant to this chapter, as a dentist pursuant to chapter 332, as a podiatrist pursuant to chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing;

(21) Any candidate for licensure or person licensed to practice as a physical therapist, treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.620;

(22) Any person licensed to practice as a physician or surgeon, requiring, as a condition of the physician-patient relationship, that the patient receive prescribed drugs, devices, or other professional services directly from facilities of that physician's office or other entities under that physician's ownership or control. A physician shall provide the patient with a prescription which may be taken to the facility selected by the patient and a physician knowingly failing to disclose to a patient on a form approved by the advisory commission for professional physical therapists as established by section 334.625 which is dated and signed by a patient or guardian acknowledging that the patient or guardian has read and understands that the physician has a pecuniary interest in a physical therapy or rehabilitation service providing prescribed treatment and that the prescribed treatment is available on a competitive basis. This subdivision shall not apply to a referral by one physician to another physician within a group of physicians practicing together;

(23) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by another physician who is authorized by law to do so;

(24) Habitual intoxication or dependence on alcohol, evidence of which may include more than one alcohol-related enforcement contact as defined by section 302.525;

(25) Failure to comply with a treatment program or an aftercare program entered into as part of a board order, settlement agreement, or licensee's professional health program;

(26) Revocation, suspension, limitation, probation, or restriction of any kind whatsoever of any controlled substance authority, whether agreed to voluntarily or not, or voluntary termination of a controlled substance authority while under investigation;

(27) For a physician to operate, conduct, manage, or establish an abortion facility, or for a physician to perform an abortion in an abortion facility, if such facility comes under the definition of an ambulatory surgical center pursuant to sections 197.200 to 197.240, and such facility has failed to obtain or renew a license as an ambulatory surgical center.

3. Collaborative practice arrangements, protocols, and standing orders shall be in writing and signed and dated by a physician prior to their implementation.

4. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination, warn, censure, or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years, or may suspend the person's license, certificate, or permit for a period not to exceed three years, or restrict or limit the person's license, certificate, or permit for an indefinite period of time, or revoke the person's license, certificate, or permit, or administer a public or private reprimand, or deny the person's application for a license, or permanently withhold issuance of a license or require the person to submit to the care, counseling, or treatment of physicians designated by the board at the expense of the individual to be examined, or require the person to attend such continuing educational courses and pass such examinations as the board may direct.

5. In any order of revocation, the board may provide that the person may not apply for reinstatement of the person's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

6. Before restoring to good standing a license, certificate, or permit issued pursuant to this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

7. In any investigation, hearing, or other proceeding to determine a licensee's or applicant's fitness to practice, any record relating to any patient of the licensee or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such licensee, applicant, record custodian, or patient might otherwise invoke. In addition, no such licensee, applicant, or record custodian may

withhold records or testimony bearing upon a licensee's or applicant's fitness to practice on the ground of privilege between such licensee, applicant, or record custodian and a patient.

334.291. No health care provider shall deny life-saving treatment or life-saving surgery including, but not limited to, dialysis, organ transplants, or extracorporeal membrane oxygenation to a child under eighteen years of age on the basis of the child not being immunized if the child has completed an immunization exemption statement or form under section 167.181, 174.335, or 210.003."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 682, Page 3, Line 22, by inserting after said line the following:

"192.027. 1. The provisions of this section shall be known and may be cited as the "True COVID Liability Act".

2. The general assembly finds and declares that:

(1) Epidemiology is an inexact science and experts in that field hold a diverse set of opinions about how best to deal with contagious diseases from a public policy perspective;

(2) Public policy relating to contagious diseases should take into account numerous aspects of life beyond the scope of epidemiology, such as economic, social, spiritual, and mental well-being;

(3) Contagious diseases including, but not limited to, COVID-19 tend to be ubiquitous. Because of the prevalence of contagious diseases, exposure is practically unavoidable for most people and likely to occur from multiple sources. It may be virtually impossible to tell where and when exposure occurs;

(4) Susceptibility to contagious diseases depends greatly on personal choices and individual characteristics. Hygiene, diet and nutrition, lifestyle, body condition, and other factors may cause some individuals to succumb to exposure to a contagious disease while the same viral load in another individual would be within his or her immune system's ability to fight off;

(5) Personal accountability is central to the American ethos;

(6) The 2020 response to the COVID-19 pandemic has resulted in questionable use of power by both state and local governments;

(7) There is no single public policy solution suitable to everyone's needs and desires;

(8) Fear of legal liability associated with COVID-19 has placed pressures on the private sector, resulting in decisions that are not best for the economy or the physical, emotional, or spiritual well-being of Missourians;

(9) Government-mandated responses to contagious diseases always place unequal burdens on people with varying circumstances. An edict may be of no great consequence for some individuals but economically or emotionally devastating for other individuals; and

(10) The principal office of government is to secure the individual liberty of the people, including the freedom to make choices about how to personally deal with contagious diseases.

3. For purposes of this section, the following terms mean:

(1) "Contagious disease", global acute infectious respiratory illness that is transmitted by airborne particles or droplets and is not transmitted by direct contact with food, surfaces, or bodily fluids;

(2) "Extraordinary prevalence", significantly greater prevalence than is typically found in similar political subdivisions within the same time frame.

4. Notwithstanding any other provision of law, neither the state nor any political subdivision of the state shall, as a response to a contagious disease:

(1) Quarantine an individual, issue a stay-at-home order for an individual, or otherwise isolate an individual if a contagious disease has not been positively identified in the individual;

(2) Limit the use of or otherwise lawful activities in any private property or premises under circumstances in which extraordinary prevalence of a contagious disease has not been proven; or

(3) Revoke any business license based on an individual's or entity's decision regarding recommendations from a government or scientific entity.

5. Notwithstanding any other provision of law, no individual, owner of premises, or any other entity shall be subject to criminal or civil liability in any action alleging exposure to a contagious disease on premises under the control of the individual, owner, or entity unless:

(1) The individual, owner, or entity knowingly and purposely, and with malice, exposed an individual to a contagious disease; and

(2) Such exposure caused the exposed individual to suffer from a clinical disease."; and

Further amend said amendment, Page 13, Line 38, by deleting said line and inserting in lieu thereof the following:

"210.003.

Section B. Because of the immediate threat of government overreach to the residents of Missouri, section 192.027 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 192.027 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1 to House Amendment No. 3** was adopted.

Representative Seitz offered **House Amendment No. 2 to House Amendment No. 3.**

*House Amendment No. 2
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 682, Page 3, Line 22, by inserting after said line the following:

"192.026. (1) No Missouri government entity, political subdivision, state agency, special district, or agent of such entities, is authorized to issue vaccine passports, vaccine passes, or other standardized documentation for the purpose of certifying an individual's COVID-19 vaccination status to a third party, or otherwise publish or share any individual's COVID-19 vaccination record or similar health information.

(2) No Missouri government entity, political subdivision, state agency, special district, or agent of such entities, is authorized to do business with any entity that requires vaccine passports, vaccine passes, or other standardized documentation for the purpose of certifying an individual's COVID-19 vaccination status to a third party. Where there is already a written or implied contract, including employment contracts, any entity that creates a new requirement for individuals to present proof of COVID-19 vaccination shall be prohibited from doing business with the aforementioned government entities and any existing contract to the contrary shall be null and void as a matter of public policy."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 97	Cook	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Falkner	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelly 141	Lewis 6	Lovasco	Mayhew
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Nurrenbern	Person	Phifer
Quade	Rogers	Rowland	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 027

Christofanelli	Clemens	Coleman 32	Copeland	Cupps
DeGroot	Eggleston	Evans	Fishel	Haden
Hicks	Houx	Kelley 127	Kidd	Knight
McDaniel	McGaugh	Morse	Mosley	Pietzman
Price IV	Riggs	Roden	Sauls	Schroer
Tate	Trent			

VACANCIES: 002

On motion of Representative Seitz, **House Amendment No. 2 to House Amendment No. 3** was adopted.

Representative Van Schoiack offered **House Amendment No. 3 to House Amendment No. 3**.

House Amendment No. 3
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 682, Page 13, Line 38, by deleting all of said line and inserting in lieu thereof the following:

"210.003.

542.525. No employee of a state agency or a political subdivision of the state shall place any surveillance camera or game camera on private property without first obtaining consent from the landowner or the landowner's designee; a search warrant as required under Article I, Section 15 of the Constitution of Missouri or the fourth and fourteenth amendments of the Constitution of the United States; or permission from the highest ranking law enforcement chief or officer of the agency or political subdivision, provided that permission of the highest ranking law enforcement chief or officer of the agency or political subdivision is valid only when the camera is facing a location that is open to public access or use and the camera is located within one hundred feet of the intended surveillance location."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Van Schoiack, **House Amendment No. 3 to House Amendment No. 3** was adopted.

Representative Pollock (123) moved that **House Amendment No. 3, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Pollock (123):

AYES: 067

Bailey	Baker	Basye	Billington	Black 137
Boggs	Bromley	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 97	Cook	Cupps
Davidson	Davis	Deaton	Derges	Dinkins
Eggleston	Fitzwater	Francis	Gregory 96	Grier
Griffith	Haffner	Hardwick	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelly 141
Kidd	Lewis 6	Lovasco	Mayhew	McGill
Murphy	Perkins	Porter	Pouche	Railsback
Richey	Riley	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Simmons	Smith 155
Smith 163	Stacy	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Mr. Speaker			

NOES: 079

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black 7	Bland Manlove	Bosley	Brown 16	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Coleman 32	Collins	Dogan	Doll	Ellebracht
Falkner	Fogle	Gray	Gregory 51	Griesheimer
Gunby	Haley	Hannegan	Henderson	Houx
Ingle	Johnson	Knight	Lewis 25	Mackey

McCreery	Merideth	Mosley	Nurrenbern	O'Donnell
Owen	Patterson	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Proudie	Quade
Reedy	Roberts	Rogers	Rone	Rowland
Ruth	Sauls	Sharp 36	Sharpe 4	Shaul
Shields	Smith 67	Stephens 128	Stevens 46	Terry
Thompson	Turnbaugh	Unsicker	Veit	Walsh Moore 93
Weber	Windham	Wright	Young	

PRESENT: 002

Copeland Haden

ABSENT WITH LEAVE: 013

DeGroot	Evans	Fishel	Kelley 127	McDaniel
McGaugh	Morse	Pietzman	Price IV	Riggs
Roden	Tate	Trent		

VACANCIES: 002

Representative Baker offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 682, Page 1, Section 173.1590, Line 7, by inserting after said section and line the following:

"192.027. 1. The provisions of this section shall be known and may be cited as the "True COVID Liability Act".

2. The general assembly finds and declares that:

(1) Epidemiology is an inexact science and experts in that field hold a diverse set of opinions about how best to deal with contagious diseases from a public policy perspective;

(2) Public policy relating to contagious diseases should take into account numerous aspects of life beyond the scope of epidemiology, such as economic, social, spiritual, and mental well-being;

(3) Contagious diseases including, but not limited to, COVID-19 tend to be ubiquitous. Because of the prevalence of contagious diseases, exposure is practically unavoidable for most people and likely to occur from multiple sources. It may be virtually impossible to tell where and when exposure occurs;

(4) Susceptibility to contagious diseases depends greatly on personal choices and individual characteristics. Hygiene, diet and nutrition, lifestyle, body condition, and other factors may cause some individuals to succumb to exposure to a contagious disease while the same viral load in another individual would be within his or her immune system's ability to fight off;

(5) Personal accountability is central to the American ethos;

(6) The 2020 response to the COVID-19 pandemic has resulted in questionable use of power by both state and local governments;

(7) There is no single public policy solution suitable to everyone's needs and desires;

(8) Fear of legal liability associated with COVID-19 has placed pressures on the private sector, resulting in decisions that are not best for the economy or the physical, emotional, or spiritual well-being of Missourians;

(9) Government-mandated responses to contagious diseases always place unequal burdens on people with varying circumstances. An edict may be of no great consequence for some individuals but economically or emotionally devastating for other individuals; and

(10) The principal office of government is to secure the individual liberty of the people, including the freedom to make choices about how to personally deal with contagious diseases.

3. For purposes of this section, the following terms mean:

(1) "Contagious disease", global acute infectious respiratory illness that is transmitted by airborne particles or droplets and is not transmitted by direct contact with food, surfaces, or bodily fluids;

(2) "Extraordinary prevalence", significantly greater prevalence than is typically found in similar political subdivisions within the same time frame.

4. Notwithstanding any other provision of law, neither the state nor any political subdivision of the state shall, as a response to a contagious disease:

(1) Quarantine an individual, issue a stay-at-home order for an individual, or otherwise isolate an individual if a contagious disease has not been positively identified in the individual;

(2) Limit the use of or otherwise lawful activities in any private property or premises under circumstances in which extraordinary prevalence of a contagious disease has not been proven; or

(3) Revoke any business license based on an individual's or entity's decision regarding recommendations from a government or scientific entity.

5. Notwithstanding any other provision of law, no individual, owner of premises, or any other entity shall be subject to criminal or civil liability in any action alleging exposure to a contagious disease on premises under the control of the individual, owner, or entity unless:

(1) The individual, owner, or entity knowingly and purposely, and with malice, exposed an individual to a contagious disease; and

(2) Such exposure caused the exposed individual to suffer from a clinical disease.

Section B. Because of the immediate threat of government overreach to the residents of Missouri, section 192.027 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 192.027 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 4** was adopted.

Representative Grier offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 682, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"1.1000. 1. The exercise of any emergency power that the governor or any other official may have under the Constitution of Missouri or state law that binds or regulates the public is limited as follows:

(1) Notwithstanding any other law, emergency orders issued by state or local officials that bind, curtail, or infringe on the rights of private parties shall be narrowly tailored to serve a compelling public health or safety interest. Each order shall be limited in duration, applicability, and scope to reduce infringement of individual liberty;

(2) State courts shall have jurisdiction to hear cases challenging the lawfulness of state and local emergency orders, including compliance with this section. Courts shall expedite consideration of such challenges to the extent practicable. A court may cite inequality in the applicability or impact of emergency orders on analogous groups, situations, and circumstances as evidence that the order is not narrowly tailored to serve a compelling public health or safety purpose;

(3) To the extent allowed by the Constitution of Missouri and state law, only the governor may issue emergency orders that infringe on constitutional rights in a nontrivial manner. For the purposes of this section, constitutional rights include, but are not limited to, the rights to travel, work, assemble, and speak; the freedom of religious exercise; the nonimpairment of contract and property rights; freedom from unreasonable search and seizure; and the freedom to purchase lawful firearms and ammunition. All such orders shall expire after thirty days unless the governor terminates the order earlier or the legislature enacts legislation granting the governor power to issue an extended order.

2. Nothing in this section grants additional emergency powers to the governor or any other official.

3. Notwithstanding the provisions of this section, state and local officials may issue nonbinding recommendations and guidelines and may help coordinate public and private action to prevent or respond to an emergency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lovasco offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 682, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill and page, Section 173.1590, Line 7, by inserting after all of said section and line the following:

"Section 1. No political subdivision of this state shall adopt or enforce an ordinance, resolution, regulation, code, or policy that requires or has the effect of requiring the connection of a private single-family residence to public water or sewer services if that residence is already served by an existing private well or septic system unless such existing installation was installed in violation of applicable ordinances at the time of installation. Nothing in this subsection shall be construed to prohibit the enforcements of applicable health or environmental regulations of the State of Missouri"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Lewis (6) offered **House Amendment No. 2 to House Amendment No. 5.**

*House Amendment No. 2
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 682, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 1, Section 173.1590, Line 7, by inserting after all of said line the following:

"292.652. 1. For purposes of this section, the following terms mean:

(1) "Public employee", any person performing work or service of any kind or character for a public employer;

(2) "Public employer", any department, agency, or instrumentality of the state or any political subdivision of the state.

2. A public employer shall not require any public employee or person entering a public building or space to be vaccinated for COVID-19.

3. A political subdivision shall not adopt any ordinance, rule, or regulation that requires a public employer to implement a policy that violates the provisions of subsection 2 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (6), **House Amendment No. 2 to House Amendment No. 5** was adopted.

Representative Van Schoiack offered **House Amendment No. 3 to House Amendment No. 5**.

*House Amendment No. 3
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 682, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 1, Section 173.1590, Line 7, by inserting after all of said section and line the following:

"542.525. No employee of a state agency or a political subdivision of the state shall place any surveillance camera or game camera on private property without first obtaining consent from the landowner or the landowner's designee; a search warrant as required under Article I, Section 15 of the Constitution of Missouri or the fourth and fourteenth amendments of the Constitution of the United States; or permission from the highest ranking law enforcement chief or officer of the agency or political subdivision, provided that permission of the highest ranking law enforcement chief or officer of the agency or political subdivision is valid only when the camera is facing a location that is open to public access or use and the camera is located within one hundred feet of the intended surveillance location."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Van Schoiack, **House Amendment No. 3 to House Amendment No. 5** was adopted.

Representative Appelbaum offered **House Amendment No. 4 to House Amendment No. 5**.

*House Amendment No. 4
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 682, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 1, Section 173.1590, Line 7, by inserting after all of said line the following:

"Section B. This act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on Tuesday following the first Monday in November 2022, under the applicable laws and constitutional provisions of this state for the submission of referendum measures by the general assembly, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Appelbaum moved that **House Amendment No. 4 to House Amendment No. 5** be adopted.

Which motion was defeated.

On motion of Representative Grier, **House Amendment No. 5, as amended**, was adopted.

Representative Murphy offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 682, Page 1, Section A, Line 2, by inserting after said section and line the following:

"67.260. 1. As used in this section, the following terms mean:

(1) "Government entity", the government of any political subdivision, as such term is defined under section 70.120; provided that, "government entity" shall not be construed to include the general assembly;

(2) "Legislative body", the elected county health center board of trustees, county council, county commission, board of alderman, or other elected governing body having legislative authority over matters of public health within the government entity;

(3) "Public health order", an order, rule, or regulation that closes, partially closes, or places restrictions on the opening of or access to business organizations, churches, schools, other places of public or private gathering or assembly, or any individual business, including any order, rule, or regulation that prohibits or otherwise limits attendance at any public or private gathering, which order, rule, or regulation is instituted in response to an actual or perceived threat to public health for the purpose of preventing the spread of a contagious disease.

2. No official of a government entity shall enact any rule or regulation that is generally applicable to the political subdivision and that is related to public health, including any rule or regulation intended to prevent or limit the spread of a contagious disease, without first securing a two-thirds vote of the government entity's legislative body to approve the rule or regulation.

3. No rule or regulation issued by the department of health and senior services shall authorize a local health official to create or enforce any generally applicable order, ordinance, rule, or regulation described in section 192.300 or to issue any public health order inconsistent with the provisions of subsection 4 of this section.

4. Any public health order issued by a government entity, including by a local health officer, local public health agency, or the government entity's executive, as the term "executive" is defined in section 67.750, shall not remain in effect for longer than fifteen calendar days, including the cumulative duration of similar orders issued concurrently, consecutively, or successively, and shall automatically expire at the end of the fifteen days or as specified in the order, whichever is shorter, unless so authorized as follows:

(1) For a second period not to exceed an additional fifteen calendar days, upon approval of the government entity's legislative body to extend such order or approve a similar order;

(2) For a third period not to exceed an additional ten calendar days, upon a two-thirds vote of the government entity's legislative body to extend such order or approve a similar order;

(3) For a fourth period not to exceed an additional ten calendar days, upon a two-thirds vote of the government entity's legislative body to extend such order or approve a similar order;

(4) For a fifth period not to exceed an additional ten calendar days, upon a two-thirds vote of the government entity's legislative body to extend such order or approve a similar order; and

(5) For each additional period not to exceed an additional ten calendar days, upon a unanimous vote of the government entity's legislative body to extend such order or approve a similar order.

5. The department of health and senior services may promulgate necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and

is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void."; and

Further amend said bill and page, Section 173.1590, Line 7, by inserting after said section and line the following:

"Section B. Because immediate action is necessary to protect the health and safety of Missouri residents, section 67.260 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 67.260 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burton offered **House Amendment No. 1 to House Amendment No. 6.**

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for House Bill No. 682, Page 2, Line 4, by deleting the word "**unanimous**" and inserting in lieu thereof the word "**supermajority**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burton moved that **House Amendment No. 1 to House Amendment No. 6** be adopted.

Which motion was defeated.

On motion of Representative Murphy, **House Amendment No. 6** was adopted.

Representative Coleman (97) offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 682, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

- "37.710. 1. The office shall have access to the following information:
- (1) The names and physical location of all children in protective services, treatment, or other programs under the jurisdiction of the children's division, the department of mental health, and the juvenile court;
 - (2) All written reports of child abuse and neglect; and
 - (3) All current records required to be maintained pursuant to chapters 210 and 211.
2. The office shall have the authority:
- (1) To communicate privately by any means possible with any child under protective services and anyone working with the child, including the family, relatives, courts, employees of the department of social services and the department of mental health, and other persons or entities providing treatment and services;
 - (2) To have access, including the right to inspect, copy and subpoena records held by the clerk of the juvenile or family court, juvenile officers, law enforcement agencies, institutions, public or private, and other agencies, or persons with whom a particular child has been either voluntarily or otherwise placed for care, or has received treatment within this state or in another state;

- (3) To work in conjunction with juvenile officers and guardians ad litem;
- (4) To file any findings or reports of the child advocate regarding the parent or child with the court, and issue recommendations regarding the disposition of an investigation, which may be provided to the court and to the investigating agency;
- (5) To file amicus curiae briefs on behalf of the interests of the parent or child, or to file such pleadings necessary to intervene on behalf of the child at the appropriate judicial level using the resources of the office of the attorney general;
- (6) To initiate meetings with the department of social services, the department of mental health, the juvenile court, and juvenile officers;
- (7) To take whatever steps are appropriate to see that persons are made aware of the services of the child advocate's office, its purpose, and how it can be contacted;
- (8) To apply for and accept grants, gifts, and bequests of funds from other states, federal, and interstate agencies, and independent authorities, private firms, individuals, and foundations to carry out his or her duties and responsibilities. The funds shall be deposited in a dedicated account established within the office to permit moneys to be expended in accordance with the provisions of the grant or bequest;
- (9) Subject to appropriation, to establish as needed local panels on a regional or county basis to adequately and efficiently carry out the functions and duties of the office, and address complaints in a timely manner; and
- (10) To mediate between alleged victims of sexual misconduct and school districts or charter schools as provided in subsection 1 of section 160.262.

3. For any information obtained from a state agency or entity under sections 37.700 to 37.730, the office of child advocate shall be subject to the same disclosure restrictions and confidentiality requirements that apply to the state agency or entity providing such information to the office of child advocate. For information obtained directly by the office of child advocate under sections 37.700 to 37.730, the office of child advocate shall be subject to the same disclosure restrictions and confidentiality requirements that apply to the children's division regarding information obtained during a child abuse and neglect investigation resulting in an unsubstantiated report. **Nothing in this section shall preclude the office of child advocate from releasing findings regarding the professional performance of any individual member of the multidisciplinary team as described in section 660.520.**

37.717. 1. The office shall create a safety reporting system in which employees of the children's division may report information regarding the safety of those served by the children's division and the safety of such division's employees.

2. The identity of any individual who reports to or participates in the reporting system under subsection 1 of this section shall:

- (1) Be sealed from inspection by the public or any other entity or individual who is otherwise provided access to the department of social services' confidential records;**
- (2) Not be subject to discovery or introduction into evidence in any civil proceeding; and**
- (3) Be disclosed only as necessary to carry out the purpose of the reporting system under subsection 1 of this section.**

3. Any criminal act reported into the reporting system under subsection 1 of this section shall be disclosed by the office of child advocate to the appropriate law enforcement agency or prosecuting or city attorney.

4. Any investigation conducted as a result of a report made under this section shall be conducted by an unbiased and disinterested investigator."; and

Further amend said bill and page, Section 173.1590, Line 7, by inserting after all of said section and line the following:

"210.152. 1. All information, including telephone reports reported pursuant to section 210.145, relating to reports of abuse or neglect received by the division shall be retained by the division or removed from the records of the division as follows:

- (1) For investigation reports contained in the central registry, the report and all information shall be retained by the division;
- (2) (a) For investigation reports initiated against a person required to report pursuant to section 210.115, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a

report by a person required to report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(b) For investigation reports, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(c) For investigation reports initiated by a person required to report under section 210.115, where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for ten years from the conclusion of the investigation. For all other investigation reports where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for five years from the conclusion of the investigation. Such reports shall include any exculpatory evidence known by the division, including exculpatory evidence obtained after the closing of the case. At the end of such time period, the identifying information shall be removed from the records of the division and destroyed;

(d) For investigation reports where the identification of the specific perpetrator or perpetrators cannot be substantiated and the division has specific evidence to determine that a child was abused or neglected, the division shall retain the report and all information but shall not place an unknown perpetrator on the central registry. The division shall retain all information. The division shall retain and disclose information and findings in the same manner as the division retains and discloses family assessments. If the division made a finding of abuse or neglect against an unknown perpetrator prior to August 28, 2017, the division shall remove the unknown perpetrator from the central registry but shall retain and utilize all information as otherwise provided in this section;

(3) For reports where the division uses the family assessment and services approach, information shall be retained by the division;

(4) For reports in which the division is unable to locate the child alleged to have been abused or neglected, information shall be retained for eighteen years from the date of the report and then shall be removed from the records by the division.

2. Within ninety days, or within one hundred twenty days in cases involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality, after receipt of a report of abuse or neglect that is investigated, the alleged perpetrator named in the report and the parents of the child named in the report, if the alleged perpetrator is not a parent, shall be notified in writing of any determination made by the division based on the investigation. The notice shall advise either:

(1) That the division has determined by a probable cause finding prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, that abuse or neglect exists and that the division shall retain all information regarding the abuse or neglect; that such information shall remain confidential and will not be released except to law enforcement agencies, prosecuting or circuit attorneys, or as provided in section 210.150; that the alleged perpetrator has sixty days from the date of receipt of the notice to seek reversal of the division's determination through a review by the child abuse and neglect review board as provided in subsection 4 of this section;

(2) That the division has not made a probable cause finding or determined by a preponderance of the evidence that abuse or neglect exists; or

(3) The division has been unable to determine the identity of the perpetrator of the abuse or neglect. The notice shall also inform the child's parents and legal guardian that the division shall retain, utilize, and disclose all information and findings as provided in family assessment and services cases.

3. The children's division may reopen a case for review if new, specific, and credible evidence is obtained.

4. Any person named in an investigation as a perpetrator who is aggrieved by a determination of abuse or neglect by the division as provided in this section may seek an administrative review by the child abuse and neglect review board pursuant to the provisions of section 210.153. Such request for review shall be made within sixty days of notification of the division's decision under this section. In those cases where criminal charges arising out of facts of the investigation are pending, the request for review shall be made within sixty days from the court's final disposition or dismissal of the charges. **Nothing in this section shall preclude the office of child advocate from releasing findings regarding the professional performance of any individual member of the multidisciplinary team as described in section 660.520."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walsh (50) offered **House Amendment No. 1 to House Amendment No. 7**.

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for House Bill No. 682, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""21.753. All occupations in the state of Missouri qualify as essential workers. The general assembly hereby occupies and preempts the entire field of legislation touching in any way the classification of essential workers.

37.710. 1. The office shall have access to the following information:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Coleman (97), **House Amendment No. 7, as amended**, was adopted.

On motion of Representative Chipman, **HCS HB 682, as amended**, was adopted.

On motion of Representative Chipman, **HCS HB 682, as amended**, was ordered perfected and printed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 3** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 528**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Baker, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Hill, Mackey, Patterson, Pollitt (52), Sharp (36), Stacy and Toalson Reisch

Noes (3): Bangert, Nurrenbern and Terry

Absent (2): Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 86**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Baker, Basye, Black (7), Christofanelli, DeGroot, Dogan, Haffner, Hill, Mackey, Patterson, Stacy and Toalson Reisch

Noes (6): Bangert, Brown (70), Nurrenbern, Pollitt (52), Sharp (36) and Terry

Absent (2): Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SS SCS SB 152**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (3): Grier, Hicks and Hill

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 952**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (5): Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1127**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (5): Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SS SCS SB 43**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Appelbaum, Buchheit-Courtway, Collins, Haden, Johnson, Lewis (25), Smith (155), Stephens (128), Stevens (46), Wallingford and Wright

Noes (3): Pollock (123), Seitz and Thomas

Absent (1): Cook

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 9**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Grier, Kelley (127), Lewis (25), Riley, Roberts and Thomas

Noes (0)

Absent (1): Smith (67)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 330**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Grier, Kelley (127), Lewis (25), Riley, Roberts and Smith (67)

Noes (1): Thomas

Absent (0)

Special Committee on Government Accountability, Chairman Gregory (96) reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 1374**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baringer, Doll, Falkner, Gregory (96), Henderson, Knight, Mackey, McGirl, Pollock (123), Roden, Simmons and Terry

Noes (0)

Absent (4): Patterson, Proudie, Veit and Wiemann

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **SS SCS SB 289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Baringer, Doll, Falkner, Gregory (96), Henderson, Knight, Mackey, McGirl, Patterson, Pollock (123), Simmons, Terry and Wiemann

Noes (0)

Absent (3): Proudie, Roden and Veit

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SB 89**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (2): Butz and Griesheimer

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 293**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Phifer and Ruth

Noes (1): McDaniel

Absent (4): Bosley, Cupps, Gregory (96) and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 440**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McDaniel, McGaugh, Phifer and Ruth

Noes (0)

Absent (4): Bosley, Cupps, Gregory (96) and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 467**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, Cupps and Gregory (96)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1003**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Mackey, McGaugh, Patterson and Ruth

Noes (3): Ingle, McDaniel and Phifer

Absent (2): Cupps and Gregory (96)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1135**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and Gregory (96)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1295**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Eggleston, Fitzwater, Gregory (96), Ingle, Mackey, McGaugh, Phifer and Ruth

Noes (0)

Absent (5): Bosley, Dogan, Hudson, McDaniel and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1296**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (10): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson and Ruth

Noes (0)

Present (2): Bosley and Phifer

Absent (2): Cupps and Gregory (96)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1362**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (4): Bosley, Dogan, McDaniel and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): Cupps and Gregory (96)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SCR 3**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 71**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 176**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 226**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and McDaniel

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 601**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1032**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 49**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 72**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 120**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 365**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 520**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 288 - Downsizing State Government

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS#2 SCS HCS HB 271, as amended - Fiscal Review
HCS HB 814 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SB 226 - Fiscal Review
HCS SB 365 - Fiscal Review

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bill, having remained on the Informal Calendar for ten legislative days, was laid on the table and dropped from the Calendar: **HCS HB 248**.

The following member's presence was noted: Roden.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, April 29, 2021.

CORRECTION TO THE HOUSE JOURNAL

HOUSE JOURNAL CORRECTION AFFIDAVIT

I, State Representative Yolanda Young, District 22, hereby state and affirm that on Pages 1834-1835 of the Journal of the House, my vote by which HCS HB 1204 was read the third time and passed, was incorrectly recorded as “Absent with Leave”. Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as “Aye”.

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of April, 2021.

/s/ Yolanda R. Young
State Representative

State of Missouri)
) ss.
County of _____)

Subscribed and sworn before me this 27th of April in the year 2021.

/s/ Benjamin Murray
Notary Public

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, April 29, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: SB 377

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Thursday, April 29, 2021, upon adjournment, House Hearing Room 5.

Executive session will be held: SS SCS SB 27

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 29, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: SB 5

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 29, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 29, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 274

Executive session will be held: HB 1274, HB 1365

Executive session may be held on any matter referred to the committee.

UTILITIES

Thursday, April 29, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SS SCS SB 108

Executive session will be held: SS SB 44

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-SECOND DAY, THURSDAY, APRIL 29, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston

HJR 49 - Simmons

HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HB 1295 - Andrews

HCS HB 601 - Rone

HB 1032 - Busick

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye

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HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HB 1008 - Hardwick
HCS HB 1046 - Dinkins
HCS HB 1358 - Baker
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill
HCS HB 242 - Porter
HS HCS HB 876 - Dogan
HB 353 - Henderson
HCS HB 839 - Copeland
HB 381 - McGaugh
HB 338 - Mayhew
HCS HB 443 - Kalberloh
HB 1010 - Boggs
HB 1061 - Eggleston
HCS HB 508 - Rone
HCS HB 814, (Fiscal Review 4/28/21) - O'Donnell

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert

SENATE BILLS FOR SECOND READING

SB 36
SS SB 45
SB 78
SS#2 SCS SB 202
SCS SB 272
SB 323

SENATE BILLS FOR THIRD READING

HCS SS SB 6 - Hill
HCS SS SCS SBs 153 & 97 - Eggleston
SS SCS SB 106 - Shaul
HCS SS SB 176 - Fitzwater
HCS SB 226, (Fiscal Review 4/28/21) - Christofanelli
HCS SB 365, (Fiscal Review 4/28/21) - Murphy
HCS SCS SB 49 - Hardwick
HCS SCS SB 520 - Ruth
HCS SS SCS SB 71 - Roberts

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS#2 SB 26 - Schroer
SS SB 22 - Grier

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
SS#2 SCS HCS HB 271, as amended (Fiscal Review 4/28/21), E.C. - Wiemann
SS SCS HCS HB 2 - Smith (163)
SS SCS HCS HB 3 - Smith (163)

BILLS CARRYING REQUEST MESSAGES

SCS HCS HB 15, (request Senate recede/grant conference) - Smith (163)

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTY-SECOND DAY, THURSDAY, APRIL 29, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Peace I leave with you, My peace I give unto you. Let not your heart be troubled. (John 14:27)

Eternal God, our Creator, from the shifting debates of our political life in the People's House, we pause to lift our full hearts in prayer to You, who is from everlasting to everlasting.

From daily duties which consume our strength and energy, from endless meetings and fully packed schedules which take up so much of our precious time, we would, for this fleeting moment, pause and look to heaven and gaze upon Your holy face.

In all our anxious moments grant to us the blessed assurance that You are with us, that behind every dark shadow stands Your bright presence; within every human situation abides Your divine spirit; and beneath every civic experience are Your strong, eternal arms.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Cora Francis Roden, Evelyn Kay Roden, Josephine Rose Roden, Gunther Keene, Ingrid Keene, and Cyrus Keene.

COMMUNICATION FROM THE SECRETARY OF STATE

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Honorable Dana Rademan Miller
Jefferson City, MO

Madam:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 45th Legislative District in the State of Missouri, on the 6th day of April, 2021, as provided by law, the following named person was elected to the office of State Representative, 45th Legislative District as shown by the election results certified to this office by the election authorities of the 45th Legislative District.

Name

David Tyson Smith
3003 Badger Ct
Columbia, MO 65202

Office

State Representative
45th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of my office this 27th day of April, 2021.

/s/ Jay Ashcroft
Secretary of State

OATH OF OFFICE

Representative-elect David Tyson Smith advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Rob Vescovo, Speaker of the House of Representatives.

The Journal of the sixty-first day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 36, relating to historic buildings.

SS SB 45, relating to benefits for certain firefighters as a result of employment as a firefighter.

SB 78, relating to state employees.

SS#2 SCS SB 202, relating to electrical corporations.

SCS SB 272, relating to prohibiting publishing of the names of lottery winners, with a penalty provision.

SB 323, relating to elective social studies courses on the Bible.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 226**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 365**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (1): Eggleston

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 4** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 5** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 6** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 7** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 8** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 9** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 10** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 11** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 12** entitled:

An act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022.

In which the concurrence of the House is respectfully requested.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 2** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 3** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the

Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 4** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 5** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 6** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 7** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 8** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 9** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 10** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 11** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 12** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Representative Taylor (139) assumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SB 6, relating to insurance, was placed on the Informal Calendar.

HCS SS SCS SBs 153 & 97, relating to taxation, was placed on the Informal Calendar.

SS SCS SB 106, relating to financial institutions, was taken up by Representative Shaul.

On motion of Representative Shaul, the title of **SS SCS SB 106** was agreed to.

On motion of Representative Shaul, **SS SCS SB 106** was truly agreed to and finally passed by the following vote:

AYES: 112

Andrews	Atchison	Bailey	Baker	Bangert
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd

Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 037

Adams	Appelbaum	Aune	Baringer	Barnes
Bosley	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Doll	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Smith 45
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 007

Aldridge	Anderson	Bland Manlove	Proudie	Sharp 36
Smith 67	Windham			

ABSENT WITH LEAVE: 006

DeGroot	Hill	Morse	Pietzman	Schnelting
Trent				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 946, HCS HB 242, HS HCS HB 876, HB 353, HCS HB 839, HB 381, HB 338, HCS HB 443, HB 1010, HB 1061, HCS HB 508, and HCS HB 814 were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 242, relating to telecommunication practices, was taken up by Representative Porter.

On motion of Representative Porter, **HCS HB 242** was read the third time and passed by the following vote:

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AYES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Mosley	Murphy
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 003

Christofanelli	Davis	Lovasco
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PRESENT: 001

Windham

ABSENT WITH LEAVE: 011

Bosley	DeGroot	Hill	Kidd	Morse
Nurrenbern	Pietzman	Schnelting	Trent	Turnbaugh
Unsicker				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 353, relating to the electronic transfer of workers' compensation benefits, was taken up by Representative Henderson.

On motion of Representative Henderson, **HB 353** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Patterson	Perkins	Person	Phifer
Pike	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Turnbaugh	Unsicker
Van Schojack	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

DeGroot	Hill	Kidd	Morse	Owen
Pietzman	Plocher	Schnelting	Stephens 128	Trent
Veit	Mr. Speaker			

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 839, relating to peace officer license requirements, was taken up by Representative Copeland.

On motion of Representative Copeland, **HCS HB 839** was read the third time and passed by the following vote:

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AYES: 154

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 45	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reich
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

Davidson

PRESENT: 000

ABSENT WITH LEAVE: 007

DeGroot	Hill	Kidd	Morse	Pietzman
Schnelting	Trent			

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 381, relating to county financial statements, was taken up by Representative McGaugh.

On motion of Representative McGaugh, **HB 381** was read the third time and passed by the following vote:

AYES: 142

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 163	Smith 45
Smith 67	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Turnbaugh	Unsicker	Van Schoiack	Veit	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Young	Mr. Speaker			

NOES: 007

Billington	Davis	Deaton	Schroer	Smith 155
Stacy	Wallingford			

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 16	DeGroot	Gregory 51	Hill	Kidd
Morse	Pietzman	Pollock 123	Proudie	Roden
Schnelting	Trent	Wright		

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 338, relating to land surveys, was taken up by Representative Mayhew.

On motion of Representative Mayhew, **HB 338** was read the third time and passed by the following vote:

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AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Turnbaugh	Unsicker
Van Schojack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young				

NOES: 002

McDaniel	Roden
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PRESENT: 000

ABSENT WITH LEAVE: 014

Bosley	Brown 70	DeGroot	Hill	Kidd
Mackey	Morse	Pietzman	Price IV	Proudie
Schnelting	Stephens 128	Trent	Mr. Speaker	

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 443, relating to cemeteries, was taken up by Representative Kalberloh.

On motion of Representative Kalberloh, **HCS HB 443** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lovasco	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Price IV	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bromley	DeGroot	Hill	Kidd	Mackey
Morse	O'Donnell	Pietzman	Pollock 123	Proudie
Schnelting	Trent	Mr. Speaker		

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 1061, relating to the Missouri works program, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HB 1061** was read the third time and passed by the following vote:

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AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Clemens	Coleman 32	Collins	Cook	Copeland
Cupps	Davidson	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Mayhew	McCreery	McDaniel	McGaugh	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Turnbaugh	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	

NOES: 007

Christofanelli	Coleman 97	Davis	Deaton	Lovasco
Merideth	Unsicker			

PRESENT: 001

Windham

ABSENT WITH LEAVE: 010

DeGroot	Hill	Kidd	Mackey	Morse
Pietzman	Proudie	Schnelting	Trent	Mr. Speaker

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 508, relating to feral swine, was taken up by Representative Rone.

On motion of Representative Rone, **HCS HB 508** was read the third time and passed by the following vote:

AYES: 108

Adams	Andrews	Appelbaum	Atchison	Aune
Baker	Bangert	Baringer	Barnes	Basye
Black 137	Black 7	Brown 16	Brown 27	Burger
Burnett	Burton	Busick	Butz	Clemens
Coleman 32	Collins	Copeland	Cupps	Davidson
Derges	Doll	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Houx	Hurlbert	Ingle	Johnson	Kalberloh
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McCreery	McDaniel	McGaugh	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rowland	Ruth	Sassmann	Sauls	Schroer
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 45	Stacy	Stephens 128	Stevens 46
Tate	Taylor 48	Thomas	Thompson	Unsicker
Van Schoiack	Veit	Wallingford	Walsh Moore 93	Weber
Wiemann	Wright	Young		

NOES: 038

Aldridge	Anderson	Bailey	Billington	Boggs
Bosley	Bromley	Brown 70	Buchheit-Courtway	Chipman
Christofanelli	Coleman 97	Cook	Davis	Deaton
Dinkins	Eggleston	Gray	Hudson	Kelley 127
Kelly 141	Lovasco	McGill	Mosley	Proudie
Sander	Schwadron	Simmons	Smith 163	Smith 67
Taylor 139	Terry	Toalson Reisch	Turnbaugh	Walsh 50
West	Windham	Mr. Speaker		

PRESENT: 006

Bland Manlove	Fogle	Hannegan	Merideth	Quade
Rone				

ABSENT WITH LEAVE: 010

DeGroot	Dogan	Hill	Hovis	Kidd
Morse	Pietzman	Pollock 123	Schnelting	Trent

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 764, relating to newspapers, was taken up by Representative Andrews.

On motion of Representative Andrews, the title of **HB 764** was agreed to.

Representative Hardwick offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 764, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"415.415. 1. The operator of a self-service storage facility has a lien on all personal property stored within each leased space for rent, labor, or other charges, and for expenses reasonably incurred in sale of such personal property, as provided in sections 415.400 to 415.425. The lien established by this subsection shall have priority over all other liens except those liens that have been perfected and recorded on personal property. The rental agreement shall contain a statement, in bold type, advising the occupant of the existence of such lien and that property stored in the leased space may be sold to satisfy such lien if the occupant is in default, and that any proceeds from the sale of the property which remain after satisfaction of the lien will be paid to the state treasurer if unclaimed by the occupant within one year after the sale of the property.

2. If the occupant is in default for a period of more than forty-five days, the operator may enforce the lien granted in subsection 1 of this section and sell the property stored in the leased space for cash. Sale of the property stored on the premises may be done at a public or private sale, may be done as a unit or in parcels, or may be by way of one or more contracts, and may be at any time or place and on any terms as long as the sale is done in a commercially reasonable manner in accordance with the provisions of section 400.9-627. The operator may otherwise dispose of any property which has no commercial value.

3. The proceeds of any sale made under this subsection shall be applied to satisfy the lien, with any surplus being held for delivery on demand to the occupant or any other lienholders which the operator knows of or which are contained in the statement filed by the occupant pursuant to subsection 3 of section 415.410 for a period of one year after receipt of proceeds of the sale and satisfaction of the lien. No proceeds shall be paid to an occupant until such occupant files a sworn affidavit with the operator stating that there are no other valid liens outstanding against the property sold and that he or she, the occupant, shall indemnify the operator for any damages incurred or moneys paid by the operator due to claims arising from other lienholders of the property sold. After the one-year period set in this subsection, any proceeds remaining after satisfaction of the lien shall be considered abandoned property to be reported and paid to the state treasurer in accordance with laws pertaining to the disposition of unclaimed property.

4. Before conducting a sale under subsection 2 of this section, the operator shall:

(1) At least forty-five days before any disposition of property under this section, which shall run concurrently with subsection 2 of this section, notify the occupant and each lienholder which is contained in any statement filed by the occupant pursuant to subsection 3 of section 415.410 of the default by first-class mail or electronic mail at the occupant's or lienholder's last known address, and shall notify any third-party owner identified by the occupant pursuant to subsection 3 of section 415.410;

(2) No sooner than ten days after mailing the notice required in subdivision (1) of this subsection, mail a second notice of default, by verified mail or electronic mail, to the occupant at the occupant's or lienholder's last known address, which notice shall include:

(a) A statement that the contents of the occupant's leased space are subject to the operator's lien;

(b) A statement of the operator's claim, indicating the charges due on the date of the notice, the amount of any additional charges which shall become due before the date of release for sale and the date those additional charges shall become due;

(c) A demand for payment of the charges due within a specified time, not less than ten days after the date on which the second notice was mailed;

(d) A statement that unless the claim is paid within the time stated, the contents of the occupant's space will be sold after a specified time; and

(e) The name, street address and telephone number of the operator, or a designated agent whom the occupant may contact, to respond to the notice;

(3) At least seven days before the sale, advertise the time, place, and terms of the sale in **the classified section of a newspaper of general circulation in the jurisdiction where the sale is to be held or in any other commercially reasonable manner.** ~~[Such] The manner of advertisement shall be [in the classified section of the newspaper and shall state that the items will be released for sale.]~~ **deemed commercially reasonable if at least three independent bidders attend or view the sale at the time and place advertised.**

5. If the property is a vehicle, watercraft, or trailer and rent and other charges remain unpaid for sixty days, the owner may treat the vehicle, watercraft, or trailer as an abandoned vehicle and have the vehicle, watercraft, or trailer towed from the self-service storage facility. When the vehicle, watercraft, or trailer is towed from the self-service storage facility, the owner shall not be liable for the vehicle, watercraft, or trailer for any damages to the motor vehicle, watercraft, or trailer once the tower takes possession of the property.

6. At any time before a sale under this section, the occupant may pay the amount necessary to satisfy the lien and redeem the occupant's personal property."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 1** was adopted.

On motion of Representative Andrews, **HB 764, as amended**, was ordered perfected and printed.

HCS HB 1358, relating to contagious diseases, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HCS HB 1358** was agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1358, Page 2, Section 192.027, Lines 36 and 37, by deleting all of said lines and inserting in lieu thereof the following:

"transmitted by airborne particles, droplets, or bodily fluids;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Black (137) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1358, Page 3, Section 192.027, Line 54, deleting the words **", and with malice,"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (137), **House Amendment No. 2** was adopted.

On motion of Representative Baker, **HCS HB 1358, as amended**, was adopted.

On motion of Representative Baker, **HCS HB 1358, as amended**, was ordered perfected and printed.

HB 1008, relating to business covenants, was taken up by Representative Hardwick.

Representative Hardwick moved that the title of **HB 1008** be agreed to.

Representative Hardwick offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1008, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "financial transactions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 1** was adopted.

Representative Hardwick offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1008, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"415.415. 1. The operator of a self-service storage facility has a lien on all personal property stored within each leased space for rent, labor, or other charges, and for expenses reasonably incurred in sale of such personal property, as provided in sections 415.400 to 415.425. The lien established by this subsection shall have priority over all other liens except those liens that have been perfected and recorded on personal property. The rental agreement shall contain a statement, in bold type, advising the occupant of the existence of such lien and that property stored in the leased space may be sold to satisfy such lien if the occupant is in default, and that any proceeds from the sale of the property which remain after satisfaction of the lien will be paid to the state treasurer if unclaimed by the occupant within one year after the sale of the property.

2. If the occupant is in default for a period of more than forty-five days, the operator may enforce the lien granted in subsection 1 of this section and sell the property stored in the leased space for cash. Sale of the property stored on the premises may be done at a public or private sale, may be done as a unit or in parcels, or may be by way of one or more contracts, and may be at any time or place and on any terms as long as the sale is done in a commercially reasonable manner in accordance with the provisions of section 400.9-627. The operator may otherwise dispose of any property which has no commercial value.

3. The proceeds of any sale made under this subsection shall be applied to satisfy the lien, with any surplus being held for delivery on demand to the occupant or any other lienholders which the operator knows of or which are contained in the statement filed by the occupant pursuant to subsection 3 of section 415.410 for a period of one year after receipt of proceeds of the sale and satisfaction of the lien. No proceeds shall be paid to an occupant until such occupant files a sworn affidavit with the operator stating that there are no other valid liens outstanding against the property sold and that he or she, the occupant, shall indemnify the operator for any damages incurred or moneys paid by the operator due to claims arising from other lienholders of the property sold. After the one-year period set in this subsection, any proceeds remaining after satisfaction of the lien shall be considered abandoned property to be reported and paid to the state treasurer in accordance with laws pertaining to the disposition of unclaimed property.

4. Before conducting a sale under subsection 2 of this section, the operator shall:

(1) At least forty-five days before any disposition of property under this section, which shall run concurrently with subsection 2 of this section, notify the occupant and each lienholder which is contained in any statement filed by the occupant pursuant to subsection 3 of section 415.410 of the default by first-class mail or electronic mail at the occupant's or lienholder's last known address, and shall notify any third-party owner identified by the occupant pursuant to subsection 3 of section 415.410;

(2) No sooner than ten days after mailing the notice required in subdivision (1) of this subsection, mail a second notice of default, by verified mail or electronic mail, to the occupant at the occupant's or lienholder's last known address, which notice shall include:

(a) A statement that the contents of the occupant's leased space are subject to the operator's lien;

(b) A statement of the operator's claim, indicating the charges due on the date of the notice, the amount of any additional charges which shall become due before the date of release for sale and the date those additional charges shall become due;

(c) A demand for payment of the charges due within a specified time, not less than ten days after the date on which the second notice was mailed;

(d) A statement that unless the claim is paid within the time stated, the contents of the occupant's space will be sold after a specified time; and

(e) The name, street address and telephone number of the operator, or a designated agent whom the occupant may contact, to respond to the notice;

(3) At least seven days before the sale, advertise the time, place, and terms of the sale in **the classified section of a newspaper of general circulation in the jurisdiction where the sale is to be held or in any other commercially reasonable manner.** ~~[Such]~~ **The manner of advertisement shall be [in the classified section of the newspaper and shall state that the items will be released for sale.] deemed commercially reasonable if at least three independent bidders attend or view the sale at the time and place advertised.**

5. If the property is a vehicle, watercraft, or trailer and rent and other charges remain unpaid for sixty days, the owner may treat the vehicle, watercraft, or trailer as an abandoned vehicle and have the vehicle, watercraft, or trailer towed from the self-service storage facility. When the vehicle, watercraft, or trailer is towed from the self-service storage facility, the owner shall not be liable for the vehicle, watercraft, or trailer for any damages to the motor vehicle, watercraft, or trailer once the tower takes possession of the property.

6. At any time before a sale under this section, the occupant may pay the amount necessary to satisfy the lien and redeem the occupant's personal property."; and

Further amend said bill, Page 5, Section 431.202, Line 109, by inserting after all of said section and line the following:

"456.1-114. 1. For purposes of interpreting a term of familial relationship in a trust, "descendants", "issue", "children", and similar terms of relationship shall be construed as follows:

(1) A child conceived or born of a marriage is presumed to be a child of the persons so married unless a judicial proceeding is commenced before the death of the presumed parent and it is finally determined in such proceeding that the presumed parent is not the parent of the child;

(2) A child who is not conceived or born of a marriage is presumed to not be a child of a person who did not give birth to the child unless:

(a) A judicial proceeding commenced before the death of such person determined that such person is a parent of the child; or

(b) Such person openly recognized the child as his or her child and such person has not refused to voluntarily support the child. A trustee may rely on its discretion regarding the sufficiency of recognition or support, and the trustee shall not be liable to any person for its exercise of this discretion unless the trustee acts in bad faith or with reckless indifference to the purposes of the trust or the interest of the beneficiaries.

If a parent-child relationship is established pursuant to paragraph (a) or (b) of this subdivision, the rights afforded to the child shall not be retroactive, but instead shall apply from the time the relationship is established; and

(3) A child adopted prior to the age of eighteen is the child of an adopting parent and not of the natural parents, except that adoption of a child by the spouse of a natural parent has no effect on the relationship between the child and such natural parent.

2. The terms of a trust shall prevail over any provision of this section.

456.4-419. 1. Unless the terms of the trust instrument expressly provide otherwise, a trustee, other than a settlor, who has discretionary power under the terms of a trust to make a distribution of income or principal, whether or not limited by an ascertainable standard, to or for the benefit of one or more beneficiaries of a trust, the first trust, may instead exercise such discretionary power by [appointing] distributing all or part of the income or principal subject to such discretionary power in favor of a trustee of a second trust, the second trust, created under either the same or different trust instrument in the event that the trustee of the first trust decides that the [appointment] distribution is necessary or desirable after taking into account the terms and purposes of the first trust, the terms and purposes of the second trust, and the consequences of the distribution. A trustee may exercise

the power described in this subsection by distributing property from the first trust to one or more second trusts or by modifying the trust instrument for the first trust which, as modified, becomes one or more second trusts.

2. With respect to a second trust to which a distribution is made pursuant to subsection 1 of this section:

(1) At least one permissible distributee of the first trust shall be a permissible distributee of the second trust immediately after the distribution;

(2) If, at the time of the distribution, the settlor of the first trust is living and the first trust is not a grantor trust under Subpart E of Part I of Subchapter J of Chapter 1 of the Internal Revenue Code of 1986, as amended, there may not be any permissible distributee of the second trust immediately after the distribution who is not a permissible distributee of the first trust;

(3) If, at the time of the distribution, the settlor of the first trust is deceased or if, at the time of the distribution, the first trust is a grantor trust under Subpart E of Part I of Subchapter J of Chapter 1 of the Internal Revenue Code of 1986, as amended, for reasons other than the trustee having the power granted by this section, any beneficiary of the first trust may be included as a permissible distributee of the second trust immediately after the distribution;

(4) The second trust may not include any beneficiary who is not a beneficiary of the first trust; and

(5) The trust instrument for the second trust may retain, modify, or omit a power of appointment granted in the first trust, and the trust instrument for the second trust may create a power of appointment if the powerholder is a beneficiary of the second trust. Except to the extent provided otherwise in subsection 4 of this section, a power of appointment in the trust instrument for the second trust may be a general or nongeneral power of appointment and the permissible appointees of the power need not be limited to the beneficiaries of the first trust.

3. The following provisions apply to a trust that has a beneficiary with a disability:

(1) As used in this subsection, the following terms mean:

(a) "Beneficiary with a disability", a beneficiary of a first trust who the special-needs fiduciary believes may qualify for governmental benefits based on disability, whether or not the beneficiary currently receives those benefits or is an individual who has been adjudicated disabled or adjudicated incapacitated;

(b) "Governmental benefits", financial aid or services from a state, federal, or other public agency;

(c) "Special-needs fiduciary", with respect to a trust that has a beneficiary with a disability:

a. A trustee or other fiduciary, other than a settlor, who has discretionary power under the terms of a trust to make a distribution of income or principal, whether or not limited by an ascertainable standard, to or for the benefit of one or more beneficiaries; or

b. If no trustee or fiduciary has discretion under subparagraph a. of this paragraph, a trustee or other fiduciary, other than a settlor, who is required to distribute part or all of the income or principal of the first trust to or for the benefit of one or more beneficiaries;

(d) "Special-needs trust", a trust the trustee believes would not be considered a resource for purposes of determining whether a beneficiary with a disability is eligible for governmental benefits;

(2) A special-needs fiduciary may exercise the authority granted by subsection 1 of this section if:

(a) A second trust is a special-needs trust that benefits the beneficiary with a disability; and

(b) The special-needs fiduciary determines that exercise of the authority pursuant to subsection 1 of this section will further the purposes of the first trust; and

(3) The following provisions apply to any exercise of the authority granted by this subsection:

(a) Notwithstanding the provisions of subdivision (4) of subsection 2 of this section to the contrary, the terms of the second trust may:

a. Provide that an interest is held by a pooled trust as defined by Medicaid law for the benefit of the beneficiary with a disability under 42 U.S.C. Section 1396p(d)(4)(C); or

b. Contain payback provisions complying with reimbursement requirements of Medicaid law under 42 U.S.C. Section 1396p(d)(4)(A);

(b) The provisions of subdivision (3) of subsection 4 of this section shall not apply to the interests of the beneficiary with a disability; and

(c) Except as affected by any change to the interests of the beneficiary with a disability, the second trust, or if there are two or more second trusts, the second trusts in the aggregate, shall grant each other beneficiary of the first trust beneficial interests in the second trusts which are substantially similar to the beneficiary's beneficial interests in the first trust, unless such other beneficiary's interest is modified in accordance with the provisions of this section other than this subsection.

4. The following provisions apply to any exercise of the authority granted by subsection 1 of this section:

~~(1) [The second trust may have as beneficiaries only one or more of those beneficiaries of the first trust to or for whom any discretionary distribution may be made from the first trust and who are proper objects of the exercise of the power, or one or more of those other beneficiaries of the first trust to or for whom a distribution of income or principal may have been made in the future from the first trust at a time or upon the happening of an event specified under the first trust;~~

~~_____ (2) Unless the exercise of such power is limited by an ascertainable standard, no trustee of the first trust may exercise such authority to make a distribution from the first trust if:~~

~~_____ (a) Such trustee is a beneficiary of the first trust; or~~

~~_____ (b) Any beneficiary may remove and replace the trustee of the first trust with a related or subordinate party to such beneficiary within the meaning of Section 672(c) of the Internal Revenue Code;~~

~~_____ (3) Except if participating in a change that is needed for a distribution to any such beneficiary under an ascertainable standard, no trustee shall exercise such authority to the extent that doing so would have the effect either of:~~

~~_____ (a) Increasing the distributions that can be made in the future from the second trust to the trustee of the first trust or to a beneficiary who can remove and replace the trustee of the first trust with a related or subordinate party to such beneficiary within the meaning of Section 672(c) of the Internal Revenue Code; or~~

~~_____ (b) Removing restrictions on discretionary distributions imposed by the instrument under which the first trust was created;~~

~~_____ (4) In the case of any trust contributions which have been treated as gifts qualifying for the exclusion from gift tax described in Section 2503(b) of the Internal Revenue Code, by reason of the application of Section 2503(e), the governing instrument for the second trust shall provide that the beneficiary's remainder interest shall vest no later than the date upon which such interest would have vested under the terms of the governing instrument for the first trust;~~

~~_____ (5) The exercise of such authority may not reduce any income interest of any income beneficiary of any of the following trusts:~~

~~_____ (a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law;~~

~~_____ (b) A charitable remainder trust under Section 664 of the Internal Revenue Code;~~

~~_____ (c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code; or~~

~~_____ (d) A trust which has been qualified as a Subchapter S trust under Section 1361(d) of the Internal Revenue Code or an electing small business trust under Section 1361(e) of the Internal Revenue Code]~~

If the exercise of the authority granted by subsection 1 of this section is limited by an ascertainable standard and the trustee exercising such authority is a permissible distributee of the first trust under such standard, then:

(a) The discretionary power under the trust instrument for the second trust to distribute income or principal to such trustee as a permissible distributee shall be subject to the same ascertainable standard as, or a more restrictive ascertainable standard than, such standard in the trust instrument for the first trust; and

(b) The trust instrument for the second trust shall not:

a. Modify a power of appointment granted to such trustee in the first trust; or

b. Grant a power of appointment to such trustee that did not exist in the first trust;

(2) An exercise of the authority granted by subsection 1 of this section is subject to the following limitations:

(a) If the first trust contains property that qualified, or would have qualified but for provisions of this section other than this subdivision, for a marital deduction for purposes of the gift or estate tax under the Internal Revenue Code of 1986, as amended, the trust instrument for the second trust shall not include or omit any term that, if included in or omitted from the trust instrument for the second trust, would have prevented the transfer from qualifying for the deduction, or would have reduced the amount of the deduction, under the same provisions of the Internal Revenue Code under which the transfer qualified;

(b) If the first trust contains property that qualified, or would have qualified but for provisions of this section other than this subdivision, for a charitable deduction for purposes of the income, gift, or estate tax under the Internal Revenue Code of 1986, as amended, the trust instrument for the second trust shall not include or omit any term that, if included in or omitted from the trust instrument for the second trust, would have prevented the transfer from qualifying for the deduction, or would have reduced the amount of the deduction, under the same provisions of the Internal Revenue Code under which the transfer qualified;

(c) If the first trust contains property that qualified, or would have qualified but for provisions of this section other than this subdivision, for the exclusion from the gift tax described in Section 2503(b) of the Internal Revenue Code of 1986, as amended, the trust instrument for the second trust shall not include or omit a term that, if included in or omitted from the trust instrument for the second trust, would have prevented the transfer from qualifying under Section 2503(b) of the Internal Revenue Code. If the first trust contains property that qualified, or would have qualified but for provisions of this section other than this subdivision, for the exclusion from the gift tax described in Section 2503(b) of the Internal Revenue Code, by application of Section 2503(c) of the Internal Revenue Code, the trust instrument for the second trust shall not include or omit a term that, if included or omitted from the trust instrument for the second trust, would have prevented the transfer from meeting the requirements of Section 2503(c) of the Internal Revenue Code;

(d) If the property of the first trust includes shares of stock in an S corporation, as defined in Section 1361 of the Internal Revenue Code of 1986, as amended, and the first trust is, or but for provisions of this section other than this subdivision would be, a permitted shareholder under any provision of Section 1361 of the Internal Revenue Code, the trustee of the first trust may exercise such authority with respect to part or all of the S corporation stock only if the second trust receiving the stock is a permitted shareholder under Section 1361(c)(2) of the Internal Revenue Code. If the property of the first trust includes shares of stock in an S corporation and the first trust is, or but for provisions of this section other than this subdivision would be, a qualified subchapter-S trust within the meaning of Section 1361(d) of the Internal Revenue Code, the trust instrument for the second trust shall not include or omit a term that prevents the second trust from qualifying as a qualified subchapter-S trust; and

(e) If the first trust contains property that qualified, or would have qualified but for provisions of this section other than this subdivision, for a zero inclusion ratio for purpose of the generation-skipping transfer tax under Section 2642(c) of the Internal Revenue Code of 1986, as amended, the trust instrument for the second trust shall not include or omit a term that, if included in or omitted from the first trust, would have prevented the transfer to the first trust from qualifying for a zero inclusion ratio under Section 2642(c) of the Internal Revenue Code;

~~[(6)]~~ (3) The exercise of such authority does not apply to trust property subject to a presently exercisable power of withdrawal held by a trust beneficiary to whom, or for the benefit of whom, the trustee has authority to make distributions, unless after the exercise of such authority, such beneficiary's power of withdrawal is unchanged with respect to the trust property; and

~~[(7)]~~ (4) A spendthrift clause or a provision in the trust instrument that prohibits amendment or revocation of the trust shall not preclude the trustee from exercising the authority granted by subsection 1 of this section.

~~[(3-)]~~ 5. At least sixty days prior to making a discretionary distribution under subsection 1 of this section, the trustee of the first trust shall notify **the permissible distributees of the first trust and** the permissible distributees of the second trust ~~or the qualified beneficiaries of the second trust if there are no permissible distributees of the second trust~~ of the distribution. A beneficiary may waive the right to the notice required by this subsection and, with respect to future distributions, may withdraw a waiver previously given.

~~[(4-)]~~ 6. In exercising the authority granted by subsection 1 of this section, the trustee shall remain subject to all fiduciary duties otherwise imposed under the trust instrument and Missouri law.

~~[(5-)]~~ 7. This section does not impose on a trustee a duty to exercise the authority granted by subsection 1 of this section in favor of another trust or to consider exercising such authority in favor of another trust.

8. A second trust may have a duration that is the same as or different from the duration of the first trust. However, to the extent that property of the second trust is attributable to property of the first trust, the property of the second trust is subject to any rules governing maximum perpetuity, accumulation, or suspension of the power of alienation which apply to property of the first trust. The provisions of this subsection shall not preclude the creation of a general power of appointment in the trust instrument for a second trust as authorized by subdivision (5) of subsection 2 of this section.

9. In the event the trust instrument for the second trust in part does not comply with this section but would otherwise be effective under this section, the exercise of the power is effective and the following rules apply with respect to the principal of the second trust attributable to the exercise of the power:

(1) A provision in the trust instrument for the second trust which is not permitted under this section is void to the extent necessary to comply with this section; and

(2) A provision required by this section to be in the trust instrument for the second trust which is not contained in the trust instrument is deemed to be included in the trust instrument to the extent necessary to comply with this section.

[6-] 10. This section is intended to codify and, from and after enactment, to provide certain limitations to the common law of this state, and this section applies to any trust governed by the laws of this state, including a trust whose principal place of administration is transferred to this state before or after the enactment of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 2** was adopted.

On motion of Representative Hardwick, **HB 1008, as amended**, was ordered perfected and printed.

HB 37, HCS HB 217, HB 451, HB 461, HCS HB 499, HCS HB 541, HCS HB 549, HB 750, and HCS HB 842 were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 652 - Fiscal Review
HCS HB 682 - Fiscal Review
HCS HB 1202 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 36 - Emerging Issues
SS SB 45 - Emerging Issues
SB 78 - General Laws
SS#2 SCS SB 202 - Utilities
SCS SB 272 - Emerging Issues
SB 323 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 64**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (2): Haffner and Taylor (139)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 327**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Taylor (139)

Noes (0)

Absent (1): Sauls

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 333**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Cupps, Fitzwater, Gregory (51), Griesheimer, Haffner, Hicks, Patterson, Richey and Taylor (139)

Noes (5): Aune, Fogle, McCreery, Mosley and Sauls

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SCS SB 403**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Cupps, Fitzwater, Gregory (51), Griesheimer, Haffner, Hicks, Patterson, Richey and Taylor (139)

Noes (4): Aune, Fogle, McCreery and Mosley

Absent (1): Sauls

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SCS SB 457**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Cupps

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SBs 53 & 60**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Schroer, Veit and Walsh (50)

Noes (0)

Absent (1): Wiemann

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1274**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HCRs 4 & 5**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 4** entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 11**.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 2:00 p.m., Monday, May 3, 2021.

COMMITTEE HEARINGS

CONSERVATION AND NATURAL RESOURCES

Monday, May 3, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: SCR 16

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, May 3, 2021, 12:00 PM, House Hearing Room 3.

Public hearing will be held: SB 323

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, May 4, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: SB 323

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Monday, May 3, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: SB 36, SS SB 45, SCS SB 272

Executive session will be held: SB 38, SS SB 46, SCS SB 40

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, May 4, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: SB 36, SS SB 45, SCS SB 272

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, May 3, 2021, 1:45 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, May 3, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: SB 78

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, May 4, 2021, 8:00 AM, House Hearing Room 3.

Executive session will be held: SB 78, SS SB 283, SCS SB 119, SB 128, SS SCS SB 126

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 10, 2021, 11:30 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Revenue bond approval.

Some portions of the meeting may be closed pursuant to Section 610.021

PUBLIC SAFETY

Tuesday, May 4, 2021, 9:45 AM, House Hearing Room 5.

Executive session will be held: SS SB 212

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 3, 2021, upon adjournment of Rules - Legislative Oversight, House Hearing Room 3.

Executive session will be held: HCS SS SCS SB 43, HCS SS SCS SB 289, HCS SS SB 141, HCS SCS SB 91, SS SCS SB 57, HCS SS SCS SBs 53 & 60, HCS SS SB 333, HCS SS SB 64, HCS SCS SB 403, HCS SCS SB 457, HCS SS SB 327

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 4, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 5, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 6, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 7, 2021, 1:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, May 3, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: SS#2 SCS SBs 51 & 42, SS SB 63, HCS SB 86, HCS SS SCS SB 152, SS SB 258, HCS SB 303, HCS SB 330, HB 765, HCS HB 1337

Executive session may be held on any matter referred to the committee.

UTILITIES

Monday, May 3, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: SS#2 SCS SB 202

Executive session may be held on any matter referred to the committee.

UTILITIES

Tuesday, May 4, 2021, 8:00 AM, House Hearing Room 6.

Executive session will be held: SS#2 SCS SB 202

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, May 4, 2021, 5:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation by Department of Elementary and Secondary Education, Dr. Blaine Henningsen, Assistant Commissioner, Office of College and Career Readiness; Dr. Brian Henry, Superintendent of Waynesville school district; and Dr. Jerrod Wheeler, Superintendent of Knob Noster school district, regarding assisting military families program.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTY-THIRD DAY, MONDAY, MAY 3, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston

HJR 49 - Simmons

HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HB 1295 - Andrews

HCS HB 601 - Rone

HB 1032 - Busick

HB 37 - Pollock (123)

HCS HB 217 - Perkins

HB 451 - Bailey

HB 461 - Dogan

HCS HB 499 - Schroer

HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HB 750 - Lovasco
HCS HB 842 - Hill
HB 771 - Andrews

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HCS HB 1139 - Eggleston
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HCS HBs 359 & 634 - Baker
HB 390 - Griffith
HB 396 - Richey
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 769 - Grier
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 1016 - Griesheimer

HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 64 - Pike
HCS HB 108 - Bangert
HCS HB 156 - Veit
HCS HB 157 - Veit
HB 213 - Hill
HCS HB 218 - Burnett
HCS HB 301 - Haffner
HCS HB 339 - Mayhew
HB 347 - Veit
HCS HB 355 - Baker
HCS HB 385 - DeGroot
HB 511 - Lovasco
HCS HB 852 - Walsh (50)
HB 893 - Riggs
HCS HB 900 - Lovasco
HB 908 - Andrews
HCS HB 1046 - Dinkins
HCS HB 1166 - Van Schoiack
HB 708 - Trent
HB 1088 - Hovis
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 17 - Kidd

HOUSE BILLS FOR THIRD READING

HB 445 - McGirl
HCS HB 1202, (Fiscal Review 4/29/21) - Fitzwater
HB 652, (Fiscal Review 4/29/21) - Stevens (46)
HCS HBs 647 & 841 - Pollitt (52)
HB 447 - Wright
HB 395 - Reedy
HCS HB 32, E.C. - Walsh (50)
HB 259 - Evans
HCS HB 682, (Fiscal Review 4/29/21), E.C. - Chipman

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert
HCS HB 946 - Hill
HS HCS HB 876 - Dogan
HB 1010 - Boggs
HCS HB 814, (Fiscal Review 4/28/21) - O'Donnell

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 4
SCR 11

SENATE BILLS FOR THIRD READING

HCS SS SB 176 - Fitzwater
HCS SB 226 - Christofanelli
HCS SB 365 - Murphy
HCS SCS SB 49 - Hardwick
HCS SCS SB 520 - Ruth
HCS SS SCS SB 71 - Roberts

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SS#2 SB 26 - Schroer
SS SB 22 - Grier
HCS SS SB 6 - Hill
HCS SS SCS SBs 153 & 97 - Eggleston

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot
SS#2 SCS HCS HB 271, as amended (Fiscal Review 4/28/21), E.C. - Wiemann

BILLS CARRYING REQUEST MESSAGES

SCS HCS HB 15, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 2, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 3, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 4, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 5, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 6, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 7, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 8, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 9, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 10, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 11, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 12, (request Senate recede/grant conference) - Smith (163)

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)
HCS HB 16 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-FIFTH DAY, MONDAY, APRIL 19, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Ben Baker.

Let us pray.

Father, we bow today in reverence to You. We know from Your Word that You are more than a great teacher, more than a story, more than words on a page of history: You are God. We take this moment to recognize Your boundless love and mercy to us. Though undeserved, we are eternally grateful and humbled that You are in tune to our lives and that You created us to have a relationship with You. Help us to always pursue that relationship and to have a vibrant desire to know You in a deeper way.

Today, we pause before the business of the day to honor You and to express our need for Your grace and mercy once again, to fulfill our role in a way that will be pleasing in Your sight. Let our words be tempered with kindness and respect, let our actions be heartfelt and meaningful, and let our motivation be pure. Give us strength to accomplish with excellence the task at hand, courage to always stand for what is right and true, and a sweetness that reflects Your love through us.

In Jesus' name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-fourth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 5, relating to advanced industrial manufacturing zones.

SS SB 44, relating to utilities.

SS SCS SB 57, relating to funding to certain organizations to deter criminal behavior.

SS SCS SB 71, relating to protective orders.

SS SCS SB 126, relating to the sale of intoxicating liquor, with existing penalty provisions.

SS SB 212, relating to the department of corrections, with existing penalty provisions and an emergency clause for certain sections.

THIRD READING OF HOUSE BILLS

HCS HB 307, HB 158, HS HCS HB 441, HCS HBs 848, 617 & 822, and HCS HB 849 were placed on the Informal Calendar.

MOTIONS

Representative Baker, having voted on the prevailing side, moved that the vote by which **HB 920** was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 031

Adams	Appelbaum	Bangert	Baringer	Barnes
Bland Manlove	Brown 27	Burnett	Burton	Butz
Clemens	Doll	Fogle	Ingle	Johnson
Lewis 25	McCreery	McDaniel	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber				

PRESENT: 015

Aldridge	Anderson	Aune	Brown 70	Collins
Ellebracht	Gray	Gunby	Mackey	Mosley
Proudie	Sauls	Sharp 36	Windham	Young

ABSENT WITH LEAVE: 011

Black 7	Bosley	Cupps	Haden	Merideth
Morse	Pietzman	Pollitt 52	Price IV	Roeber
Tate				

VACANCIES: 001

Representative Baker moved that **HB 920** be committed to the Committee on Legislative Review.

Which motion was adopted.

MOTIONS

Representative Hudson, having voted on the prevailing side, moved that the vote by which **HB 158, as amended**, was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

AYES: 132

Aldridge	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McDaniel	McGaugh
McGill	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stephens 128	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

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NOES: 020

Adams	Anderson	Appelbaum	Burnett	Burton
Doll	Ellebracht	Gray	Johnson	Lewis 25
McCreery	Mosley	Person	Rogers	Rowland
Smith 67	Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93

PRESENT: 000

ABSENT WITH LEAVE: 010

Cupps	Haden	Merideth	Morse	Pietzman
Pollitt 52	Price IV	Roeber	Stacy	Tate

VACANCIES: 001

Representative Hudson, having voted on the prevailing side, moved that the vote by which **House Amendment No. 4 to HB 158, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 115

Aldridge	Anderson	Andrews	Atchison	Aune
Baker	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 70
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Windham	Wright	Mr. Speaker

NOES: 035

Adams	Appelbaum	Bangert	Baringer	Barnes
Brown 27	Burnett	Burton	Butz	Clemens
Doll	Ellebracht	Fogle	Gray	Johnson
Lewis 25	Mackey	McCreery	Mosley	Nurrenbern
Person	Phifer	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 011

Bailey	Chipman	Cupps	Haden	Ingle
Merideth	Morse	Pietzman	Price IV	Roeber
Tate				

VACANCIES: 001

Representative Hudson offered **House Amendment No. 1 to House Amendment No. 4.**

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Bill No. 158, Page 1, Line 8, by inserting after the word "**commissioner**" the words "**or county executive**"; and

Further amend said amendment and page, Line 10, by inserting after the word "**commissioner's**" the words "**or county executive's**"; and

Further amend said amendment and page, Line 11, by inserting after the word "**commissioner**" the words "**or county executive**"; and

Further amend said amendment and page, Line 12, by inserting after the word "**commissioner's**" the words "**or county executive's**"; and

Further amend said amendment and page, Line 14, by inserting after the word "**commissioner**" the words "**or county executive**"; and

Further amend said amendment and page, Line 15, by inserting after the word "**commissioner**" the words "**or county executive**"; and

Further amend said amendment and page, Line 17, by inserting after the word "**commissioner**" the words "**or county executive**"; and

Further amend said amendment and page, Line 26, by deleting said line from the amendment and inserting in lieu thereof the following:

"genuine signature of the person whose name it purports to be.

49.056. Within ten days of the date of filing a petition, the county election authority shall examine and, from the voters' register, ascertain whether the petition is signed by the requisite number of voters. The commission shall allow the election authority extra help for this purpose. The election authority shall attach to the petition a certificate that states the result of the examination. If the election authority's certificate states the petition is insufficient, the petition may be amended for ten days after the date of the certificate. If the petition is amended, the election authority shall examine the amendment within ten days of the amendment submission. If the election authority issues a certificate stating the amended petition is insufficient, the petition shall be returned to the person who filed the petition without prejudice to filing a new petition to the same effect. Upon certification of the petition as sufficient, the election authority shall submit the petition to the commission without delay, and the commission shall order the question to be submitted to the voters of the county.

49.057. 1. A special election shall be held on the recall petition as soon as practicable and as may be determined by the election authority of the county. The question to be presented to the voters at such election shall be in substantially the following form:

☐ **FOR** the removal of _____ (name of commissioner or county executive) from the office of county commissioner or county executive.

☐ **AGAINST** the removal of _____ (name of commissioner or county executive) from the office of county commissioner or county executive.

2. If at least sixty percent of the qualified voters voting on the question at such election vote for the removal of the commissioner or county executive, a vacancy shall exist in such office. If less than sixty percent of the qualified voters voting on the question at such election vote for the removal of the commissioner or county executive, the commissioner or county executive shall continue to serve for the remainder of the term for which he or she was elected."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Kidd, **House Amendment No. 4, as amended**, was adopted.

On motion of Representative Hudson, **HB 158, as amended**, was ordered re-perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1030, relating to disclosure of personal information to public agencies, was taken up by Representative Taylor (139).

On motion of Representative Taylor (139), **HCS HB 1030** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGirl	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher

Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 011

Cupps	DeGroot	Evans	Haden	Merideth
Morse	Pietzman	Price IV	Quade	Roeber
Tate				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 261, relating to the Missouri nuclear clean power act, was taken up by Representative Black (137).

On motion of Representative Black (137), **HB 261** was read the third time and passed by the following vote:

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155

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Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	McDaniel	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 009

Aune	Cupps	Haden	Merideth	Morse
Pietzman	Price IV	Roeber	Tate	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 313, relating to victim impact programs for driving while intoxicated offenders, was taken up by Representative Bromley.

On motion of Representative Bromley, **HB 313** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basyc	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haffner
Haley	Hannegan	Hardwick	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGirl	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher

Pollett 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 003

Davis	McDaniel	Rogers
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PRESENT: 000

ABSENT WITH LEAVE: 010

Cupps	Haden	Henderson	Merideth	Morse
Pietzman	Price IV	Roeber	Stephens 128	Tate

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 689, relating to limited tax credits for certain medical education-related preceptorships, was taken up by Representative Shields.

On motion of Representative Shields, **HCS HB 689** was read the third time and passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Deaton	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Mosley	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollett 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy

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Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 004

Davis	DeGroot	Lovasco	McDaniel
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PRESENT: 000

ABSENT WITH LEAVE: 012

Cupps	Evans	Haden	Merideth	Morse
Murphy	Pietzman	Price IV	Roeber	Stacy
Stephens 128	Tate			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Representative Taylor (139) assumed the Chair.

HCS HB 29, relating to government accountability, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), **HCS HB 29** was read the third time and passed by the following vote:

AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGirt	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person

Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Bosley	Cupps	DeGroot
Haden	Merideth	Morse	Pietzman	Roeber
Stephens 128	Tate	Mr. Speaker		

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 553, relating to residency requirements, was taken up by Representative Hicks.

Representative Roden raised a point of order that a member was in violation of Rule 88.

The Chair reminded members to refer to members by district number or county.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Pike	Plocher	Pollitt 52

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Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 014

Bailey	Bangert	Cupps	Dogan	McDaniel
Merideth	Morse	Perkins	Pietzman	Roeber
Rone	Sauls	Tate	Toalson Reisch	

VACANCIES: 001

On motion of Representative Hicks, **HCS HB 553** was read the third time and passed by the following vote:

AYES: 110

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Burton	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mackey	Mayhew	McDaniel
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 040

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Burnett	Butz	Clemens	Collins
Doll	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	McCreery	Mosley	Nurrenbern
Person	Phifer	Quade	Rogers	Rowland
Sharp 36	Shields	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 002

Brown 70 Smith 67

ABSENT WITH LEAVE: 010

Bailey	Cupps	Dogan	Merideth	Morse
Pietzman	Roeber	Rone	Sauls	Tate

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 556, relating to labeling of ballot measures, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HCS HB 556** was read the third time and passed by the following vote:

AYES: 108

Andrews	Atchison	Baker	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

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NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 002

McGaugh Proudie

ABSENT WITH LEAVE: 007

Bailey	Cupps	Merideth	Morse	Pietzman
Roeber	Tate			

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 317, relating to reemployment rights of Missouri Task Force One members, was taken up by Representative Toalson Reisch.

On motion of Representative Toalson Reisch, **HB 317** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richy	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth

Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bailey	Copeland	Cupps	Merideth	Morse
Pietzman	Roeber	Tate	Wright	

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 307, relating to motor vehicles, was taken up by Representative Griesheimer.

On motion of Representative Griesheimer, **HCS HB 307** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128

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Stevens 46	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	Cupps	Deaton	Grier	Merideth
Morse	Pietzman	Roeber	Tate	Wright

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 944, relating to firearms, was taken up by Representative Reedy.

On motion of Representative Reedy, **HCS HB 944** was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharp 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Young	Mr. Speaker	

NOES: 036

Adams	Appelbaum	Aune	Bangert	Baringer
Bland Manlove	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Dogan	Doll	Fogle

Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	McDaniel	Mosley	Nurrenbern	Person
Phifer	Price IV	Quade	Rogers	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber				

PRESENT: 007

Aldridge	Anderson	Barnes	Bosley	Collins
Roden	Windham			

ABSENT WITH LEAVE: 010

Bailey	Cupps	Haden	Merideth	Morse
Perkins	Pietzman	Roeber	Tate	Wright

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 162, relating to business entities registered with the secretary of state, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HB 162** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thomas

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Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Young	Mr. Speaker

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 011

Bailey	Cupps	Fishel	Haden	Merideth
Morse	Pietzman	Roeber	Tate	Toalson Reisch
Wright				

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 512, relating to the expenditure of public funds on printed matter, was taken up by Representative Lovasco.

Representative Lovasco moved that **HCS HB 512** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 072

Bailey	Baker	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Buchheit-Courtway	Chipman
Christofanelli	Coleman 32	Coleman 97	Davidson	Davis
Deaton	DeGroot	Dogan	Eggleston	Fitzwater
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Hannegan	Hardwick	Hicks	Hill	Hovis
Hudson	Hurlbert	Kelly 141	Lewis 6	Mayhew
Murphy	O'Donnell	Owen	Patterson	Perkins
Plocher	Pollock 123	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Mr. Speaker			

NOES: 082

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Brown 16	Brown 27	Brown 70
Burger	Burnett	Burton	Busick	Butz
Clemens	Collins	Cook	Copeland	Derges
Dinkins	Doll	Ellebracht	Evans	Falkner
Fishel	Fogle	Francis	Gray	Gunby
Haffner	Haley	Henderson	Houx	Ingle
Johnson	Kalberloh	Kelley 127	Kidd	Knight

Lewis 25	Lovasco	Mackey	McCreery	McDaniel
McGaugh	McGill	Mosley	Nurrenbern	Person
Phifer	Pike	Pollitt 52	Porter	Price IV
Proudie	Quade	Rogers	Rowland	Ruth
Sauls	Sharp 36	Sharpe 4	Shaul	Shields
Smith 67	Stevens 46	Terry	Thompson	Turnbaugh
Unsicker	Veit	Walsh Moore 93	Weber	Windham
Wright	Young			

PRESENT: 001

Roden

ABSENT WITH LEAVE: 007

Cupps	Haden	Merideth	Morse	Pietzman
Roeber	Tate			

VACANCIES: 001

HCS HBs 848, 617 & 822, relating to daylight saving time, was taken up by Representative Sander.

On motion of Representative Sander, **HCS HBs 848, 617 & 822** was read the third time and passed by the following vote:

AYES: 126

Adams	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Dinkins	Eggleston	Ellebracht	Falkner
Fishel	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Person	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

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NOES: 016

Anderson	Brown 70	Burnett	Busick	Butz
Collins	Dogan	Doll	Gunby	Hovis
Johnson	Lewis 25	Patterson	Phifer	Unsicker
Windham				

PRESENT: 006

Aldridge	Baringer	Bland Manlove	Bosley	Proudie
Sharp 36				

ABSENT WITH LEAVE: 014

Cupps	Derges	Evans	Francis	Haden
Hicks	Merideth	Morse	Pietzman	Roden
Roeber	Sauls	Stephens 128	Tate	

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 500, relating to statewide mechanical contractor licenses, was taken up by Representative Schroer.

On motion of Representative Schroer, **HB 500** was read the third time and passed by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Taylor 139	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Mr. Speaker		

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Buchheit-Courtway	Burnett	Burton	Butz

Clemens	Collins	Doll	Ellebracht	Falkner
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	McGaugh	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Ruth	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Wright	Young

PRESENT: 000

ABSENT WITH LEAVE: 014

Bosley	Cupps	Evans	Francis	Haden
Merideth	Morse	Pietzman	Roden	Roeber
Sauls	Stephens 128	Tate	Taylor 48	

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HCS HB 394, relating to taxation, was taken up by Representative Reedy.

Representative Schroer assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Polliitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

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NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Mackey
McCreery	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 012

Cupps	Fitzwater	Knight	Lewis 25	McDaniel
Merideth	Morse	Pietzman	Roden	Roeber
Tate	Taylor 48			

VACANCIES: 001

Representative Reedy moved that **HCS HB 394** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 070

Andrews	Atchison	Basye	Black 137	Black 7
Brown 16	Buchheit-Courtway	Burger	Busick	Cook
Copeland	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Francis	Gregory 51
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Railsback	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sassmann	Sharpe 4
Shaul	Shields	Smith 155	Stephens 128	Thompson
Toalson Reisch	Van Schoiack	Veit	Wright	Mr. Speaker

NOES: 083

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Billington	Bland Manlove	Boggs	Bosley	Bromley
Brown 27	Brown 70	Burnett	Burton	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Davidson	Davis	Deaton	DeGroot
Doll	Ellebracht	Fitzwater	Fogle	Gray
Gregory 96	Grier	Gunby	Hill	Hudson
Ingle	Johnson	Lewis 25	Mackey	McCreery
McDaniel	Mosley	Nurrenbern	Person	Phifer
Pollock 123	Price IV	Quade	Reedy	Richey
Rogers	Rowland	Sander	Sauls	Schnelting

Schroer	Schwadron	Seitz	Sharp 36	Simmons
Smith 163	Smith 67	Stacy	Stevens 46	Taylor 139
Terry	Thomas	Trent	Turnbaugh	Unsicker
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 009

Cupps	Knight	Merideth	Morse	Pietzman
Proudie	Roeber	Tate	Taylor 48	

VACANCIES: 001

HCS HBs 165 & 196, relating to counties, was taken up by Representative Richey.

On motion of Representative Richey, **HCS HBs 165 & 196** was read the third time and passed by the following vote:

AYES: 132

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burnett	Burton	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Davidson
Deaton	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Richey	Riggs	Riley
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 67	Stacy	Stevens 46
Taylor 139	Terry	Thomas	Toalson Reisch	Trent
Turnbaugh	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 009

Burger	Busick	Cook	Copeland	Davis
Hurlbert	McDaniel	Simmons	Thompson	

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PRESENT: 006

Barnes	Bland Manlove	Bosley	Clemens	Unsicker
Windham				

ABSENT WITH LEAVE: 015

Cupps	DeGroot	Fitzwater	Knight	Lewis 25
Merideth	Morse	Pietzman	Reedy	Roberts
Roeber	Smith 163	Stephens 128	Tate	Taylor 48

VACANCIES: 001

Representative Schroer declared the bill passed.

HB 1070, relating to landowner liability, was taken up by Representative Hudson.

On motion of Representative Hudson, **HB 1070** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stevens 46
Taylor 139	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Cupps	Fitzwater	Knight	Lewis 25	Merideth
Morse	Pietzman	Roberts	Roeber	Stephens 128
Tate	Taylor 48	Windham		

VACANCIES: 001

Representative Schroer declared the bill passed.

HCS HB 649, relating to employment security, was taken up by Representative Shaul.

On motion of Representative Shaul, **HCS HB 649** was read the third time and passed by the following vote:

AYES: 101

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roden	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Buchheit-Courtway	Burnett	Burton
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Mackey	McCreery	McDaniel	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Rone	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 014

Cupps	Fitzwater	Lewis 25	Merideth	Morse
Murphy	Pietzman	Roberts	Roeber	Stephens 128
Tate	Taylor 48	Walsh Moore 93	Windham	

VACANCIES: 001

Representative Schroer declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 876, as amended, HCS HB 1095, HB 143, HB 161, HCS HB 214, HCS HB 229, HB 318, HB 395, HB 469, HCS HB 555, HCS HB 682, HCS HB 1016, HB 1200, HCS HB 577, HB 92, and HB 491 were placed back on the House Bills for Perfection Calendar.

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1004 - Utilities

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 57 - Crime Prevention

SS SCS SB 71 - Crime Prevention

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 293**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Copeland, Hovis, Kelley (127), Roberts, Seitz and West

Noes (1): Davis

Absent (3): Aldridge, Sauls and Sharp (36)

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 992**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Aldridge, Davis, Hovis, Roberts, Sauls and Sharp (36)

Noes (4): Copeland, Kelley (127), Seitz and West

Absent (0)

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 1321**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Copeland, Hovis, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1295**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Lewis (25), Pollock (123), Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (2): Johnson and Seitz

Committee on Ethics, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Ethics, to which was referred a review of **House Ethics Complaint No. 21-001**, begs leave to report it has examined the same and has adopted the accompanying report by the following vote:

Ayes (10): Fitzwater, Brown (27), Andrews, Barnes, Brown (70), Eggleston, Francis, Kelly (141), McCreery and Sauls

Noes (0)

Absent (0)

STATE OF MISSOURI
HOUSE OF REPRESENTATIVES
101ST GENERAL ASSEMBLY

In the Matter of Representative Rick Roeber
House Ethics Complaint No. 21-001

REPORT OF THE COMMITTEE ON ETHICS

APRIL 19, 2021

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The Committee on Ethics has kept certain descriptions of an adult nature in the report in order to provide an unfiltered record of the witness testimony and other evidence received by the Committee. The names of victims who were minors when subjected to abusive conduct have been redacted to protect their privacy.

REPORT OF THE COMMITTEE ON ETHICS

WHEREON, the Committee on Ethics, of the Missouri House of Representatives, 101st General Assembly, pursuant to Rule 12 of House Committee Substitute for House Resolution 70, reports as follows:

1. The Kansas City Star reported in September 2020 that two adult children of the Respondent, Representative Rick Roeber, then a candidate for the 34th District in the House of Representatives, were abused by him when they were young. One sibling stated that “He made me place my hand on his genitals.” The second sibling stated that their father has “always been physically abusive.” This abuse would occur during visitation and Respondent would “hold us by our necks and hold us against the wall.” A third sibling stated that they were aware of the abuse. The story further reported that a fourth sibling also claimed sexual maltreatment by Respondent, and that this allegation was investigated by the Division of Family Services.

2. Respondent ultimately was successful in the November 2020 election for the 34th District seat in the House of Representatives.

3. Shortly after the election, three of the siblings wrote to the Speaker-elect of the House of Representatives detailing the emotional turmoil they have suffered, not just from the sexual, physical and mental abuse of Respondent, but also because Respondent has never been held accountable for his actions. The siblings asked the House to consider Respondent’s fitness to serve as a representative, and concluded with this plea:

Please do what is right, not just for us, but for all those in Missouri who have suffered, and all the children you have sworn to protect.

4. In January 2021, two representatives filed formal complaints of ethical misconduct concerning Respondent and the disturbing allegations of sexual and physical abuse. The complaints requested that the Committee on Ethics conduct an investigation into the allegations and report its findings.

5. The Committee on Ethics determined that the complaints were in compliance with the Rules; that the Committee had jurisdiction over this matter; and that the Committee would proceed to a primary hearing. The Committee met on numerous occasions from February through early April, receiving sworn testimony from five witnesses and reviewing over 200 pages of available documents concerning the accusations of abuse.

6. The Committee received testimony from Witness 1. Some of her testimony included the following:

- a. Respondent and Witness 1 married in 1984, separated in 1990, and were divorced in 1992. After the separation, Respondent moved out of the home into an apartment in the local area.
- b. Witness 1’s first child (Child 1), from another relationship, was born in 1981 and adopted by Respondent when the child was nine years old. The remaining three siblings were born in 1985, 1987, and 1989 (referred to herein as Child 2, Child 3, and Child 4 respectively).
- c. Witness 1 described the difficulties the family suffered during her marriage to Respondent. Respondent’s work history was sporadic due to his alcoholism.
- d. Witness 1 stated she never witnessed sexual abuse, however, she did notice Child 1 suffering from anxiety and physical ailments in the early 1990s.

- e. Child 1 refused to talk to Witness 1 about the source of the anxiety. Witness 1 believed that Respondent told Child 1, that if Child 1 told Witness 1, either Child 1 or Witness 1 would be killed.
 - f. Finally, in 1993, Child 1 disclosed to Witness 1 that in 1990 Respondent had sexually abused Child 1.
 - g. Witness 1 called the local police after this disclosure. Officers came to her home and interviewed the family. No criminal charges were filed as a result of this disclosure.
 - h. Child 2 thereafter started exhibiting behavioral issues. After some time in therapy, Child 2 finally told Witness 1, “Mom, you know the thing that happened to [Child 1]? The same thing happened to me.” The abuse would have occurred when Child 2 was five years old, in 1990, the same year as the sexual abuse involving Child 1.
 - i. This disclosure was also made to Child 2’s therapist and was reported to the authorities. This resulted in an investigation by the Division of Family Services (DFS) and local law enforcement. Although DFS found probable cause that abuse had occurred, no criminal charges were filed as a result of this disclosure.
 - j. Witness 1 remembers the Child Abuse and Neglect Review Board (CANRB) appeal to overturn the DFS probable cause finding regarding sexual abuse of Child 2. Respondent sought removal from the Central Registry as he was seeking a position at a local church that would involve working with children. Witness 1 had an attorney assist her at the time, however, the attorney was in another court and not able to attend the CANRB hearing.
 - k. Witness 1 described seeking an ex parte order to prevent Respondent from seeing her children. After speaking with a judge, the court denied her request.
 - l. Witness 1 described how Respondent, through his abusive actions, had “destroyed my family” for over 30 years now, caused division among the siblings that lasts to this day, alienated Child 2 because of the beatings, and manipulated Child 4 to divide the other siblings.
 - m. Witness 1 recalled an incident in which Child 2 was a toddler and knocked something over. Respondent flipped Child 2 over and “just started beating [Child 2’s] ass.” As a result, Child 2 suffered an injury to an eyelid, which resulted in a permanent scar, due to being struck by a nail in a board.
 - n. Witness 1 described how devastated she felt as a parent that the sexual abuse had occurred and she did not know about it while it was occurring.
 - o. Witness 1 recalled an incident when the children were young in which Respondent drowned several puppies.
7. The Committee found the testimony of Witness 1 to be credible.
8. The Committee heard testimony from Child 1. Some of Child 1’s testimony included:
- a. Child 1 described in general detail the abuse Child 1 suffered from Respondent, stating: “I was sexually abused by him. I was physically abused by him. I was groomed by him from a very young age....He treated me more like a [companion]....when we would ride in the car, he’d have his hand on my upper thigh just kind of rubbing it.”

- b. And, referencing a specific incident: “And I remember him coming into the room and picking me up and taking me out to the living room. I even remember what I was wearing. It was a Simpson's T-shirt. It was long. And he laid me on his chest and I just laid there froze. He was bare chested. And after awhile he took my hand and placed it on his genitals. And I didn't know what to do. I just froze there. I was 9.”
 - c. Respondent told Child 1 that if Child 1 told anyone “he would be in a lot of trouble, he would go to jail and our family would be ruined.”
 - d. Respondent attempted to do this one more time, but Child 1 said no.
 - e. Child 1 was physically abused by Respondent as well, and recalled one incident in which, at age 5, Child 1 was accused of stealing a Chapstick. Child 1 was spanked with a belt, which left bruises on Child 1's bottom.
 - f. Child 1 finally disclosed this abuse to Witness 1 about three years after the incident. The “biggest weight had been lifted off of me” after telling, although Witness 1 was devastated. Child 1 went to counseling after the disclosure.
 - g. Child 1 remembers giving an awkward interview to the police after the disclosure, however, no court proceedings resulted.
 - h. Child 1 stated that Respondent was a severe alcoholic and, at the time the abuse occurred, would drink until he blacked out.
 - i. Child 1 described an incident in which Child 2 received an eye injury due to Respondent's spanking. The spanking continued even though the cut was bleeding.
 - j. Child 1 described an incident when Respondent drowned a litter of puppies in a nearby pond.
 - k. Child 1 stated that when Child 1 was 15, Respondent met Child 1 after getting off the school bus and attempted to apologize for the sexual abuse incident, stating he “was in a blackout.”
 - l. Child 1 stated that because of Respondent's abuse, Child 1 lost a father, Child 1's children do not have a grandfather, and Child 1 lost trust in men for a very long time.
 - m. Child 1 stated that “to have someone that you are trusting as your parent to treat you in that manner and to not treat you like a child . . .take[s] away your innocence.”
- 9. The Committee found the testimony of Child 1 to be credible.
- 10. The Committee was not able to arrange the testimony of Child 2.
- 11. The Committee was able to receive testimony from Child 3. Some of Child 3's testimony included:
 - a. Child 3 described the earliest memories of Respondent as “just a bully.”
 - b. Child 3 described constant beatings with a belt, many times for insignificant things such as spilling milk. Respondent would hold them against the wall by their necks and lift upwards until they could not breathe.
 - c. It took a long time for Child 3 to realize the constant abuse was not a normal childhood experience.

- d. Child 3 stated that Child 2 took the worst of the abuse and trauma from their father. Child 2 is “very broken.”
 - e. After Respondent was able to get his alcoholism under control, the abuse did not let up. Respondent simply learned not to leave marks.
 - f. Child 2 still has a mark on an eyelid due to an injury received during punishment inflicted by Respondent.
 - g. Child 3 estimated that Child 3 received 185 beatings from Respondent, and that Child 2 “definitely” would have received more beatings than Child 3.
12. The Committee found the testimony of Child 3 to be credible.
13. Child 4 also provided sworn testimony to the Committee. Some of Child 4’s testimony included:
- a. Being in Respondent’s home was “very chaotic always,” crazy and stressful.
 - b. Although Child 4 did not witness sexual abuse, Child 4 did describe physical abuse that occurred.
 - c. When Child 1 stopped visitation with Respondent, Respondent would get angry and lose his cool. Respondent would use a belt on Child 2 and leave green bruises on Child 2’s buttocks and thighs.
 - d. Child 4 stated that Child 2, Child 3, and Child 4 would “get beat with a belt” by Respondent.
 - e. After Child 2’s disclosure, Child 4 never had to go back to Respondent’s home.
 - f. Child 4 suffers from several conditions related to this abuse, and still sees a therapist monthly.
 - g. Child 4 described Child 2 as “broken.” The whole family has suffered a “hellish nightmare” because of Respondent.
 - h. Child 4 remembers Respondent “always with a beer in hand.” Respondent did stop drinking when he went to AA, however, the violence did not stop.
14. The Committee found the testimony of Child 4 to be credible.
15. The Committee obtained sufficient testimony and records to confirm that, in 1993, Child 1 disclosed to authorities sexual abuse by Respondent, and that, in 2001, Child 2 disclosed to authorities sexual abuse by Respondent. Both incidents occurred approximately in 1990. At the time the abuse occurred, Child 1 was nine years old, and Child 2 was five years old.
16. Due to the extremely sensitive and graphic nature of the statements made to authorities, the Committee provides the following summary: The conduct committed by Respondent as disclosed by Child 1 would constitute “sexual contact” under state law. The conduct committed by Respondent as disclosed by Child 2 would constitute “deviate sexual intercourse” under state law. Respondent attempted to induce both children to repeat the actions at later dates, however, both children refused.
17. Under current law, and in 1990, the statutory definition of “deviate sexual intercourse” means any sexual act involving the genitals of one person and the hands of another. The state criminal code in 1990 stated that a person committed the felony crime of sodomy if he has deviate sexual intercourse with another person who is less than fourteen years old. Under current law, these actions would constitute Statutory Sodomy in the First Degree. If the victim is less than 12 years old, the offender is subject to a possible term of life imprisonment (a class A felony under the current criminal code).

18. Under current law, and in 1990, the statutory definition of “sexual contact” means any touching of the genitals of another person for the purpose of arousing or gratifying the sexual desire of any person. The state criminal code in 1990 provided that a person committed the felony crime of sexual abuse in the first degree if he subjects another person who is less than 12 years old to sexual contact. Under current law, subjecting a child less than 12 years old, who is a descendant by blood or adoption, to sexual contact is the class A felony of child molestation in the first degree.

19. Although a referral by law enforcement was made to the local prosecuting attorney, no criminal charges were filed against Respondent as a result of the 2001 disclosure. The Committee was unable to locate records to determine whether a law enforcement referral was made concerning the 1993 disclosure. No criminal charges were filed against Respondent as a result of the 1993 disclosure.

20. Among the records the Committee was able to locate was a finding of probable cause that Child 2 had been sexually abused by Respondent. In the same document was a notation by a state employee that “The children will be protected. No file will be opened.”

21. The Committee notes that RSMo. § 556.037 currently provides that a sexual offense committed against a minor may be prosecuted “at any time.”

22. The Committee offered Respondent the opportunity to testify in response to the complaints filed in this matter. Some of the sworn testimony provided by Respondent included:

- a. Respondent described the allegations that were published prior to the election as “a political hit” and “a setup.”
- b. Respondent stated he is an alcoholic, however, he has not consumed alcohol since March 5, 1992.
- c. Respondent stated he never drank alcohol when his children were present, and never stored alcohol in his home.
- d. Respondent stated he suffered no memory loss due to drinking and, although he would go on drinking binges, he was “always coherent enough.”
- e. Respondent blamed the accusations and family’s division on Witness 1, stating it was a “bitter divorce” and that there was “bitterness in the camp” which “spilled over to the children.”
- f. Respondent stated that his children aligned with their mother and that he thought they suffered from “parental alienation syndrome.”

(The Committee notes that “parental alienation syndrome” is not a diagnosis included in the Diagnostic and Statistical Manual–Fifth Edition. Respondent produced no additional professional or other expert opinion evidence indicating that any of his children have been diagnosed with this syndrome.)

- g. Respondent confirmed that Child 1 made the initial disclosure of sexual abuse to the Division of Family Services in 1993.
- h. Respondent stated he has never spoken to anyone from the Jackson County office of the Division of Family Services.
- i. Respondent confirmed that Witness 1 was not present and not represented at the hearing of the Child Abuse and Neglect Review Board.
- j. Respondent stated that he could not recall whether he used a belt on his children, but Respondent did remember being spanked with a belt when Respondent was a child.

- k. Respondent stated that he could not recall even a general description of the accusations of sexual abuse made by his children.
- l. Respondent denied physically abusing any of his children.
- m. Respondent denied any sexual abuse of Child 1.
- n. Respondent denied any sexual abuse of Child 2.

23. Respondent was combative, defensive, defiant, and at times angry in his testimony before the Committee. Respondent, at one point in his testimony, stated that “all my kids are Democrats” and agreed that he was implying that “Democrats would accuse their fathers” of this type of abuse as part of a “political hit.”

24. The Committee finds that the testimony of Respondent, in all material respects related to this investigation, to be not credible.

25. Respondent was offered the opportunity to designate witnesses for the Committee to interview. Respondent offered the Committee no witnesses in support of his defense.

26. Respondent submitted to the Committee three documents in his defense, which the Committee accepted and considered:

- a. Respondent submitted a letter dated 2003 from the Child Abuse Neglect and Review Board. The Division of Family Services investigated the 2001 report from Child 2 and entered a finding of probable cause that Respondent was the “perpetrator of sexual maltreatment to your” child. The CANRB reversed this finding and updated the Central Registry to “unsubstantiated.” The Committee notes that neither the mother of Child 2 nor her counsel were able to be present at the CANRB hearing. The Department of Social Services confirmed that the department no longer retains any records of the DFS incident or CANRB review hearing.
- b. Respondent further submitted a deposition transcript of Witness 1 taken during a 2003 proceeding to modify their dissolution decree. Respondent claimed that “there’s a lot of contradiction in it as far as her testimony.” However, after careful review, the Committee did not find the testimony to contain contradictions.
- c. The final document submitted by Respondent was a paper copy of an alleged email chain from September 2007 through February 2008 between Respondent and Child 2. The original email to Child 2 was not responded to, but a forwarded copy is purported to have been; which was then forwarded to another of Respondent’s email accounts. In the email response, Child 2 purports to apologize for lying about what Respondent did to him. However, in the same email, Respondent states “I know your mother was only trying to protect you with the false information you were providing her.” This directly contradicts Respondent’s sworn testimony to the Committee that the child’s mother “poisoned the well” which “spilled over to the children.” The Committee requested Respondent produce any additional emails between Respondent and Child 2, but Respondent did not produce any further documentation or an electronic copy of the email chain. The Committee was not able to further explore the authenticity of this email chain and unanimously agreed that this was not credible evidence.

27. On Tuesday, April 6, 2021, The Speaker of the House of Representatives and Chair of the Committee on Ethics wrote to the Prosecuting Attorney of Jackson County, Missouri, expressing concern for a minor child, Respondent’s step-grandson, who would have weekend visits in the home of Respondent, and requesting that the proper authorities be notified to ensure the safety of the child.

28. At the conclusion of the primary hearing, Thursday, April 8, 2021, the Committee unanimously voted to find the allegations in the two complaints to be credible and well founded, and to offer Respondent the recommended sanction of expulsion. Respondent was given until 5 p.m., Monday, April 12, 2021, to accept or object to the recommended sanction.

29. Later in the day on Thursday, April 8, 2021, Respondent contacted the Committee Chair and Chief Clerk and verbally indicated he would submit a resignation letter to the Speaker on Monday, April 12, 2021.

30. On Monday, April 12, 2021, Respondent instead delivered to the Committee his written objection to the Committee's findings and recommendation. Respondent requested a formal hearing under the rules governing the Committee on Ethics.

31. The Committee then began making arrangements to conduct a formal hearing in this matter. However, on Tuesday, April 13, 2021, before a formal hearing could be conducted, Respondent delivered to the Speaker his letter of resignation effective 11:59 p.m., Friday, April 16, 2021. Respondent turned in to the House human resource division his building entry badge and left the Capitol building. Respondent's legislator assistant was placed under the supervision of the Chief Clerk to continue providing constituent service to the 34th District.

32. The Committee finds that Respondent's actions, including the tender of a resignation letter, to be a waiver of any further requested action or procedure under the rules governing the Committee on Ethics.

33. The House of Representatives, on Thursday, April 15, 2021, voted to postpone the acceptance of Respondent's resignation until the recommendation of the Committee on Ethics is considered by the House of Representatives.

34. On Monday, April 19, 2021, the Committee on Ethics voted, unanimously, to release this report containing the Committee's findings and recommendation that Respondent be expelled.

35. The Committee finds, based upon the clear and convincing testimony and other evidence received by the Committee, that:

- a. Respondent sexually abused Child 1 when Child 1 was nine years old.
- b. Respondent sexually abused Child 2 when Child 2 was five years old.
- c. Respondent attempted to sexually abuse Child 1 and Child 2 on other occasions.
- d. Respondent physically and mentally abused his children.
- e. Witness 1 and her children repeatedly sought the assistance of law enforcement, family services, counselors, and the court system, to remedy the abuse suffered by these children and to hold Respondent accountable.
- f. Witness 1 and her children, for almost three decades, have provided consistent statements and sworn testimony detailing the sexual, physical, and mental abuse suffered by these children.
- g. Respondent has never been held accountable for his conduct.
- h. The State of Missouri has failed these children for over 20 years. Although this Committee cannot change the past, this Committee can provide a clear record of Respondent's abusive conduct.
- i. Respondent's conduct renders him unfit to serve as a representative in the Missouri General Assembly.

- j. The House of Representatives has incurred costs in the amount of \$1,574.09 related to the investigation of these complaints.

36. The Committee further finds that Respondent's abuse of his children, as described in this report, constitutes ethical misconduct of sufficient severity to warrant expulsion. Rule 2(5), of the rules governing the Committee on Ethics, defines "ethical misconduct" to include a crime, as well as any "conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his office or substantially impairs public confidence in the General Assembly." The sexual abuse as referred to in this report constitutes both a Class A felony offense under the laws of this state, and an offense of a sexual nature under the laws of this state, as is required under Rule 2 of the rules governing the Committee on Ethics.

NOW THEREFORE, the Committee on Ethics, having given full consideration to the complaints filed in this matter and the evidence and testimony adduced in the hearings conducted before the committee, concludes this matter with the issuance of this report and recommends that the House of Representatives consider the following sanctions against the Respondent:

1. Expulsion;
2. Payment of \$1,574.09 in costs related to the investigation of these complaints; and
3. Such other sanctions as the House of Representatives deems just and proper under the circumstances.

Pursuant to Rule 12 of the rules governing the Committee on Ethics, this report shall be filed with the Chief Clerk of the House, with a copy delivered to the office of the Speaker, office of the Majority Floor Leader, and office of the Minority Floor Leader, and shall be printed in the House Journal.

This report was adopted by the Committee by a vote of 10 to 0:

Aye: Fitzwater, Brown (27), Andrews, Barnes, Brown (70), Eggleston, Francis, Kelly, McCreery, Sauls

No:

Date: April 19, 2021

/s/ Travis Fitzwater, Chair

/s/ Richard Brown, Vice-Chair

Mr. Speaker: Your Committee on Ethics, has considered **House Complaint No. 2** in the matter of House Ethics Complaint 21-001 and begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Fitzwater, Brown (27), Andrews, Barnes, Brown (70), Eggleston, Francis, Kelly (141), McCreery and Sauls

Noes (0)

Absent (0)

INTRODUCTION OF HOUSE COMPLAINTS

HC 2 was reported by the Committee on Ethics on April 19, 2021:

HOUSE COMPLAINT NO. 2

HOUSE ETHICS COMPLAINT NO. 21-001

In the Matter of Representative Rick Roeber

WHEREAS, Rule 37 of the Rules of the House of Representatives of the 101st General Assembly authorizes the Committee on Ethics to consider and report upon complaints referred to it relating to ethical misconduct of a member of the House; and

WHEREAS, in January 2021, two representatives filed formal complaints of ethical misconduct concerning Respondent Rick Roeber and disturbing allegations of sexual and physical abuse of his children; and

WHEREAS, the complaints requested that the Committee on Ethics conduct an investigation into the allegations and report its findings; and

WHEREAS, the Committee on Ethics determined that the complaints were in compliance with the House Rules and that the Committee had jurisdiction over this matter; and

WHEREAS, the Committee met on numerous occasions from February through early April 2021, receiving sworn testimony from five witnesses and reviewing over two hundred pages of available documents concerning the accusations of abuse; and

WHEREAS, the Committee found the testimony of Witness 1 and Child 1, Child 3, and Child 4 to be credible; and

WHEREAS, the Committee found Respondent to be combative, defensive, and defiant, and the testimony of Respondent, in all material respects related to the investigation, to be not credible; and

WHEREAS, at the conclusion of the primary hearing, Thursday, April 8, 2021, the Committee unanimously voted to find the allegations in the two complaints to be credible and well founded and to offer Respondent the recommended sanction of expulsion. Respondent was given until 5 p.m., Monday, April 12, 2021, to accept or object to the recommended sanction; and

WHEREAS, later in the day on Thursday, April 8, 2021, Respondent contacted the Committee Chair and Chief Clerk and verbally indicated he would submit a resignation letter to the Speaker on Monday, April 12, 2021; and

WHEREAS, on Monday, April 12, 2021, Respondent instead delivered to the Committee his written objection to the Committee's findings and recommendation in which Respondent requested a formal hearing under the rules governing the Committee on Ethics; and

WHEREAS, before the Committee could conduct a formal hearing in this matter, Respondent delivered to the Speaker his letter of resignation effective 11:59 p.m., Friday, April 16, 2021; and

WHEREAS, the Committee found Respondent's actions, including the tender of a resignation letter, to be a waiver of any further requested action or procedure under the rules governing the Committee on Ethics; and

WHEREAS, the House of Representatives, on Thursday, April 15, 2021, voted to postpone the acceptance of Respondent's resignation until the recommendation of the Committee on Ethics is considered by the House of Representatives; and

WHEREAS, on Monday, April 19, 2021, the Committee on Ethics voted, unanimously, to release its report containing the Committee's findings and recommendation that Respondent be expelled; and

WHEREAS, the report found that:

- (1) Respondent sexually abused Child 1 when Child 1 was nine years old;
- (2) Respondent sexually abused Child 2 when Child 2 was five years old;
- (3) Respondent attempted to sexually abuse Child 1 and Child 2 on other occasions;
- (4) Respondent physically and mentally abused his children; and
- (5) Respondent has never been held accountable for his conduct:

NOW THEREFORE BE IT RESOLVED that we, the members of the One Hundred First General Assembly, First Regular Session, pursuant to Rule 37 and Article III, Section 18 of the Missouri Constitution, and having given full consideration to the recommendations of the Committee on Ethics, find that:

(1) Respondent has committed ethical misconduct constituting a crime and a legal or moral wrong that has materially impaired the ability of Respondent to perform the duties of his office;

(2) The sexual abuse as referred to in the report of the Committee on Ethics constitutes both a Class A felony offense under the laws of this state and an offense of a sexual nature under the laws of this state; and

(3) Respondent's conduct renders him unfit to serve as a representative in the Missouri General Assembly; and

BE IT FURTHER RESOLVED that Respondent Rick Roeber be expelled from the One Hundred First General Assembly of the Missouri House of Representatives; and

BE IT FURTHER RESOLVED that Respondent pay \$1,574.09 in costs related to the investigation of the complaints.

Introduced by the Committee on Ethics

Date: April 19, 2021

Read the first time.

COMMUNICATIONS

April 19, 2021

Mrs. Dana Miller
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mrs. Miller,

Pursuant to the Rules of the House of Representatives 101st General Assembly, House Rule 35, we the undersigned do hereby order that the House Committee on Children and Families be relieved of **House Bill No. 275** and that said bill be placed on the House Calendar for consideration. Attached are the required signatures of the needed 55 House members to place the discharged **House Bill No. 275** on the calendar.

1. /s/ Thomas Hannegan, District 65
2. /s/ Donna Baringer, District 82
3. /s/ Crystal Quade, District 132
4. /s/ Sarah Unsicker, District 91
5. /s/ Doug Clemens, District 72
6. /s/ Ingrid Burnett, District 19
7. /s/ LaKeySha Bosley, District 79
8. /s/ Mark Sharp, District 36
9. /s/ Maggie Nurrenbern, District 15
10. /s/ Jo Doll, District 83
11. /s/ Patty Lewis, District 25
12. /s/ Emily Weber, District 24
13. /s/ Ashley Aune, District 14
14. /s/ Trish Gunby, District 99
15. /s/ Martha Stevens, District 46
16. /s/ Marlon Anderson, District 76
17. /s/ Kimberly-Ann Collins, District 77
18. /s/ Kevin Windham, District 85
19. /s/ Keri Ingle, District 35
20. /s/ Betsy Fogle, District 135
21. /s/ Barbara Phifer, District 90
22. /s/ Jerome Barnes, District 28
23. /s/ Michael Person, District 74
24. /s/ Rasheen Aldridge, District 78
25. /s/ LaDonna Appelbaum, District 71
26. /s/ Michael Burton, District 92
27. /s/ Steve Butz, District 81
28. /s/ Paula Brown, District 70
29. /s/ Wes Rogers, District 18
30. /s/ Michael Johnson, District 23
31. /s/ Yolanda Young, District 22
32. /s/ Bridget Walsh Moore, District 93
33. /s/ Joe Adams, District 86
34. /s/ Annette Turnbaugh, District 37
35. /s/ Gretchen Bangert, District 69
36. /s/ Robert Sauls, District 21
37. /s/ Rory Rowland, District 29
38. /s/ Michael Stephens, District 128
39. /s/ Richard Brown, District 27
40. /s/ Raychel Proudie, District 73
41. /s/ Alan Gray, District 75
42. /s/ Jay Mosley, District 68
43. /s/ Ian Mackey, District 87
44. /s/ Mark Ellebracht, District 17
45. /s/ Neil Smith, District 67
46. /s/ Marlene Terry, District 66
47. /s/ Andrew McDaniel, District 150
48. /s/ Shane Roden, District 111
49. /s/ Shamed Dogan, District 98
50. /s/ Bill Falkner, District 10
51. /s/ Adam Schwadron, District 106
52. /s/ Chris Sander, District 33
53. /s/ Phil Christofanelli, District 105
54. /s/ Wiley Price IV, District 84
55. /s/ Tracy McCreery, District 88

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, April 20, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 20, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 1411

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Wednesday, April 21, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 431

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Executive session will be held: HB 1436, HB 140

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Executive session will be held: HB 517

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1303, HB 1362

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 20, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 480, HB 496, HB 528

Executive session will be held: SB 86, SS SCS SB 152

Executive session may be held on any matter referred to the committee.

Removed HB 421.

AMENDED

EMERGING ISSUES

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SB 327, SS SB 333, SCS SB 40, SS SB 46

Executive session will be held: SS SB 176, SCR 7

Executive session may be held on any matter referred to the committee.

ETHICS

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: SS SCS SB 106

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, April 20, 2021, 11:45 AM or upon morning recess (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 22, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HB 889, SS SCS SB 43

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1409, HB 1350

Executive session will be held: HB 907, SS SB 6

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER second quarter meeting.

LOCAL GOVERNMENT

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1274, HB 1365, HB 274

Executive session will be held: HB 607, HB 1336

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 21, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1426, SB 330

Executive session will be held: SB 9

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, April 20, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SS SCS SB 4

Executive session will be held: HB 863, HB 290

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Please note: Room change.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, and RSMo 610.021. Members will discuss operations within the Department of Social Services and the Department of Labor.

CORRECTED

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1358

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1280

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: SB 72

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 21, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: SCS SCR 3, HB 1425

Executive session may be held on any matter referred to the committee.

Added HB 1425.

AMENDED

SUBCOMMITTEE ON FEDERAL STIMULUS SPENDING

Tuesday, April 20, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

TRANSPORTATION

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SB 89, SS#2 SCS SB 262

Executive session will be held: SCS SB 520

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SB 63, SS SCS SB 120

Executive session will be held: SS SB 258

Executive session may be held on any matter referred to the committee.

VETERANS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 6.

Executive session will be held: SS SB 63, SS SCS SB 120

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Executive session will be held: SB 303

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-SIXTH DAY, TUESDAY, APRIL 20, 2021

HOUSE COMPLAINTS FOR SECOND READING

HC 2

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067 - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HCS HB 835 - Haffner
HB 1061 - Eggleston
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 160 - Veit
HCS HB 242 - Porter
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HB 338 - Mayhew
HB 352 - Henderson
HB 353 - Henderson
HCS HBs 359 & 634 - Baker
HB 381 - McGaugh
HB 390 - Griffith
HB 396 - Richey
HCS HB 443 - Kalberloh
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 734 - O'Donnell
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HCS HB 814 - O'Donnell
HCS HB 839 - Copeland
HB 851 - Walsh (50)
HCS HB 925 - Hudson

HCS HBs 928 & 927 - Thompson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1010 - Boggs
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HCS HB 1204 - Hardwick
HCS HB 1212 - Francis
HB 1345 - Cupps
HB 920, (Legislative Review 4/19/21) - Baker
HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent
HB 259, (Legislative Review 4/13/21) - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann

HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 494 - Hurlbert
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent

HOUSE BILLS FOR THIRD READING

HCS HB 439 - Davidson

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HB 253, (Fiscal Review 4/13/21) - Fishel
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 849, (Fiscal Review 4/15/21) - Griffith

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26, (Fiscal Review 4/12/21) - Schroer
SB 37 - Knight
SS SB 22 - Grier

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-SIXTH DAY, TUESDAY, APRIL 20, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

The Lord taketh pleasure in them that fear Him, in those that hope in His mercy. (Psalm 147:11)

God of life and light, by whose love we have the gift of this new, snowy Missouri day, we thank You for this moment of prayer, when we may give our hearts to You and let You bless us as we face the demanding duties of these hours in the People's House.

From the noise of the political world we would turn to the quiet of the spiritual world, where in quietness and in confidence we may find strength and ability in You for this day.

Help us to accept our many privileges of public service with thanksgiving, to carry our responsibilities with honor, to meet our difficulties with courage, and to discharge our duties with fidelity. Whatever good we do this day may we do it with cheerfulness and with all sincerity of mind and heart so that the will of your people be the highest law.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Isaac Lindsey, Kayley Lowery, Isabelle Owens, Matthew Lindsey, Wesley Owens, Patrick Taylor, Luke Lowery, Noah Krueger, and Isabel Knight.

The Journal of the fifty-fifth day was approved as printed by the following vote:

AYES: 129

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill

Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Person	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 163	Smith 67	Stacy	Stevens 46
Taylor 139	Taylor 48	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	Weber
West	Wiemann	Wright	Mr. Speaker	

NOES: 002

McDaniel	Rowland
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PRESENT: 006

Phifer	Smith 155	Terry	Turnbaugh	Unsicker
Young				

ABSENT WITH LEAVE: 025

Aldridge	Appelbaum	Bland Manlove	Bosley	Burton
Chipman	Christofanelli	Clemens	Collins	Ingle
Lewis 25	Merideth	Morse	Patterson	Pietzman
Price IV	Roeber	Rogers	Sauls	Schnelting
Stephens 128	Tate	Thomas	Walsh Moore 93	Windham

VACANCIES: 001

SECOND READING OF HOUSE COMPLAINTS

HC 2 was read the second time.

HOUSE COMPLAINT NO. 2

HOUSE ETHICS COMPLAINT NO. 21-001

In the Matter of Representative Rick Roeber

WHEREAS, Rule 37 of the Rules of the House of Representatives of the 101st General Assembly authorizes the Committee on Ethics to consider and report upon complaints referred to it relating to ethical misconduct of a member of the House; and

WHEREAS, in January 2021, two representatives filed formal complaints of ethical misconduct concerning Respondent Rick Roeber and disturbing allegations of sexual and physical abuse of his children; and

WHEREAS, the complaints requested that the Committee on Ethics conduct an investigation into the allegations and report its findings; and

WHEREAS, the Committee on Ethics determined that the complaints were in compliance with the House Rules and that the Committee had jurisdiction over this matter; and

WHEREAS, the Committee met on numerous occasions from February through early April 2021, receiving sworn testimony from five witnesses and reviewing over two hundred pages of available documents concerning the accusations of abuse; and

WHEREAS, the Committee found the testimony of Witness 1 and Child 1, Child 3, and Child 4 to be credible; and

WHEREAS, the Committee found Respondent to be combative, defensive, and defiant, and the testimony of Respondent, in all material respects related to the investigation, to be not credible; and

WHEREAS, at the conclusion of the primary hearing, Thursday, April 8, 2021, the Committee unanimously voted to find the allegations in the two complaints to be credible and well founded and to offer Respondent the recommended sanction of expulsion. Respondent was given until 5 p.m., Monday, April 12, 2021, to accept or object to the recommended sanction; and

WHEREAS, later in the day on Thursday, April 8, 2021, Respondent contacted the Committee Chair and Chief Clerk and verbally indicated he would submit a resignation letter to the Speaker on Monday, April 12, 2021; and

WHEREAS, on Monday, April 12, 2021, Respondent instead delivered to the Committee his written objection to the Committee's findings and recommendation in which Respondent requested a formal hearing under the rules governing the Committee on Ethics; and

WHEREAS, before the Committee could conduct a formal hearing in this matter, Respondent delivered to the Speaker his letter of resignation effective 11:59 p.m., Friday, April 16, 2021; and

WHEREAS, the Committee found Respondent's actions, including the tender of a resignation letter, to be a waiver of any further requested action or procedure under the rules governing the Committee on Ethics; and

WHEREAS, the House of Representatives, on Thursday, April 15, 2021, voted to postpone the acceptance of Respondent's resignation until the recommendation of the Committee on Ethics is considered by the House of Representatives; and

WHEREAS, on Monday, April 19, 2021, the Committee on Ethics voted, unanimously, to release its report containing the Committee's findings and recommendation that Respondent be expelled; and

WHEREAS, the report found that:

- (1) Respondent sexually abused Child 1 when Child 1 was nine years old;
- (2) Respondent sexually abused Child 2 when Child 2 was five years old;
- (3) Respondent attempted to sexually abuse Child 1 and Child 2 on other occasions;
- (4) Respondent physically and mentally abused his children; and
- (5) Respondent has never been held accountable for his conduct:

NOW THEREFORE BE IT RESOLVED that we, the members of the One Hundred First General Assembly, First Regular Session, pursuant to Rule 37 and Article III, Section 18 of the Missouri Constitution, and having given full consideration to the recommendations of the Committee on Ethics, find that:

(1) Respondent has committed ethical misconduct constituting a crime and a legal or moral wrong that has materially impaired the ability of Respondent to perform the duties of his office;

(2) The sexual abuse as referred to in the report of the Committee on Ethics constitutes both a Class A felony offense under the laws of this state and an offense of a sexual nature under the laws of this state; and

(3) Respondent's conduct renders him unfit to serve as a representative in the Missouri General Assembly; and

BE IT FURTHER RESOLVED that Respondent Rick Roeber be expelled from the One Hundred First General Assembly of the Missouri House of Representatives; and

BE IT FURTHER RESOLVED that Respondent pay \$1,574.09 in costs related to the investigation of the complaints.

Introduced by the Committee on Ethics

Date: April 19, 2021

PERFECTION OF HOUSE BILLS

HCS HBs 1141 & 1067, HCS HBs 1222 & 1342, HB 1349, HB 1363, HB 445, HCS HB 835, HB 1061, HCS HB 1139, HCS HB 32, HB 36, HB 61, HCS HB 86, HCS HB 160, HCS HB 242, HCS HB 245, HB 308, HCS HB 323, HB 338, HB 352, HB 353, HCS HBs 359 & 634, HB 381, HB 390, HB 396, HCS HB 443, HCS HB 508, HCS HB 673, HCS HB 734, HCS HB 754, HCS HB 755, HCS HB 760, HB 764, HB 769, HCS HB 814, HCS HB 839, HB 851, HCS HB 925, HCS HBs 928 & 927, HB 931, HB 996, HB 1010, HB 1156, HB 1162, HB 1178, HCS HB 1204, HCS HB 1212, HB 1345, HB 920, HCS HB 876, as amended, HCS HB 1095, HB 143, HB 161, HCS HB 214, HCS HB 229, HB 318, HB 395, HB 469, HCS HB 555, HCS HB 682, HCS HB 1016, HB 1200, HCS HB 577, HB 92, and HB 491 were moved to the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 494, relating to the participation of home school students in public school activities, was taken up by Representative Hurlbert.

On motion of Representative Hurlbert, the title of **HCS HB 494** was agreed to.

Representative Hurlbert offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 494, Page 1, Section 167.790, Line 12, by deleting all of said line and inserting in lieu thereof the following:

"2. In order to receive funds under section 163.031, no school district shall:

(1) Prohibit a student who is receiving instruction at a home school, as defined in section 167.031, from the opportunity to participate in any event or activity offered by the school district or an attendance center of the school district in which the student resides.

(2) Require a student to attend more than one class directly related to, and necessary for, participation in an event or activity in order to participate in such an event or activity.

3. The department of elementary and secondary education shall withhold payments"; and

Further amend said bill and section by renumbering all of the subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 1** was adopted.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 037

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 70	Burnett
Burton	Butz	Doll	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Quade	Rowland	Sauls	Sharp 36	Smith 67
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Bland Manlove	Bosley	Chipman	Clemens
Collins	DeGroot	Ellebracht	Lovasco	McDaniel
Morse	Patterson	Phifer	Pietzman	Pollock 123
Price IV	Roebor	Rogers	Simmons	Smith 163
Stevens 46				

VACANCIES: 001

On motion of Representative Hurlbert, **HCS HB 494, as amended**, was adopted.

On motion of Representative Hurlbert, **HCS HB 494, as amended**, was ordered perfected and printed.

HB 352, relating to the inmate canteen fund, was taken up by Representative Henderson.

Representative Henderson moved that the title of **HB 352** be agreed to.

Representative Murphy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 352, Page 1, In the Title, Line 3, by deleting the words "inmate canteen fund" and inserting in lieu thereof the words "burning ring of fire"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Henderson again moved that the title of **HB 352** be agreed to.

Which motion was adopted.

On motion of Representative Henderson, **HB 352** was ordered perfected and printed.

HCS HB 1204, relating to cybersecurity, was taken up by Representative Hardwick.

On motion of Representative Hardwick, the title of **HCS HB 1204** was agreed to.

On motion of Representative Hardwick, **HCS HB 1204** was adopted.

On motion of Representative Hardwick, **HCS HB 1204** was ordered perfected and printed.

HCS HBs 928 & 927, relating to financial institutions, was taken up by Representative Thompson.

On motion of Representative Thompson, the title of **HCS HBs 928 & 927** was agreed to.

Representative Walsh (50) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 928 & 927, Page 1, Section A, Line 5, by inserting after all of said line the following:

"29.420. 1. This section shall be known as the "Government Lending Transparency Act".

2. As used in this section, the following terms mean:

(1) "Administering agency", a department, office, board, commission, bureau, institution, or any other agency of the state charged by statute, regulation, or order with administering a credit support program or lending program;

(2) "Credit support program", any state program that guarantees or provides credit enhancements, such as state support for interest or principal payments, to the debt of private parties or municipalities, under which the state would be required to provide moneys if the borrower failed to pay;

(3) "Lending program", any state program that offers moneys to private parties or municipalities that come with the expectation of repayment.

3. Each administering agency shall report annually to the state auditor by August thirtieth the following information:

(1) The name and statutory authority for each lending program and credit support program administered by the agency;

(2) For the immediately preceding fiscal year, the total dollar amount of all lending for each lending program administered by the agency and the total amount of debt supported by each credit support program administered by the agency; and

(3) For the immediately preceding fiscal year, the reasonable estimates of the costs of likely defaults for each lending program and credit support program administered by the agency, using private sector accounting standards to evaluate the likelihood and costs of defaults.

4. The state auditor shall make an annual report compiling the data received from the administering agencies under this section, and shall submit the report to the general assembly annually by December fifteenth.

5. Intentional or knowing failure to comply with any reporting requirement contained in this section shall be punishable by a fine of up to two thousand dollars.

37.850. 1. The commissioner of administration shall maintain the Missouri accountability portal established in executive order 07-24 as a free, internet-based tool allowing citizens to demand fiscal discipline and responsibility.

2. The Missouri accountability portal shall consist of an easy-to-search database of financial transactions related to the purchase of goods and services and the distribution of funds for state programs; all bonds issued by any public institution of higher education or political subdivision of this state or its designated authority after August 28, 2013; all obligations issued or incurred pursuant to section 99.820 by any political subdivision of this state or its designated authority; and the revenue stream pledged to repay such bonds or obligations; and all debt incurred by any public charter school.

3. The Missouri accountability portal shall be updated each state business day and maintained as the primary source of information about the activity of Missouri's government.

4. Upon the conducting of a withholding or a release of funds, the governor shall submit a report stating all amounts withheld from the state's operating budget for the current fiscal year, as authorized by Article IV, Section 27 of the Missouri Constitution which shall be:

(1) Conspicuously posted on the accountability portal website;

(2) Searchable by the amounts withheld or released from each individual fund; and

(3) Searchable by the total amount withheld or released from the operating budget.

5. Every political subdivision of the state, including public institutions of higher education but excluding school districts, shall supply all information described in subsection 2 of this section to the office of administration within seven days of issuing or incurring such corresponding bond or obligation. For all such bonds or obligations issued or incurred prior to August 28, 2013, every such political subdivision and public institution of higher education shall have ninety days to supply such information to the office of administration.

6. Every school district and public charter school shall supply all information described in subsection 2 of this section to the department of elementary and secondary education within seven days of issuing such bond, or incurring such debt. The department of elementary and secondary education shall have forty-eight hours to deliver such information to the office of administration. For all such bonds issued or debt incurred prior to August 28, 2013, every school district and public charter school shall have ninety days to supply such information to the department of elementary and secondary education. The department of elementary and secondary education shall have forty-eight hours to deliver such information to the office of administration.

7. The following entities shall report the name, salary data, and incentive pay for all employees of the entity in the same manner as all state departments and agencies under this section:

- (1) The county employees' retirement system established in sections 50.1000 to 50.1300;
- (2) The sheriffs' retirement system established in sections 57.949 to 57.997;
- (3) The Missouri local government employees' retirement system established in sections 70.600 to 70.755;
- (4) The Missouri state employees' retirement system established in section 104.320;
- (5) The Missouri department of transportation and highway patrol employees' retirement system established in section 104.020;
- (6) The prosecuting attorneys' and circuit attorneys' retirement system established in sections 56.800 to 56.840;
- (7) The college and university retirement plan established in sections 104.1200 to 104.1215;
- (8) The Kansas City public school retirement system established in sections 169.270 to 169.400;
- (9) The Kansas City civilian police retirement system established in sections 86.1310 to 86.1640;
- (10) The Kansas City police retirement system established in sections 86.900 to 86.1280;
- (11) The public education employees' retirement system established in sections 169.600 to 169.710;
- (12) The public school retirement system established in sections 169.010 to 169.130;
- (13) The St. Louis public school retirement system established in sections 169.410 to 169.540;
- (14) The St. Louis firemen's retirement system established in sections 87.125 to 87.370;
- (15) The St. Louis police retirement system established in sections 86.200 to 86.366; and
- (16) The judicial retirement system established in sections 476.450 to 476.690.

The entities identified in this subsection shall not report the retirement annuity, retirement allowance, or retirement benefit amount of any employee or member to the Missouri accountability portal. The commissioner of administration shall prohibit the display of the retirement annuity, retirement allowance, or retirement benefit of any employee or member on the Missouri accountability portal."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 1** was adopted.

On motion of Representative Thompson, **HCS HBs 928 & 927, as amended**, was adopted.

On motion of Representative Thompson, **HCS HBs 928 & 927, as amended**, was ordered perfected and printed.

HCS HB 160, relating to compensation for jurors, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS HB 160** was agreed to.

On motion of Representative Veit, **HCS HB 160** was adopted.

On motion of Representative Veit, **HCS HB 160** was ordered perfected and printed.

HCS HB 734, relating to electrical corporations, was taken up by Representative O'Donnell.

Representative O'Donnell moved that the title of **HCS HB 734** be agreed to.

Representative O'Donnell offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 734, Page 1, In the Title, Line 2, by inserting after the third instance of the word "to" the words "ratemaking for"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 734, Pages 2 and 4, Section 393.1700, Lines 20, 24, 33, and 115, by deleting each occurrence of the word "**coal-fired**"; and

Further amend said bill and section, Page 3, Line 70, by inserting after the word "**incurred**" the word "**prudently**"; and

Further amend said bill and section, Page 5, Lines 139 to 140, by deleting all of said lines and inserting in lieu thereof the following:

"quantifiable benefits to customers;

(g) A proposed future ratemaking process to reconcile any differences between securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers; and

(h) Direct testimony and schedules supporting the petition."; and

Further amend said bill and section, Page 6, Lines 162 to 163, by deleting all of said lines and inserting in lieu thereof the following:

"customers;

(f) A proposed future ratemaking process to reconcile any differences between securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers;

(g) Direct testimony and schedules supporting the petition."; and

Further amend said bill, page, and section, Lines 173 to 183, by deleting all of said lines and inserting in lieu thereof the following:

"petition; provided, however, that the electrical corporation shall provide notice of intent to file a petition for in proceedings initiated by the first petition for a financing order to the commission no less than 60 days in advance of such filing; and

c. An adversely affected party may seek judicial review of a financing order in accordance with sections 386.500 and 386.510.

(b) A financing order issued by the commission, after a hearing, to an electrical corporation shall include all of the following elements:

a. The amount of securitized utility tariff costs to be financed using securitized utility tariff bonds and a finding that recovery of such costs is just and reasonable. The commission shall describe and estimate

the amount of financing costs that may be recovered through securitized utility tariff charges and specify the period over which securitized utility tariff costs and financing costs may be recovered;

b. A finding that the proposed issuance of securitized utility tariff bonds and the imposition and collection of a securitized utility tariff charge are just and reasonable and are expected to provide"; and

Further amend said bill and section, Pages 7 to 8, Lines 230 to 256, by deleting all of said lines and inserting in lieu thereof the following:

"k. A statement specifying a future ratemaking process to reconcile any differences between the actual securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized utility tariff costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers;

l. A procedure that shall allow the electrical corporation to earn a return, at the cost of capital authorized from time to time by the commission in the electrical corporation's rate proceedings, on any moneys advanced by the electrical corporation to fund reserves, if any, or capital accounts established under the terms of any indenture, ancillary agreement, or other financing documents pertaining to the securitized utility tariff bonds;

m. In a financing order granting authorization to securitize energy transition costs or in a financing order granting authorization to securitize qualified extraordinary costs that include retired or abandoned facility costs, a procedure for the treatment of accumulated deferred income taxes and excess deferred income taxes in connection with the retired or abandoned or to be retired or abandoned electric generating facility, or in connection with retired or abandoned facilities included in qualified extraordinary costs. The accumulated deferred income taxes, including excess deferred income taxes, shall be excluded from rate base in future general rate cases and the net tax benefits relating to amounts that will be recovered through the issuance of securitized utility tariff bonds shall be credited to retail customers by reducing the amount of such securitized utility tariff bonds that would otherwise be issued. The customer credit shall include the net present value of the tax benefits, calculated using a discount rate equal to the expected interest rate of the securitized utility tariff bonds, for the estimated accumulated and excess deferred income taxes at the time of securitization including timing differences created by the issuance of securitized utility tariff bonds amortized over the period of the bonds multiplied by the expected interest rate on such securitized utility tariff bonds;

n. An outside date, which shall not be earlier than one year after the date the financing order is no longer subject to appeal, when the authority to issue securitized utility tariff bonds granted in such financing order shall expire; and

o. Any other conditions that the commission considers appropriate and that are"; and

Further amend said bill and section, Page 9, Line 280, by inserting after the word "(e)" the word "a."; and

Further amend said bill, page, and section, Line 289, by inserting after all of said line the following:

"b. The commission, in a financing order and subject to the issuance advice letter process under sub-paragraph c of this paragraph, shall afford the electrical corporation flexibility in establishing the terms and conditions for the securitized utility tariff bonds to accommodate changes in market conditions, including repayment schedules, interest rates, financing costs, collateral requirements, required debt service and other reserves and the ability of the electrical corporation, at its option, to effect a series of issuances of securitized utility tariff bonds and correlated assignments, sales, pledges or other transfers of securitized utility tariff property. Any changes made under this sub-paragraph to terms and conditions for the securitized utility tariff bonds shall be in conformance with the financing order.

c. As the actual structure and pricing of the securitized utility tariff bonds will be unknown at the time the financing order is issued, the electrical corporation that intends to cause the issuance of such bonds shall provide to the commission, prior to the issuance of each series of bonds, an issuance advice letter following the determination of the final terms of such series of bonds no later than one day after the pricing of the securitized utility tariff bonds. The commission shall have the authority to designate a representative from commission staff, who may be advised by a financial adviser contracted with the commission, to observe

all facets of the process undertaken by the electrical corporation to place the securitized utility tariff bonds to market so the commission's representative can be prepared, if requested, to provide the commission with an opinion on the reasonableness of the pricing, terms and conditions of the securitized utility tariff bonds on an expedited basis. The form of such issuance advice letter shall be included in the financing order and shall indicate the final structure of the securitized utility tariff bonds and provide the best available estimate of total ongoing financing costs. The issuance advice letter shall report the initial securitized utility tariff charges and other information specific to the securitized utility tariff bonds to be issued, as the commission may require. Unless an earlier date is specified in the financing order, the electrical corporation may proceed with the issuance of the securitized utility tariff bonds unless, prior to noon on the fourth business day after the commission receives the issuance advice letter, the commission issues a disapproval letter directing that the bonds as proposed shall not be issued and the basis for that disapproval. The financing order may provide such additional provisions relating to the issuance advice letter process as the commission considers appropriate and as are authorized by this section."; and

Further amend said bill, page, and section, Lines 290 to 292, by deleting all of said lines and inserting in lieu thereof the following:

"(4) (a) In performing the responsibilities of this section in connection with the issuance of a financing order, the commission shall undertake due diligence as it deems appropriate prior to the issuance of the financing order pursuant to which the commission may request additional information from the electrical corporation and may engage a financial advisor and counsel as the commission deems necessary. Any financial advisor or counsel engaged by the commission shall have a fiduciary duty with respect to the proposed issuance of securitized utility bonds solely to the commission. All expenses associated with such services shall be"; and

Further amend said bill, Pages 20 to 24, Section 393.1705, Lines 37, 39, 41, 56, 62-63, 66, 69, 95-96, 112, 128, 129, 133 and 140, by deleting each occurrence of the word "**coal-fired**"; and

Further amend said bill and section, Page 20, Line 35, by inserting after the number "(1)" the following:

"Unless the commission has, prior to August 28, 2021, issued an order or orders acknowledging retirement by an electrical corporation of specific electric generating facilities and an order or orders authorizing construction by such electrical corporation of generating facilities in place of such retired electric generating facilities,"; and

Further amend said bill and section, Page 23, Line 113, by deleting the word "**coal**"; and

Further amend said bill and section, Page 24, Lines 168 and 172, by deleting each occurrence of the word "**thirty-five**" and inserting in lieu thereof the word "**eighty-five**"; and

Further amend said bill and section, Page 28, Line 81, by inserting after all of said line the following:

"6. The commission may promulgate rules to implement the provisions of sections 393.1700 to 393.1715. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 2** was adopted.

Representative Haffner offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 734, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"393.106. 1. As used in this section, the following terms mean:

(1) **"Auxiliary power", the energy used to operate equipment and other load that is directly related to the production of energy by an independent power producer or electrical corporation, obtained through generation at the site or through adjacent transformation and transmission interconnect, but does not include energy used for space heating, lighting, air conditioning, office needs of buildings, and other non-generating uses at the generation site;**

(2) **"Independent power producer" or "IPP", an entity that is also considered a non-utility power producer in the United States. IPPs are wholesale electricity producers that operate within the franchised service territories of host utilities and are usually authorized to sell at market-based rates. Unlike traditional electric utilities, IPPs do not possess transmission facilities or sell electricity in the retail market;**

(3) "Permanent service", electrical service provided through facilities which have been permanently installed on a structure and which are designed to provide electric service for the structure's anticipated needs for the indefinite future, as contrasted with facilities installed temporarily to provide electrical service during construction. Service provided temporarily shall be at the risk of the electrical supplier and shall not be determinative of the rights of the provider or recipient of permanent service;

~~[(2)]~~ (4) "Structure" or "structures", an agricultural, residential, commercial, industrial or other building or a mechanical installation, machinery or apparatus at which retail electric energy is being delivered through a metering device which is located on or adjacent to the structure and connected to the lines of an electrical supplier. Such terms shall include any contiguous or adjacent additions to or expansions of a particular structure. Nothing in this section shall be construed to confer any right on an electric supplier to serve new structures on a particular tract of land because it was serving an existing structure on that tract.

2. Once an electrical corporation or joint municipal utility commission, or its predecessor in interest, lawfully commences supplying retail electric energy to a structure through permanent service facilities, it shall have the right to continue serving such structure, and other suppliers of electrical energy shall not have the right to provide service to the structure except as might be otherwise permitted in the context of municipal annexation, pursuant to section 386.800 and section 394.080, or pursuant to a territorial agreement approved under section 394.312. The public service commission, upon application made by an affected party, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential. The commission's jurisdiction under this section is limited to public interest determinations and excludes questions as to the lawfulness of the provision of service, such questions being reserved to courts of competent jurisdiction. Except as provided in this section, nothing contained herein shall affect the rights, privileges or duties of existing corporations pursuant to this chapter. Nothing in this section shall be construed to make lawful any provision of service which was unlawful prior to July 11, 1991. Nothing in this section shall be construed to make unlawful the continued lawful provision of service to any structure which may have had a different supplier in the past, if such a change in supplier was lawful at the time it occurred. However, those customers who had cancelled service with their previous supplier or had requested cancellation by May 1, 1991, shall be eligible to change suppliers as per previous procedures. No customer shall be allowed to change electric suppliers by disconnecting service between May 1, 1991, and July 11, 1991.

3. Notwithstanding the provisions of subsection 2 of this section or any other provision of chapters 386 or 394 to the contrary, auxiliary power may be purchased on a wholesale basis, under the applicable federal tariffs of a regional transmission organization instead of under retail service tariffs filed with the public service commission by an electrical corporation, for use at an electric generation facility located in any county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants which commenced commercial operations prior to August 28, 2021, and which is operated as an independent power producer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 3** was adopted.

Representative Rone offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 734, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"393.355. 1. As used in this section, the following terms shall mean:

(1) "Electrical corporation", the same meaning given to the term in section 386.020, but shall not include an electrical corporation as described in subsection 2 of section 393.110;

(2) "Facility", a:

(a) Facility whose primary industry is the ~~[smelting]~~ **processing of [aluminum and]** primary metals ~~[— Standard Industrial Classification Code 3334];~~

(b) Facility whose primary industry is the production or fabrication of steel, North American Industrial Classification System 331110; or

(c) Facility with a new or incremental increase in load equal to or in excess of a monthly demand of fifty megawatts.

2. Notwithstanding section 393.130 or any other provision of law to the contrary, the public service commission shall have the authority to approve a special rate, outside a general rate proceeding, that is not based on the electrical corporation's cost of service for a facility if:

(1) The commission determines, but for the authorization of the special rate the facility would not commence operations, the special rate is in the interest of the state of Missouri when considering the interests of the customers of the electrical corporation serving the facility, considering the incremental cost of serving the facility to receive the special rate, and the interests of the citizens of the state generally in promoting economic development, improving the tax base, providing employment opportunities in the state, and promoting such other benefits to the state as the commission may determine are created by approval of the special rate;

(2) After approval of the special rate, the commission allocates in each general rate proceeding of the electrical corporation serving the facility the reduced revenues from the special rate as compared to the revenues that would have been generated at the rate the facility would have paid without the special rate to the electrical corporation's other customers through a uniform percentage adjustment to all components of the base rates of all customer classes; and

(3) The commission approves a tracking mechanism meeting the requirements of subsection 3 of this section.

3. Any commission order approving a special rate authorized by this section to provide service to a facility in the manner specified under subsection 4 of this section shall establish, as part of the commission's approval of a special rate, a tracking mechanism to track changes in the net margin experienced by the electrical corporation serving the facility with the tracker to apply retroactively to the date the electrical corporation's base rates were last set in its last general rate proceeding concluded prior to June 14, 2017. The commission shall ensure that the changes in net margin experienced by the electrical corporation between the general rate proceedings as a result of serving the facility are calculated in such a manner that the electrical corporation's net income is neither increased nor decreased. The changes in net margin shall be deferred to a regulatory liability or regulatory asset, as applicable, with the balance of such regulatory asset or liability to be included in the revenue requirement of the electrical corporation in each of its general rate proceedings through an amortization of the balance over a reasonable period until fully returned to or collected from the electrical corporation's customers.

4. Notwithstanding the provisions of section 393.170, an electrical corporation is authorized to provide electric service to a facility at a special rate for the new or incremental load authorized by the commission:

(1) Under a rate schedule reflecting the special rate approved by the commission; or

(2) If the facility is located outside the electrical corporation's certificated service territory, the facility shall be treated as if it is in the electrical corporation's certified service territory, subject to a commission-approved rate schedule incorporating the special rate under the contract.

5. To receive a special rate, the electrical corporation serving the facility, or facility if the facility is located outside of the electrical corporation's certified service territory, shall file a written application with the commission

specifying the requested special rate and any terms or conditions proposed by the facility respecting the requested special rate and provide information regarding how the requested special rate meets the criteria specified in subdivision (1) of subsection 2 of this section. A special rate provided for by this section shall be effective for no longer than ten years from the date such special rate is authorized. The commission may impose such conditions, including but not limited to any conditions in a memorandum of understanding between the facility and the electrical corporation, on the special rate as it deems appropriate so long as it otherwise complies with the provisions of this section.

6. Any entity which has been granted a special rate under this section may reapply to the commission for a special rate under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 4** was adopted.

On motion of Representative O'Donnell, **HCS HB 734, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS HB 734, as amended**, was ordered perfected and printed.

HCS HB 835, relating to electric energy, was taken up by Representative Haffner.

Representative Haffner moved that the title of **HCS HB 835** be agreed to.

Representative Haffner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 835, Page 1, In the Title, Lines 2-3, by deleting the words "electric energy" and inserting in lieu thereof the word "utilities"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 1** was adopted.

Representative Kidd offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 835, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"204.569. When an unincorporated sewer subdistrict of a common sewer district has been formed pursuant to sections 204.565 to 204.573, the board of trustees of the common sewer district shall have the same powers with regard to the subdistrict as for the common sewer district as a whole, plus the following additional powers:

(1) To enter into agreements to accept, take title to, or otherwise acquire, and to operate such sewers, sewer systems, treatment and disposal facilities, and other property, both real and personal, of the political subdivisions included in the subdistrict as the board determines to be in the interest of the common sewer district to acquire or operate, according to such terms and conditions as the board finds reasonable, provided that such authority shall be in addition to the powers of the board of trustees pursuant to section 204.340;

(2) To provide for the construction, extension, improvement, and operation of such sewers, sewer systems, and treatment and disposal facilities, as the board determines necessary for the preservation of public health and maintenance of sanitary conditions in the subdistrict;

(3) For the purpose of meeting the costs of activities undertaken pursuant to the authority granted in this section, to issue bonds in anticipation of revenues of the subdistrict in the same manner as set out in sections 204.360 to 204.450, for other bonds of the common sewer district. Issuance of such bonds for the subdistrict shall require the assent only of four-sevenths of the voters of the subdistrict voting on the question~~], and]~~ **except that, as an alternative to such a vote, if the subdistrict is a part of a common sewer district located in whole or in part in any county of the first classification without a charter form of government adjacent to a county of the first classification with a charter form of government and a population of at least six hundred thousand and not more than seven hundred fifty thousand, bonds may be issued for such subdistrict if the question receives the written assent of three-quarters of the customers of the subdistrict in a manner consistent with section 204.370, where "customer", as used in this subdivision, means any political subdivision within the subdistrict that has a service or user agreement with the common sewer district.** The principal and interest of such bonds shall be payable only from the revenues of the subdistrict and not from any revenues of the common sewer district as a whole;

(4) To charge the costs of the common sewer district for operation and maintenance attributable to the subdistrict, plus a proportionate share of the common sewer district's costs of administration to revenues of the subdistrict and to consider such costs in determining reasonable charges to impose within the subdistrict under section 204.440;

(5) With prior concurrence of the subdistrict's advisory board, to provide for the treatment and disposal of sewage from the subdistrict in or by means of facilities of the common sewer district not located within the subdistrict, in which case the board of trustees shall also have authority to charge a proportionate share of the costs of the common sewer district for operation and maintenance to revenues of the subdistrict and to consider such costs in determining reasonable charges to impose within the subdistrict under section 204.440.

386.370. 1. The commission shall, prior to the beginning of each fiscal year beginning with the fiscal year commencing on July 1, 1947, make an estimate of the expenses to be incurred by it during such fiscal year reasonably attributable to the regulation of public utilities as provided in chapters 386, 392 and 393 and shall also separately estimate the amount of such expenses directly attributable to such regulation of each of the following groups of public utilities: Electrical corporations, gas corporations, water corporations, heating companies and telephone corporations, telegraph corporations, sewer corporations, and any other public utility as defined in section 386.020, as well as the amount of such expenses not directly attributable to any such group. For purposes of this section, water corporations and sewer corporations will be combined and considered one group of public utilities.

2. The commission shall allocate to each such group of public utilities the estimated expenses directly attributable to the regulation of such group and an amount equal to such proportion of the estimated expenses not directly attributable to any group as the gross intrastate operating revenues of such group during the preceding calendar year bears to the total gross intrastate operating revenues of all public utilities subject to the jurisdiction of the commission, as aforesaid, during such calendar year. The commission shall then assess the amount so allocated to each group of public utilities, subject to reduction as herein provided, to the public utilities in such group in proportion to their respective gross intrastate operating revenues during the preceding calendar year, except that the total amount so assessed to all such public utilities shall not exceed ~~[one-fourth]~~ **thirty-eight hundredths** of one percent of the total gross intrastate operating revenues of all utilities subject to the jurisdiction of the commission.

3. The commission shall render a statement of such assessment to each such public utility on or before July first and the amount so assessed to each such public utility shall be paid by it to the director of revenue in full on or before July fifteenth next following the rendition of such statement, except that any such public utility may at its election pay such assessment in four equal installments not later than the following dates next following the rendition of said statement, to wit: July fifteenth, October fifteenth, January fifteenth and April fifteenth. The director of revenue shall remit such payments to the state treasurer.

4. The state treasurer shall credit such payments to a special fund, which is hereby created, to be known as "The Public Service Commission Fund", which fund, or its successor fund created pursuant to section 33.571, shall be devoted solely to the payment of expenditures actually incurred by the commission and attributable to the regulation of such public utilities subject to the jurisdiction of the commission, as aforesaid. Any amount remaining in such special fund or its successor fund at the end of any fiscal year shall not revert to the general revenue fund, but shall be applicable by appropriation of the general assembly to the payment of such expenditures of the commission in the succeeding fiscal year and shall be applied by the commission to the reduction of the amount to be assessed to such public utilities in such succeeding fiscal year, such reduction to be allocated to each group of public utilities in proportion to the respective gross intrastate operating revenues of the respective groups during the preceding calendar year.

5. In order to enable the commission to make the allocations and assessments herein provided for, each public utility subject to the jurisdiction of the commission as aforesaid shall file with the commission, within ten days after August 28, 1996, and thereafter on or before March thirty-first of each year, a statement under oath showing its gross intrastate operating revenues for the preceding calendar year, and if any public utility shall fail to file such statement within the time aforesaid the commission shall estimate such revenue which estimate shall be binding on such public utility for the purpose of this section."; and

Further amend said bill, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

"394.120. 1. No person shall become a member of a cooperative unless such person shall agree to use electric energy furnished by the cooperative when such electric energy shall be available through its facilities. The bylaws of a cooperative may provide that any person, including an incorporator, shall cease to be a member thereof if he or she shall fail or refuse to use electric energy made available by the cooperative or if electric energy shall not be made available to such person by the cooperative within a specified time after such person shall have become a member thereof. Membership in the cooperative shall not be transferable, except as provided in the bylaws. The bylaws may prescribe additional qualifications and limitations in respect of membership.

2. An annual meeting of the members shall be held at such time as shall be provided in the bylaws.

3. Special meetings of the members may be called by the board of directors, by any three directors, by not less than ten percent of the members, or by the president.

4. Meetings of members shall be held at such place as may be provided in the bylaws. In the absence of any such provisions, all meetings shall be held in the city or town in which the principal office of the cooperative is located.

5. Except as herein otherwise provided, written or printed notice stating the time and place of each meeting of members and, in the case of a special meeting, the purpose or purposes for which the meeting is called, shall be given to each member, either personally or by mail, not less than ten nor more than twenty-five days before the date of the meeting.

6. Two percent of the first two thousand members and one percent of the remaining members, present in person, or if the bylaws so provide, participating electronically or by mail, shall constitute a quorum for the transaction of business at all meetings of the members, unless the bylaws prescribe the presence of a greater percentage of the members for a quorum. If less than a quorum is present at any meeting, a majority of those present in person may adjourn the meeting from time to time without further notice.

7. Each member shall be entitled to one vote on each matter submitted to a vote at a meeting. Voting shall be in person, but, if the bylaws so provide, may also be by proxy, by electronic means, by mail, or any combination thereof. If the bylaws provide for voting by proxy, by electronic means, or by mail, they shall also prescribe the conditions under which proxy, electronic, or mail voting shall be exercised. In any event, no person shall vote as proxy for more than two members at any meeting of the members.

8. Notwithstanding the provisions of subsections 2 and 7 of this section, the board of directors shall have the power to set the time and place of the annual meeting and also to provide for voting by proxy, electronic means, by mail, or any combination thereof, and to prescribe the conditions under which such voting shall be exercised. The meeting requirement provided in this section may be satisfied through virtual means. The provisions of this subsection shall expire on August 28, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kidd, **House Amendment No. 2** was adopted.

Speaker Vescovo assumed the Chair.

Representative Haden offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 835, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"153.030. 1. All bridges over streams dividing this state from any other state owned, used, leased or otherwise controlled by any person, corporation, railroad company or joint stock company, and all bridges across or over navigable streams within this state, where the charge is made for crossing the same, which are now constructed, which are in the course of construction, or which shall hereafter be constructed, and all property, real and tangible personal, owned, used, leased or otherwise controlled by telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies and express companies shall be subject to taxation for state, county, municipal and other local purposes to the same extent as the property of private persons.

2. And taxes levied thereon shall be levied and collected in the manner as is now or may hereafter be provided by law for the taxation of railroad property in this state, and county commissions, county boards of equalization and the state tax commission are hereby required to perform the same duties and are given the same powers, including punitive powers, in assessing, equalizing and adjusting the taxes on the property set forth in this section as the county commissions and boards of equalization and state tax commission have or may hereafter be empowered with, in assessing, equalizing, and adjusting the taxes on railroad property; and an authorized officer of any such bridge, telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies, or express company or the owner of any such toll bridge, is hereby required to render reports of the property of such bridge, telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies, or express companies in like manner as the authorized officer of the railroad company is now or may hereafter be required to render for the taxation of railroad property.

3. On or before the fifteenth day of April in the year 1946 and each year thereafter an authorized officer of each such company shall furnish the state tax commission and county clerks a report, duly subscribed and sworn to by such authorized officer, which is like in nature and purpose to the reports required of railroads under chapter 151 showing the full amount of all real and tangible personal property owned, used, leased or otherwise controlled by each such company on January first of the year in which the report is due.

4. If any telephone company assessed pursuant to chapter 153 has a microwave relay station or stations in a county in which it has no wire mileage but has wire mileage in another county, then, for purposes of apportioning the assessed value of the distributable property of such companies, the straight line distance between such microwave relay stations shall constitute miles of wire. In the event that any public utility company assessed pursuant to this chapter has no distributable property which physically traverses the counties in which it operates, then the assessed value of the distributable property of such company shall be apportioned to the physical location of the distributable property.

5. (1) Notwithstanding any provision of law to the contrary, beginning January 1, 2019, a telephone company shall make a one-time election within the tax year to be assessed:

- (a) Using the methodology for property tax purposes as provided under this section; or
- (b) Using the methodology for property tax purposes as provided under this section for property consisting of land and buildings and be assessed for all other property exclusively using the methodology utilized under section 137.122.

If a telephone company begins operations, including a merger of multiple telephone companies, after August 28, 2018, it shall make its one-time election to be assessed using the methodology for property tax purposes as described under paragraph (b) of subdivision (1) of this subsection within the year in which the telephone company begins its operations. A telephone company that fails to make a timely election shall be deemed to have elected to be assessed using the methodology for property tax purposes as provided under subsections 1 to 4 of this section.

(2) The provisions of this subsection shall not be construed to change the original assessment jurisdiction of the state tax commission.

(3) Nothing in subdivision (1) of this subsection shall be construed as applying to any other utility.

(4) (a) The provisions of this subdivision shall ensure that school districts may avoid any fiscal impact as a result of a telephone company being assessed under the provisions of paragraph (b) of subdivision (1) of this subsection. If a school district's current operating levy is below the greater of its most recent voter-approved tax rate or the most recent voter-approved tax rate as adjusted under subdivision (2) of subsection 5 of section 137.073, it shall comply with section 137.073.

(b) Beginning January 1, 2019, any school district currently operating at a tax rate equal to the greater of the most recent voter-approved tax rate or the most recent voter-approved tax rate as adjusted under subdivision (2) of subsection 5 of section 137.073 that receives less tax revenue from a specific telephone company under this subsection, on or before January thirty-first of the year following the tax year in which the school district received less revenue from a specific telephone company, may by resolution of the school board impose a fee, as determined under this subsection, in order to obtain such revenue. The resolution shall include all facts that support the imposition of the fee. If the school district receives voter approval to raise its tax rate, the district shall no longer impose the fee authorized in this paragraph.

(c) Any fee imposed under paragraph (b) of this subdivision shall be determined by taking the difference between the tax revenue the telephone company paid in the tax year in question and the tax revenue the telephone company would have paid in such year had it not made an election under subdivision (1) of this subsection, which shall be calculated by taking the telephone company valuations in the tax year in question, as determined by the state tax commission under paragraph (d) of this subdivision, and applying such valuations to the apportionment process in subsection 2 of section 151.150. The school district shall issue a billing, as provided in this subdivision, to any such telephone company. A telephone company shall have forty-five days after receipt of a billing to remit its payment of its portion of the fees to the school district. Notwithstanding any other provision of law, the issuance or receipt of such fee shall not be used:

- a. In determining the amount of state aid that a school district receives under section 163.031;
- b. In determining the amount that may be collected under a property tax levy by such district; or
- c. For any other purpose.

For the purposes of accounting, a telephone company that issues a payment to a school district under this subsection shall treat such payment as a tax.

(d) When establishing the valuation of a telephone company assessed under paragraph (b) of subdivision (1) of this subsection, the state tax commission shall also determine the difference between the assessed value of a telephone company if:

- a. Assessed under paragraph (b) of subdivision (1) of this subsection; and
- b. Assessed exclusively under subsections 1 to 4 of this section.

The state tax commission shall then apportion such amount to each county and provide such information to any school district making a request for such information.

(e) This subsection shall expire when no school district is eligible for a fee.

6. (1) If any public utility company assessed pursuant to this chapter has ownership of any real or personal property associated with a project which uses wind energy directly to generate electricity, such wind energy project property shall be valued and taxed by any local authorities having jurisdiction under the provisions of chapter 137 and other relevant provisions of the law.

(2) Notwithstanding any provision of law to the contrary, beginning January 1, 2020, for any public utility company assessed pursuant to this chapter which has a wind energy project, such wind energy project shall be assessed using the methodology for real and personal property as provided in this subsection:

(a) Any wind energy property of such company shall be assessed upon the county assessor's local tax rolls;

(b) Any property consisting of land and buildings related to the wind energy project shall be assessed under chapter 137; and

(c) All other business or personal property related to the wind energy project shall be assessed using the methodology provided under section 137.122.

7. (1) If any public utility company assessed under this chapter has ownership of any real or personal property associated with a generation project that was originally constructed utilizing financing authorized under chapter 100 for construction, upon the transfer of ownership of such property to the public utility, such property shall be valued and taxed by any local authorities having jurisdiction under the provisions of chapter 137 and other relevant provisions of law.

(2) Notwithstanding any provision of law to the contrary, beginning January 1, 2022, for any public utility company assessed under this chapter that has ownership of any real or personal property associated with a generation project that was originally constructed utilizing financing authorized under chapter 100 for construction, such property shall be assessed using the methodology for real and personal property as provided in this subsection, upon transfer of ownership of such property to the public utility:

(a) Any property associated with a generation project that was originally constructed utilizing financing authorized under chapter 100 for construction, such property shall be assessed upon the county assessor's local tax rolls; the assessor shall rely on the public utility's original depreciated cost of the generation portion of the property at the time of transfer of ownership in the determination of the initial valuation of the generation property;

(b) Any property consisting of land and buildings related to the generation property associated with a generation project that was originally constructed utilizing financing authorized under chapter 100 for construction shall be assessed under chapter 137; and

(c) All other business or personal property related to a generation project that was originally constructed utilizing financing authorized under chapter 100 for construction shall be assessed using the methodology provided under section 137.122.

153.034. 1. The term "distributable property" of an electric company shall include all the real or tangible personal property which is used directly in the generation and distribution of electric power, but not property used as a collateral facility nor property held for purposes other than generation and distribution of electricity. Such distributable property includes, but is not limited to:

- (1) Boiler plant equipment, turbogenerator units and generators;
- (2) Station equipment;
- (3) Towers, fixtures, poles, conductors, conduit transformers, services and meters;
- (4) Substation equipment and fences;
- (5) Rights-of-way;
- (6) Reactor, reactor plant equipment, and cooling towers;
- (7) Communication equipment used for control of generation and distribution of power;
- (8) Land associated with such distributable property.

2. The term "local property" of an electric company shall include all real and tangible personal property owned, used, leased or otherwise controlled by the electric company not used directly in the generation and distribution of power and not defined in subsection 1 of this section as distributable property. Such local property includes, but is not limited to:

- (1) Motor vehicles;
- (2) Construction work in progress;
- (3) Materials and supplies;
- (4) Office furniture, office equipment, and office fixtures;
- (5) Coal piles and nuclear fuel;
- (6) Land held for future use;
- (7) Workshops, warehouses, office buildings and generating plant structures;
- (8) Communication equipment not used for control of generation and distribution of power;
- (9) Roads, railroads, and bridges;
- (10) Reservoirs, dams, and waterways;
- (11) Land associated with other locally assessed property and all generating plant land.

3. (1) Any real or tangible personal property associated with a project which uses wind energy directly to generate electricity shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property.

(2) The real or tangible personal property referenced in subdivision (1) of this subsection shall include all equipment whose sole purpose is to support the integration of a wind generation asset into an existing system. Examples of such property may include, but are not limited to, wind chargers, windmills, wind turbines, wind towers, and associated electrical equipment such as inverters, pad mount transformers, power lines, storage equipment directly associated with wind generation assets, and substations.

4. For any real or tangible personal property associated with a generation project which was originally constructed utilizing financing authorized under chapter 100 for construction, upon the transfer of ownership of such property to a public utility, such property shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 3** was adopted.

Representative O'Donnell offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 835, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

"393.1700. 1. For purposes of this section and section 393.1705, the following terms shall mean:

(1) **"Ancillary agreement"**, a bond, insurance policy, letter of credit, reserve account, surety bond, interest rate lock or swap arrangement, hedging arrangement, liquidity or credit support arrangement, or other financial arrangement entered into in connection with securitized utility tariff bonds;

(2) **"Assignee"**, a legally recognized entity to which an electrical corporation assigns, sells, or transfers, other than as security, all or a portion of its interest in or right to securitized utility tariff property. The term includes a corporation, limited liability company, general partnership or limited partnership, public authority, trust, financing entity, or any entity to which an assignee assigns, sells, or transfers, other than as security, its interest in or right to securitized utility tariff property;

(3) **"Bondholder"**, a person who holds a securitized utility tariff bond;

(4) **"Code"**, the uniform commercial code, chapter 400;

(5) **"Commission"**, the Missouri public service commission;

(6) **"Electrical corporation"**, the same as defined in section 386.020 but shall not include an electrical corporation as described in subsection 2 of section 393.110;

(7) **"Energy transition costs"**, all of the following:

(a) Pretax costs with respect to a retired or abandoned or to be retired or abandoned electric generating facility that is the subject of a petition for a financing order filed under this section where such early retirement or abandonment is deemed reasonable and prudent by the commission through a final order issued by the commission include, but are not limited to, the undepreciated investment in the retired or abandoned or to be retired or abandoned electric generating facility and any facilities ancillary thereto or used in conjunction therewith, costs of decommissioning and restoring the site of the electric generating facility, other applicable capital and operating costs, accrued carrying charges, and deferred expenses with the foregoing to be reduced by applicable tax benefits of accumulated and excess deferred income taxes, insurance scrap and salvage proceeds and include the cost of retiring any existing indebtedness, fees, costs, and expenses to modify existing debt agreements or for waivers or consents related to existing debt agreements; and

(b) Pretax costs that an electrical corporation has previously incurred related to the retirement or abandonment of such an electric generating facility occurring before August 28, 2021;

(8) **"Financing costs"**, includes all of the following:

(a) Interest and acquisition, defeasance, or redemption premiums payable on securitized utility tariff bonds;

(b) Any payment required under an ancillary agreement and any amount required to fund or replenish a reserve account or other accounts established under the terms of any indenture, ancillary agreement, or other financing documents pertaining to securitized utility tariff bonds;

(c) Any other cost related to issuing, supporting, repaying, refunding, and servicing securitized utility tariff bonds, including servicing fees, accounting and auditing fees, trustee fees, legal fees, consulting fees, structuring adviser fees, administrative fees, placement and underwriting fees, independent director and manager fees, capitalized interest, rating agency fees, stock exchange listing and compliance fees, security registration fees, filing fees, information technology programming costs, and any other costs necessary to otherwise ensure the timely payment of securitized utility tariff bonds or other amounts or charges payable in connection with the bonds, including costs related to obtaining the financing order;

(d) Any taxes and license fees or other fees imposed on the revenues generated from the collection of the securitized utility tariff charge or otherwise resulting from the collection of securitized utility tariff charges, in any such case whether paid, payable, or accrued;

(e) Any state and local taxes, franchise, gross receipts, and other taxes or similar charges, including commission assessment fees, whether paid, payable, or accrued; and

(f) Any costs of the commission needed to perform the commission responsibilities under this act in connection with the issuance of a financing order including costs to engage counsel and a financial advisor;

(9) "Financing order", an order from the commission that authorizes the issuance of securitized utility tariff bonds; the imposition, collection, and periodic adjustments of a securitized utility tariff charge; the creation of securitized utility tariff property; and the sale, assignment, or transfer of energy transition property to an assignee;

(10) "Financing party", bondholders and trustees, collateral agents, any party under an ancillary agreement, or any other person acting for the benefit of bondholders;

(11) "Financing statement", the same as defined in article 9 of the code;

(12) "Pledgee", a financing party to which an electrical corporation or its successors or assignees mortgages, negotiates, pledges, or creates a security interest or lien on all or any portion of its interest in or right to securitized utility tariff property;

(13) "Qualified extraordinary costs", costs incurred prudently before, on, or after the effective date of this section of an extraordinary nature which could cause extreme customer rate impacts if reflected in retail customer rates through customary ratemaking including, but not limited to, those related to purchases of fuel or power, inclusive of carrying charges, during anomalous weather events;

(14) "Rate base cutoff date", the same as defined in subdivision (4) of subsection 1 of section 393.1400 as such term existed on August 28, 2021;

(15) "Securitized utility tariff bonds", bonds, debentures, notes, certificates of participation, certificates of beneficial interest, certificates of ownership, or other evidence of indebtedness or ownership that are issued by an electrical corporation or an assignee pursuant to a financing order, the proceeds of which are used directly or indirectly to recover, finance, or refinance commission-approved energy transition costs and financing costs, and that are secured by or payable from energy transition property. If certificates of participation or ownership are issued, references in this section to principal, interest, or premium shall be construed to refer to comparable amounts under those certificates;

(16) "Securitized utility tariff charge", the amounts authorized by the commission to repay, finance, or refinance energy transition costs and financing costs and that are, except as otherwise provided for in this section, nonbypassable charges imposed on and part of all retail customer bills collected by an electrical corporation or its successors or assignees or a collection agent, in full, separate and apart from the electrical corporation's base rates, and paid by all existing or future retail customers receiving electrical service from the electrical corporation or its successors or assignees under commission-approved rate schedules, except for customers receiving electrical service under special contracts as of August 28, 2021, even if a retail customer elects to purchase electricity from an alternative electricity supplier following a fundamental change in regulation of public utilities in this state;

(17) "Securitized utility tariff costs", either energy transition costs or qualified extraordinary costs, as the case may be;

(18) "Securitized utility tariff property", all of the following:

(a) All rights and interests of an electrical corporation or successor or assignee of the electrical corporation under a financing order, including the right to impose, bill, charge, collect, and receive securitized utility tariff charges authorized under the financing order and to obtain periodic adjustments to such charges as provided in the financing order; and

(b) All revenues, collections, claims, rights to payments, payments, moneys, or proceeds arising from the rights and interests specified in the financing order, regardless of whether such revenues, collections, claims, rights to payment, payments, moneys, or proceeds are imposed, billed, received, collected, or maintained together with or commingled with other revenues, collections, rights to payment, payments, moneys, or proceeds;

(19) "Special contract", electrical service provided under the terms of a special incremental load rate schedule at a fixed price rate approved by the commission.

2. (1) An electrical corporation may petition the commission for a financing order to finance energy transition costs through an issuance of securitized utility tariff bonds. The petition shall include all of the following:

(a) A description of the electric generating facility or facilities that the electrical corporation has retired or abandoned, or proposes to retire or abandon, prior to the date that all undepreciated investments relating thereto have been recovered through rates and the reasons for undertaking such early retirement or abandonment, or if the electrical corporation is subject to a separate commission order or proceeding relating to such retirement or abandonment as contemplated by subdivision (2) of this subsection, and a description of the order or other proceeding;

(b) The energy transition costs;

(c) An indicator of whether the electrical corporation proposes to finance all or a portion of the energy transition costs using securitized utility tariff bonds. If the electrical corporation proposes to finance a portion of the costs, the electrical corporation shall identify the specific portion in the petition. By electing not to finance all or any portion of such energy transition costs using securitized utility tariff bonds, an electrical corporation shall not be deemed to waive its right to recover such costs pursuant to a separate proceeding with the commission;

(d) An estimate of the financing costs related to the securitized utility tariff bonds;

(e) An estimate of the energy transition charges necessary to recover the securitized utility tariff costs and financing costs and the period for recovery of such costs;

(f) A comparison between the net present value of the costs to customers that are estimated to result from the issuance of securitized utility tariff bonds and the costs that would result from the application of the traditional method of financing and recovering the undepreciated investment of facilities that may become securitized utility tariff costs from customers. The comparison should demonstrate that the issuance of energy transition bonds and the imposition of securitized utility tariff charges are expected to provide quantifiable benefits to quantifiable benefits to customers;

(g) A proposed future ratemaking process to reconcile any differences between securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers; and

(h) Direct testimony and schedules supporting the petition.

(2) An electrical corporation may petition the commission for a financing order to securitize qualified extraordinary costs. The petition shall include all of the following:

(a) A description of the qualified extraordinary costs, including their magnitude, the reasons those costs were incurred by the electrical corporation and the retail customer rate impact that would result from customary ratemaking treatment of such costs;

(b) An indicator of whether the electrical corporation proposes to finance all or a portion of the qualified extraordinary costs using securitized utility tariff bonds. If the electrical corporation proposes to finance a portion of the costs, the electrical corporation shall identify the specific portion in the petition. By electing not to finance all or any portion of such qualified extraordinary costs using securitized utility tariff bonds, an electrical corporation shall not be deemed to waive its right to reflect recover such costs in its retail rates pursuant to a separate proceeding with the commission;

(c) An estimate of the financing costs related to the securitized utility tariff bonds;

(d) An estimate of the securitized utility tariff charges necessary to recover the qualified extraordinary costs and financing costs and the period for recovery of such costs;

(e) A comparison between the net present value of the costs to customers that are estimated to result from the issuance of securitized utility tariff bonds and the costs that would result from the application of the customary method of financing and reflecting covering the qualified extraordinary costs in from retail customer rates. The comparison should demonstrate that the issuance of securitized utility tariff bonds and the imposition of securitized utility tariff charges are expected to provide quantifiable benefits to retail customers;

(f) A proposed future ratemaking process to reconcile any differences between securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers;

(g) Direct testimony and schedules supporting the petition.

(3) (a) Proceedings on a petition submitted pursuant to this subdivision begin with the petition by an electrical corporation, filed subject to the time frame specified in subdivision (2) of this subsection, if applicable, and shall be disposed of in accordance with the requirements of this section and the rules of the commission, except as follows:

a. Within fourteen days after the date the petition is filed, the commission shall establish a procedural schedule that permits a commission decision no later than one hundred thirty-five days after the date the petition is filed;

b. No later than one hundred thirty-five days after the date the petition is filed, the commission shall issue a financing order approving the petition or an order rejecting the petition; provided, however, that the electrical corporation shall provide notice of intent to file a petition for in proceedings initiated by the first petition for a financing order to the commission no less than 60 days in advance of such filing; and

c. An adversely affected party may seek judicial review of a financing order in accordance with sections 386.500 and 386.510.

(b) A financing order issued by the commission, after a hearing, to an electrical corporation shall include all of the following elements:

a. The amount of securitized utility tariff costs to be financed using securitized utility tariff bonds and a finding that recovery of such costs is just and reasonable. The commission shall describe and estimate the amount of financing costs that may be recovered through securitized utility tariff charges and specify the period over which securitized utility tariff costs and financing costs may be recovered;

b. A finding that the proposed issuance of securitized utility tariff bonds and the imposition and collection of a securitized utility tariff charge are just and reasonable and are expected to provide quantifiable benefits to customers as compared to the costs to recover the securitized utility tariff costs that would have been incurred absent the issuance of securitized utility tariff bonds;

c. A finding that the structuring and pricing of the securitized utility tariff bonds are reasonably expected to result in the lowest securitized utility tariff charges consistent with market conditions at the time the securitized utility tariff bonds are priced and the terms of the financing order;

d. A requirement that, for so long as the securitize utility tariff bonds are outstanding and until all financing costs have been paid in full, the imposition and collection of energy transition charges authorized under a financing order shall be nonbypassable and paid by all existing and future retail customers receiving electrical service from the electrical corporation or its successors or assignees under commission-approved rate schedules, except for customers receiving electrical service under special contracts on August 28, 2021, even if a retail customer elects to purchase electricity from an alternative electric supplier following a fundamental change in regulation of public utilities in this state;

e. A formula-based, true-up mechanism for making, at least annually, expeditious periodic adjustments in the securitized utility tariff charges that customers are required to pay pursuant to the financing order and for making any adjustments that are necessary to correct for any overcollection or undercollection of the charges or to otherwise ensure the timely payment of securitized utility tariff bonds and financing costs and other required amounts and charges payable in connection with the energy transition bonds;

f. The securitized utility tariff property that is, or shall be, created in favor of an electrical corporation or its successors or assignees and that shall be used to pay or secure energy transition bonds and all financing costs;

g. The degree of flexibility to be afforded to the electrical corporation in establishing the terms and conditions of the securitized utility tariff bonds, including, but not limited to, repayment schedules, expected interest rates, and other financing costs;

h. How securitized utility tariff charges will be allocated among retail customer classes. The initial allocation shall remain in effect until the electrical corporation completes a general rate proceeding, and once the commission's order from that general rate proceeding becomes final, all subsequent applications of an adjustment mechanism regarding securitized utility tariff charges shall incorporate changes in the allocation of costs to customers as detailed in the commission's order from the electrical corporation's most recent general rate proceeding;

i. A requirement that, after the final terms of an issuance of securitized utility tariff bonds have been established and before the issuance of securitized utility tariff bonds, the electrical corporation determines the resulting initial securitized utility tariff charge in accordance with the financing order and that such initial

securitized utility tariff charge be final and effective upon the issuance of such securitized utility tariff bonds without further commission action so long as the securitized utility tariff charge is consistent with the financing order;

j. A method of tracing funds collected as securitized utility tariff charges, or other proceeds of securitized utility tariff property, determining that such method shall be deemed the method of tracing such funds and determining the identifiable cash proceeds of any securitized utility tariff property subject to a financing order under applicable law;

k. A statement specifying a future ratemaking process to reconcile any differences between the actual securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized utility tariff costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers;

l. A procedure that shall allow the electrical corporation to earn a return, at the cost of capital authorized from time to time by the commission in the electrical corporation's rate proceedings, on any moneys advanced by the electrical corporation to fund reserves, if any, or capital accounts established under the terms of any indenture, ancillary agreement, or other financing documents pertaining to the securitized utility tariff bonds;

m. In a financing order granting authorization to securitize energy transition costs or in a financing order granting authorization to securitize qualified extraordinary costs that include retired or abandoned facility costs, a procedure for the treatment of accumulated deferred income taxes and excess deferred income taxes in connection with the retired or abandoned or to be retired or abandoned electric generating facility, or in connection with retired or abandoned facilities included in qualified extraordinary costs. The accumulated deferred income taxes, including excess deferred income taxes, shall be excluded from rate base in future general rate cases and the net tax benefits relating to amounts that will be recovered through the issuance of securitized utility tariff bonds shall be credited to retail customers by reducing the amount of such securitized utility tariff bonds that would otherwise be issued. The customer credit shall include the net present value of the tax benefits, calculated using a discount rate equal to the expected interest rate of the securitized utility tariff bonds, for the estimated accumulated and excess deferred income taxes at the time of securitization including timing differences created by the issuance of securitized utility tariff bonds amortized over the period of the bonds multiplied by the expected interest rate on such securitized utility tariff bonds;

n. An outside date, which shall not be earlier than one year after the date the financing order is no longer subject to appeal, when the authority to issue securitized utility tariff bonds granted in such financing order shall expire; and

o. Any other conditions that the commission considers appropriate and that are authorized by this section.

(c) A financing order issued to an electrical corporation may provide that creation of the electrical corporation's securitized utility tariff property is conditioned upon, and simultaneous with, the sale or other transfer of the securitized utility tariff property to an assignee and the pledge of the securitized utility tariff property to secure energy transition bonds.

(d) If the commission issues a financing order, the electrical corporation shall file with the commission at least annually a petition or a letter applying the formula-based, true-up mechanism and, based on estimates of consumption for each rate class and other mathematical factors, request administrative approval to make the applicable adjustments. The review of the filing shall be limited to determining whether there are any mathematical or clerical errors in the application of the formula-based, true-up mechanism relating to the appropriate amount of any overcollection or undercollection of securitized utility tariff charges and the amount of an adjustment. The adjustments shall ensure the recovery of revenues sufficient to provide for the payment of principal, interest, acquisition, defeasance, financing costs, or redemption premium and other fees, costs, and charges in respect of securitized utility tariff bonds approved under the financing order. Within thirty days after receiving an electrical corporation's request pursuant to this paragraph, the commission shall either approve the request or inform the electrical corporation of any mathematical or clerical errors in its calculation. If the commission informs the electrical corporation of mathematical or clerical errors in its calculation, the electrical corporation may correct its error and refile its request. The time frames previously described in this paragraph shall apply to a refiled request.

(e) a. At the time of any transfer of securitized utility tariff property to an assignee or the issuance of securitized utility tariff bonds authorized thereby, whichever is earlier, a financing order is irrevocable and, except for changes made pursuant to the formula-based, true-up mechanism authorized in this section, the commission may not amend, modify, or terminate the financing order by any subsequent action or reduce, impair, postpone, terminate, or otherwise adjust securitized utility tariff charges approved in the financing order. After the issuance of a financing order, the electrical corporation retains sole discretion regarding whether to assign, sell, or otherwise transfer securitized utility tariff property or to cause securitized utility tariff bonds to be issued, including the right to defer or postpone such assignment, sale, transfer, or issuance.

b. The commission, in a financing order and subject to the issuance advice letter process under subparagraph c of this paragraph, shall afford the electrical corporation flexibility in establishing the terms and conditions for the securitized utility tariff bonds to accommodate changes in market conditions, including repayment schedules, interest rates, financing costs, collateral requirements, required debt service and other reserves and the ability of the electrical corporation, at its option, to effect a series of issuances of securitized utility tariff bonds and correlated assignments, sales, pledges or other transfers of securitized utility tariff property. Any changes made under this sub-paragraph to terms and conditions for the securitized utility tariff bonds shall be in conformance with the financing order.

c. As the actual structure and pricing of the securitized utility tariff bonds will be unknown at the time the financing order is issued, the electrical corporation that intends to cause the issuance of such bonds shall provide to the commission, prior to the issuance of each series of bonds, an issuance advice letter following the determination of the final terms of such series of bonds no later than one day after the pricing of the securitized utility tariff bonds. The commission shall have the authority to designate a representative from commission staff, who may be advised by a financial adviser contracted with the commission, to observe all facets of the process undertaken by the electrical corporation to place the securitized utility tariff bonds to market so the commission's representative can be prepared, if requested, to provide the commission with an opinion on the reasonableness of the pricing, terms and conditions of the securitized utility tariff bonds on an expedited basis. The form of such issuance advice letter shall be included in the financing order and shall indicate the final structure of the securitized utility tariff bonds and provide the best available estimate of total ongoing financing costs. The issuance advice letter shall report the initial securitized utility tariff charges and other information specific to the securitized utility tariff bonds to be issued, as the commission may require. Unless an earlier date is specified in the financing order, the electrical corporation may proceed with the issuance of the securitized utility tariff bonds unless, prior to noon on the fourth business day after the commission receives the issuance advice letter, the commission issues a disapproval letter directing that the bonds as proposed shall not be issued and the basis for that disapproval. The financing order may provide such additional provisions relating to the issuance advice letter process as the commission considers appropriate and as are authorized by this section.

(4) (a) In performing the responsibilities of this section in connection with the issuance of a financing order, the commission shall undertake due diligence as it deems appropriate prior to the issuance of the financing order pursuant to which the commission may request additional information from the electrical corporation and may engage a financial advisor and counsel as the commission deems necessary. Any financial advisor or counsel engaged by the commission shall have a fiduciary duty with respect to the proposed issuance of securitized utility bonds solely to the commission. All expenses associated with such services shall be included in the securitized utility tariff charge.

(b) If an electrical corporation's petition for a financing order is denied or withdrawn, or for any reason securitized utility tariff bonds are not issued, any costs of retaining a financial advisor and counsel on behalf of the commission shall be paid by the petitioning electrical corporation and shall be eligible for full recovery, including carrying costs, in the electrical corporation's future rates.

(5) At the request of an electrical corporation, the commission may commence a proceeding and issue a subsequent financing order that provides for refinancing, retiring, or refunding securitized utility tariff bonds issued pursuant to the original financing order if the commission finds that the subsequent financing order satisfies all of the criteria specified in this section for a financing order. Effective upon retirement of the refunded securitized utility tariff bonds and the issuance of new securitized utility tariff bonds, the commission shall adjust the related energy transition charges accordingly.

(6) (a) A financing order remains in effect and securitized utility tariff property under the financing order continues to exist until securitized utility tariff bonds issued pursuant to the financing order have been paid in full or defeased and, in each case, all commission-approved financing costs of such securitized utility tariff bonds have been recovered in full.

(b) A financing order issued to an electrical corporation remains in effect and unabated notwithstanding the reorganization, bankruptcy, or other insolvency proceeding, merger, or sale of the electrical corporation or its successors or assignees.

3. (1) The commission may not, in exercising its powers and carrying out its duties regarding any matter within its authority, consider the securitized utility tariff bonds issued pursuant to a financing order to be the debt of the electrical corporation other than for federal and state income tax purposes, consider the securitized utility tariff charges paid under the financing order to be the revenue of the electrical corporation for any purpose, consider the securitized utility tariff costs or financing costs specified in the financing order to be the costs of the electrical corporation nor may the commission determine any action taken by an electrical corporation which is consistent with the financing order to be unjust or unreasonable, and section 386.300 shall not apply to the issuance of securitized utility tariff bonds.

(2) Securitized utility tariff charges shall not be utilized or accounted for in determining the electrical corporation's average overall rate, as defined in section 393.1655 and as used to determine the maximum retail rate impact limitations provided for by subsections 3 and 4 of section 393.1655.

(3) No electrical corporation is required to file a petition for a financing order under this section or otherwise utilize this section. An electrical corporation's decision not to file a petition for a financing order under this section or otherwise utilize this section shall not be admissible in any commission proceeding, nor shall it be otherwise utilized or relied on by the commission in any proceeding respecting the electrical corporation's rates or its accounting, including, without limitation, any general rate proceeding, fuel adjustment clause docket, or proceedings relating to accounting authority, whether initiated by the electrical corporation or otherwise. The commission may not order or otherwise directly or indirectly require an electrical corporation to use securitized utility tariff bonds to recover securitized utility tariff costs or to finance any project, addition, plant, facility, extension, capital improvement, equipment, or any other expenditure. After the issuance of a financing order, the electrical corporation retains sole discretion regarding whether to cause the securitized utility tariff bonds to be issued, including the right to defer or postpone such sale, assignment, transfer, or issuance. Nothing shall prevent the electrical corporation from abandoning the issuance of securitized utility tariff bonds under the financing order by filing with the commission a statement of abandonment and the reasons therefore; provided, that the electrical corporation's abandonment decision shall not be deemed imprudent because of the potential availability of securitized utility tariff bond financing.

(4) The commission may not refuse to allow an electrical corporation to recover securitized utility tariff costs in an otherwise permissible fashion, or refuse or condition authorization or approval of the issuance and sale by an electrical corporation of securities or the assumption by the electrical corporation of liabilities or obligations, because of the potential availability of securitized utility tariff bond financing.

(5) The commission may not, directly or indirectly, utilize or consider the debt reflected by the securitized utility tariff bonds in establishing the electrical corporation's capital structure used to determine any regulatory matter including, but not limited to the electrical corporation's revenue requirement used to set its rates.

(6) The commission may not, directly or indirectly, consider the existence of securitized utility tariff bonds or the potential use of securitized utility tariff bond financing proceeds in determining the electrical corporation's authorized rate of return used to determine the electrical corporation's revenue requirement used to set its rates.

4. The electric bills of an electrical corporation that has obtained a financing order and caused securitized utility tariff bonds to be issued shall comply with the provisions of this subsection; however, the failure of an electrical corporation to comply with this subsection does not invalidate, impair, or affect any financing order, securitized utility tariff property, securitized utility tariff charge, or securitized utility tariff bonds. The electrical corporation shall do the following:

(1) Explicitly reflect that a portion of the charges on such bill represents securitized utility tariff charges approved in a financing order issued to the electrical corporation and, if the securitized utility tariff property has been transferred to an assignee, shall include a statement to the effect that the assignee is the

owner of the rights to securitized utility tariff charges and that the electrical corporation or other entity, if applicable, is acting as a collection agent or servicer for the assignee. The tariff applicable to customers shall indicate the securitized utility tariff charge and the ownership of the charge; and

(2) Include the securitized utility tariff charge on each customer's bill as a separate line item and include both the rate and the amount of the charge on each bill.

5. (1) (a) All securitized utility tariff property that is specified in a financing order constitutes an existing, present, intangible property right or interest therein, notwithstanding that the imposition and collection of securitized utility tariff charges depends on the electrical corporation, to which the financing order is issued, performing its servicing functions relating to the collection of energy transition charges and on future electricity consumption. The property exists:

a. Regardless of whether the revenues or proceeds arising from the property have been billed, have accrued, or have been collected; and

b. Notwithstanding the fact that the value or amount of the property is dependent on the future provision of service to customers by the electrical corporation or its successors or assignees and the future consumption of electricity by customers.

(b) Securitized utility tariff property specified in a financing order exists until securitized utility tariff bonds issued pursuant to the financing order are paid in full and all financing costs and other costs of such energy transition bonds have been recovered in full.

(c) All or any portion of securitized utility tariff property specified in a financing order issued to an electrical corporation may be transferred, sold, conveyed, or assigned to a successor or assignee that is wholly owned, directly or indirectly, by the electrical corporation and created for the limited purpose of acquiring, owning, or administering securitized utility tariff property or issuing securitized utility tariff bonds under the financing order. All or any portion of securitized utility tariff property may be pledged to secure securitized utility tariff bonds issued pursuant to the financing order, amounts payable to financing parties and to counterparties under any ancillary agreements, and other financing costs. Any transfer, sale, conveyance, assignment, grant of a security interest in or pledge of securitized utility tariff property by an electrical corporation, or an affiliate of the electrical corporation, to an assignee, to the extent previously authorized in a financing order, does not require the prior consent and approval of the commission.

(d) If an electrical corporation defaults on any required remittance of securitized utility tariff charges arising from securitized utility tariff property specified in a financing order, a court, upon application by an interested party, and without limiting any other remedies available to the applying party, shall order the sequestration and payment of the revenues arising from the securitized utility tariff property to the financing parties or their assignees. Any such financing order remains in full force and effect notwithstanding any reorganization, bankruptcy, or other insolvency proceedings with respect to the electrical corporation or its successors or assignees.

(e) The interest of a transferee, purchaser, acquirer, assignee, or pledgee in securitized utility tariff property specified in a financing order issued to an electrical corporation, and in the revenue and collections arising from that property, is not subject to setoff, counterclaim, surcharge, or defense by the electrical corporation or any other person or in connection with the reorganization, bankruptcy, or other insolvency of the electrical corporation or any other entity.

(f) Any successor to an electrical corporation, whether pursuant to any reorganization, bankruptcy, or other insolvency proceeding or whether pursuant to any merger or acquisition, sale, or other business combination, or transfer by operation of law, as a result of electrical corporation restructuring or otherwise, shall perform and satisfy all obligations of, and have the same rights under a financing order as, the electrical corporation under the financing order in the same manner and to the same extent as the electrical corporation, including collecting and paying to the person entitled to receive the revenues, collections, payments, or proceeds of the securitized utility tariff property. Nothing in this section is intended to limit or impair any authority of the commission concerning the transfer or succession of interests of public utilities.

(g) Securitized utility tariff bonds shall be nonrecourse to the credit or any assets of the electrical corporation other than the securitized utility tariff property as specified in the financing order and any rights under any ancillary agreement.

(2) (a) The creation, perfection, and enforcement of any security interest in securitized utility tariff property to secure the repayment of the principal and interest and other amounts payable in respect of

securitized utility tariff bonds, amounts payable under any ancillary agreement and other financing costs are governed by this section and not by the provisions of the code, except as otherwise provided in this section.

(b) A security interest in securitized utility tariff property is created, valid, and binding at the later of the time:

- a. The financing order is issued;
- b. A security agreement is executed and delivered by the debtor granting such security interest;
- c. The debtor has rights in such securitized utility tariff property or the power to transfer rights in such securitized utility tariff property; or
- d. Value is received for the securitized utility tariff property.

The description of securitized utility tariff property in a security agreement is sufficient if the description refers to this section and the financing order creating the securitized utility tariff property.

(c) Upon the filing of a financing statement with the office of the secretary of state as provided in this section, a security interest in securitized utility tariff property shall be perfected against all parties having claims of any kind in tort, contract, or otherwise against the person granting the security interest, and regardless of whether the parties have notice of the security interest. Without limiting the foregoing, upon such filing, a security interest in securitized utility tariff property shall be perfected against all claims of lien creditors, and shall have priority over all competing security interests and other claims other than any security interest previously perfected in accordance with this section.

(d) The priority of a security interest in securitized utility tariff property is not affected by the commingling of securitized utility tariff charges with other amounts. Any pledgee or secured party shall have a perfected security interest in the amount of all securitized utility tariff charges that are deposited in any cash or deposit account of the qualifying electrical corporation in which securitized utility tariff charges have been commingled with other funds and any other security interest that may apply to those funds shall be terminated when they are transferred to a segregated account for the assignee or a financing party.

(e) No application of the formula-based, true-up mechanism as provided in this section will affect the validity, perfection, or priority of a security interest in or transfer of securitized utility tariff property.

(f) If a default occurs under the securitized utility tariff bonds that are secured by a security interest in securitized utility tariff property, the financing parties or their representatives may exercise the rights and remedies available to a second party under the uniform commercial code, including all rights and remedies available. The commission may also order amounts arising from securitized utility tariff charges to be transferred to a separate account for the financing parties' benefit, to which their lien and security interest shall apply. On application by or on behalf of the financing parties, the circuit court for the county or city in which the electrical corporation's headquarters is located shall order the sequestration and payment to them of revenues arising from the securitized utility tariff charges.

(3) (a) Any sale, assignment, or other transfer of securitized utility tariff property shall be an absolute transfer and true sale of, and not a pledge of or secured transaction relating to, the seller's right, title, and interest in, to, and under the energy transition property if the documents governing the transaction expressly state that the transaction is a sale or other absolute transfer other than for federal and state income tax purposes. For all purposes other than federal and state income tax purposes, the parties' characterization of a transaction as a sale of an interest in securitized utility tariff property shall be conclusive that the transaction is a true sale and that ownership has passed to the party characterized as the purchaser, regardless of whether the purchaser has possession of any documents evidencing or pertaining to the interest. A sale or similar outright transfer of an interest in securitized utility tariff property may occur only when all of the following have occurred:

- a. The financing order creating the securitized utility tariff property has become effective;
- b. The documents evidencing the transfer of securitized utility tariff property have been executed by the assignor and delivered to the assignee; and
- c. Value is received for the securitized utility tariff property.

After such a transaction, the securitized utility tariff property is not subject to any claims of the transferor or the transferor's creditors, other than creditors holding a prior security interest in the securitized utility tariff property perfected in accordance with this section.

(b) The characterization of the sale, assignment, or other transfer as an absolute transfer and true sale and the corresponding characterization of the property interest of the purchaser, shall not be affected or impaired by the occurrence of any of the following factors:

- a. Commingling of securitized utility tariff charges with other amounts;
- b. The retention by the seller of a partial or residual interest, including an equity interest, in the energy transit securitized utility tariff property, whether direct or indirect, or whether subordinate or otherwise, or the right to recover costs associated with taxes, franchise fees, or license fees imposed on the collection of securitized utility tariff charges;
- c. Any recourse that the purchaser may have against the seller;
- d. Any indemnification rights, obligations, or repurchase rights made or provided by the seller;
- e. The obligation of the seller to collect securitized utility tariff charges on behalf of an assignee;
- f. The transferor acting as the servicer of the securitized utility tariff charges or the existence of any contract that authorizes or requires the electrical corporation, to the extent that any interest in securitized utility tariff property is sold or assigned, to contract with the assignee or any financing party that it will continue to operate its system to provide service to its customers, will collect amounts in respect of the securitized utility tariff charges for the benefit and account of such assignee or financing party and will account for and remit such amounts to or for the account of such assignee or financing party;
- g. The treatment of the sale, conveyance, assignment, or other transfer for tax, financial reporting, or other purposes;
- h. The granting or providing to bondholders a preferred right to the securitized utility tariff property or credit enhancement by the electrical corporation or its affiliates with respect to such securitized utility tariff bonds; or
- i. Any application of the formula-based, true-up mechanism as provided in this section.

(c) Any right that an electrical corporation has in the securitized utility tariff property before its pledge, sale, or transfer or any other right created under this section or created in the financing order and assignable under this section or assignable pursuant to a financing order, is property in the form of a contract right or a chose in action. Transfer of an interest in securitized utility tariff property to an assignee is enforceable only upon the later of:

- a. The issuance of a financing order;
- b. The assignor having rights in such securitized utility tariff property or the power to transfer rights in such securitized utility tariff property to an assignee; and
- c. The execution and delivery by the assignor of transfer documents in connection with the issuance of securitized utility tariff bonds; and
- d. The receipt of value for the securitized utility tariff property.

An enforceable transfer of an interest in securitized utility tariff property to an assignee is perfected against all third parties, including subsequent judicial or other lien creditors, when a notice of that transfer has been given by the filing of a financing statement in accordance with subsection 7 of this section. The transfer is perfected against third parties as of the date of filing.

(d) The priority of a transfer perfected under this section is not impaired by any later modification of the financing order or securitized utility tariff property or by the commingling of funds arising from securitized utility tariff property with other funds. Any other security interest that may apply to those funds, other than a security interest perfected under this section, is terminated when they are transferred to a segregated account for the assignee or a financing party. If securitized utility tariff property has been transferred to an assignee or financing party, any proceeds of that property shall be held in trust for the assignee or financing party.

(e) The priority of the conflicting interests of assignees in the same interest or rights in any securitized utility tariff property is determined as follows:

- a. Conflicting perfected interests or rights of assignees rank according to priority in time of perfection. Priority dates from the time a filing covering the transfer is made in accordance with subsection 7 of this section;
- b. A perfected interest or right of an assignee has priority over a conflicting unperfected interest or right of an assignee; and

c. A perfected interest or right of an assignee has priority over a person who becomes a lien creditor after the perfection of such assignee's interest or right.

6. The description of securitized utility tariff property being transferred to an assignee in any sale agreement, purchase agreement, or other transfer agreement, granted or pledged to a pledgee in any security agreement, pledge agreement, or other security document, or indicated in any financing statement is only sufficient if such description or indication refers to the financing order that created the securitized utility tariff property and states that the agreement or financing statement covers all or part of the property described in the financing order. This section applies to all purported transfers of, and all purported grants or liens or security interests in, securitized utility tariff property, regardless of whether the related sale agreement, purchase agreement, other transfer agreement, security agreement, pledge agreement, or other security document was entered into, or any financing statement was filed.

7. The secretary of state shall maintain any financing statement filed to perfect a sale or other transfer of securitized utility tariff property and any security interest in securitized utility tariff property under this section in the same manner that the secretary of state maintains financing statements filed under the code to perfect a security interest in collateral owned by a transmitting utility. Except as otherwise provided in this section, all financing statements filed pursuant to this section shall be governed by the provisions regarding financing statements and the filing thereof under the uniform commercial code. A security interest in securitized utility tariff property may be perfected only by the filing of a financing statement in accordance with this section and no other method of perfection shall be effective. Notwithstanding any provision of the code to the contrary, a financing statement filed pursuant to this section is effective until a termination statement is filed under the code and no continuation statement need be filed to maintain its effectiveness. A financing statement filed pursuant to this section may indicate that the debtor is a transmitting utility, and without regard to whether the debtor is an electrical corporation, an assignee or otherwise qualifies as a transmitting utility under the code, but the failure to make such indication shall not impair the duration and effectiveness of the financing statement.

8. The law governing the validity, enforceability, attachment, perfection, priority, and exercise of remedies with respect to the transfer of an interest or right or the pledge or creation of a security interest in any securitized utility tariff property shall be the laws of this state.

9. Neither the state nor its political subdivisions are liable on any securitized utility tariff bonds, and the bonds are not a debt or a general obligation of the state or any of its political subdivisions, agencies, or instrumentalities, nor are they special obligations or indebtedness of the state or any agency or political subdivision. An issue of securitized utility tariff bonds does not, directly, indirectly, or contingently obligate the state or any agency, political subdivision, or instrumentality of the state to levy any tax or make any appropriation for payment of the securitized utility tariff bonds, other than in their capacity as consumers of electricity. All securitized utility tariff bonds shall contain on the face thereof a statement to the following effect: "Neither the full faith and credit nor the taxing power of the state of Missouri is pledged to the payment of the principal of, or interest on, this bond."

10. All of the following entities may legally invest any sinking funds, moneys, or other funds in securitized utility tariff bonds:

(1) Subject to applicable statutory restrictions on state or local investment authority, the state, units of local government, political subdivisions, public bodies, and public officers, except for members of the commission, the commission's technical advisory and other staff, or employees of the office of the public counsel;

(2) Banks and bankers, savings and loan associations, credit unions, trust companies, savings banks and institutions, investment companies, insurance companies, insurance associations, and other persons carrying on a banking or insurance business;

(3) Personal representatives, guardians, trustees, and other fiduciaries; and

(4) All other persons authorized to invest in bonds or other obligations of a similar nature.

11. (1) The state and its agencies, including the commission, pledge and agree with bondholders, the owners of the securitized utility tariff property, and other financing parties that the state and its agencies will not take any action listed in this subdivision. This subdivision does not preclude limitation or alteration if full compensation is made by law for the full protection of the securitized utility tariff charges collected pursuant to a financing order and of the bondholders and any assignee or financing party entering into a contract with the electrical corporation. The prohibited actions are as follows:

(a) Alter the provisions of this section, which authorize the commission to create an irrevocable contract right, or chose in action by the issuance of a financing order, to create securitized utility tariff property, and make the securitized utility tariff charges imposed by a financing order irrevocable, binding, or nonbypassable charges for all existing and future retail customers of the electrical corporation except its existing special contract customers;

(b) Take or permit any action that impairs or would impair the value of securitized utility tariff property or the security for the securitized utility tariff bonds or revises the securitized utility tariff costs for which recovery is authorized;

(c) In any way impair the rights and remedies of the bondholders, assignees, and other financing parties; and

(d) Except for changes made pursuant to the formula-based, true-up mechanism authorized under this section, reduce, alter, or impair securitized utility tariff charges that are to be imposed, billed, charged, collected, and remitted for the benefit of the bondholders, any assignee, and any other financing parties until any and all principal, interest, premium, financing costs and other fees, expenses, or charges incurred, and any contracts to be performed, in connection with the related securitized utility tariff bonds have been paid and performed in full.

(2) Any person or entity that issues securitized utility tariff bonds may include the language specified in this subsection in the energy transition bonds and related documentation.

12. An assignee or financing party is not an electrical corporation or person providing electric service by virtue of engaging in the transactions described in this section.

13. If there is a conflict between this section and any other law regarding the attachment, assignment, or perfection, or the effect of perfection, or priority of, assignment or transfer of, or security interest in securitized utility tariff property, this section shall govern.

14. If any provision of this section is held invalid or is invalidated, superseded, replaced, repealed, or expires for any reason, that occurrence does not affect the validity of any action allowed under this section which is taken by an electrical corporation, an assignee, a financing party, a collection agent, or a party to an ancillary agreement and any such action remains in full force and effect with respect to all securitized utility tariff bonds issued or authorized in a financing order issued under this section before the date that such provision is held invalid or is invalidated, superseded, replaced, or repealed or expires for any reason.

393.1705. 1. For purposes of this section, the term "replacement resources" shall mean:

(1) Renewable generation facilities which produce electric energy from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower, not including pumped storage that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, and fuel cells using hydrogen produced by one of the above-named replacement sources;

(2) Generation facilities which produce electric energy from natural gas that enable the electrical corporation to:

(a) Provide electric energy when renewable generation facilities and energy storage facilities are insufficient to meet the needs of the electrical corporation's system;

(b) Meet requirements of the electrical corporation's regional transmission organization; or

(c) Serve the objectives of both paragraphs (a) and (b) of this subdivision;

(3) Energy storage facilities that enable the electrical corporation to:

(a) Provide electric energy when renewable generation facilities are not generating electric energy in sufficient quantities to meet the needs of the electrical corporation's system;

(b) Meet requirements of the electrical corporation's regional transmission organization; or

(c) Serve the objectives of both paragraphs (a) and (b) of this subdivision; and

(4) Transmission facilities that enable the delivery of electric energy from renewable generation facilities or energy storage facilities including, but not limited to, interconnection, network upgrades, voltage and reactive power support, and transmission facilities needed to maintain reliability as a result of the retirement of generation facilities.

2. If requested by an electrical corporation in a petition filed concurrently with a petition filed under subsection 2 of section 393.1700 to recover securitized utility tariff costs and notwithstanding any other

provision of chapter 386 or 393 to the contrary, including section 393.170 which section shall not apply to the construction of replacement resources as defined in subsection 1 of this section:

(1) Unless the commission has, prior to August 28, 2021, issued an order or orders acknowledging retirement by an electrical corporation of specific electric generating facilities and an order or orders authorizing construction by such electrical corporation of generating facilities in place of such retired electric generating facilities, the commission shall approve investment in replacement resources by the electrical corporation of an amount that is approximately equal to the undepreciated investment in the electric generating facilities covered by such petition to acquire or build an existing or new renewable energy resource to replace the retired or abandoned or to be retired or abandoned unit. There is no requirement that the replacement resource's capacity or energy production match the energy or capacity production of the retired or abandoned unit. Such approval shall constitute an affirmative and binding determination by the commission, to be applied in all subsequent proceedings respecting the rates of the electrical corporation, that such investment is prudent and reasonable, that the replacement resource is necessary for the electrical corporation's provision of electric service to its customers, and that such investment shall be reflected in the revenue requirement used to set the electrical corporation's base rates, subject only to the commission's authority to determine that the electrical corporation did not manage or execute the project in a reasonable and prudent manner in some respect and its authority to disallow for ratemaking purposes only that portion of the investment that would not have been incurred had the unreasonable or imprudent management or execution of the project not occurred; and

(2) The commission shall create a deferral mechanism by which the electrical corporation shall defer, to a regulatory asset or regulatory liability as appropriate, the changes in the electrical corporation's revenue requirement used to last set its base rates as specified in this subdivision. Such changes shall be deferred during the period starting on the date of retirement or abandonment of the subject unit and ending when the electrical corporation is the subject of the petition and base rates are changed as the result of a general rate proceeding where the rate base cutoff date in that general rate proceeding occurs on or after the retirement or abandonment. For purposes of this subdivision, the changes in the electrical corporation's revenue requirement that shall be deferred shall only consist of:

- (a) Changes in depreciation expense associated with the retired or abandoned unit;
- (b) Changes in labor and benefit costs for employees or contractors no longer employed or retained by the electrical corporation who formerly worked at the retired or abandoned unit, net of severance and relocation costs of the electrical corporation paid to such employees or contractors;
- (c) Changes in nonlabor, nonfuel operations, and maintenance costs caused by the retirement of the unit;
- (d) Depreciation expense on the replacement resources starting with the date it is recorded to plant in-service on the electrical corporation's books;
- (e) Labor and benefits costs for employees or contractors who work at the replacement resources; and
- (f) Nonlabor, nonfuel operations, and maintenance costs of the replacement resources.

The base against which changes under paragraphs (a), (b), and (c) of this subdivision shall be the values of each such item used to set the electrical corporation's base electric rates in its last general rate proceeding concluded prior to the time the deferrals are made, provided, if the docketed record in such general rate proceeding does not specify one or more necessary revenue requirement parameters to establish the base for an item because of a "black box" settlement or otherwise, the commission shall, in the docket created by a petition filed under this section and based on the docketed record in such prior general rate proceeding, establish the missing parameters, which shall then be used to accomplish the deferrals. The base with respect to paragraphs (d), (e), and (f) of this subdivision shall be zero.

(3) The commission shall also create a deferral mechanism by which the electrical corporation shall defer to a regulatory asset the changes in the electrical corporation's revenue requirement last used to set its base rates as specified in this subdivision. Such changes shall be deferred during the period beginning on the date deferrals cease under subdivision (2) of this subsection and ending when the electrical corporation's base rates are next changed as a result of a general rate proceeding. For purposes of this subdivision, such changes in the electrical corporation's revenue requirement that shall be deferred shall only consist of:

- (a) Return on the electrical corporation's undepreciated investment in the unit that was retired or abandoned at the electrical corporation's weighted average cost of capital, plus applicable federal, state, and local income or excise taxes, used to establish the electrical corporation's revenue requirement last used to set its base rates;
- (b) Depreciation expense on the replacement resources starting with the date the replacement resource is recorded to plant in-service on the electrical corporation's books;
- (c) Increase in-labor and benefits costs for employees or contractors who work at the replacement resources; and
- (d) Increase in nonlabor, nonfuel operations, and maintenance costs of the replacement resources.

Notwithstanding the foregoing provisions of this subdivision, deferrals to the regulatory asset created by this subdivision shall cease at the earlier of the date the electrical corporation's base rates are first changed after the replacement resource is recorded to plant in service on the electrical corporation's books where the rate base cutoff date in that general rate proceeding occurred on or after the retirement or abandonment, or the effective date of rates from a base rate case that shall be filed no later than one year after the unit was retired or abandoned. If there is more than one replacement resource for the retired or abandoned plant and if one or more such replacement resource is placed in service prior to the rate base cutoff date in the general rate proceeding described in subdivision (2) of this subsection, the deferrals called for under this subdivision shall be reduced as needed to reflect that event. The weighted average cost of capital to be deferred under paragraph (a) of this subdivision shall be the value used to set the electrical corporation's base electric rates in its last general rate proceeding concluded prior to the time the deferrals are made, provided, if the docketed record in such general rate proceeding does not specify one or more necessary revenue requirement parameters to establish the base for an item because of a "black box" settlement or otherwise, the commission shall, in the docket created by a petition filed under this section and based on the docketed record in such prior general rate proceeding, establish the missing parameters, which shall then be used to accomplish the deferrals. The base with respect to paragraphs (b), (c), and (d) of this subdivision shall be zero.

(4) It is the intention of this subsection to the maximum extent practicable that electrical corporation earnings shall not be materially reduced or increased on account of the retirement or abandonment of the unit during the interval between when the unit is retired or abandoned and the date when the electrical corporation's base rates are changed to reflect the investment in a replacement resource, subject to the requirement that deferrals under subdivision (3) of this subsection end no later than the date base rates are reset in a general rate proceeding filed no later than one year after the unit was retired or abandoned.

(5) Notwithstanding the provisions of section 393.1400 to the contrary, a replacement resource shall not constitute "qualifying electric plant" for purposes of section 393.1400, nor shall it constitute a renewable energy resource under section 393.1030, during the period when a deferral is occurring under subdivision (2) or (3) of this subsection. In addition, and notwithstanding the provisions of section 393.1400 to the contrary, deferrals required by this section relating to the electrical corporation's undepreciated investment in the retired or abandoned unit shall not constitute a change in accumulated depreciation when determining the return deferred on qualifying electric plant under section 393.1400.

(6) Parts of regulatory asset or liability balances created under this section that are not yet being recovered or returned through rates shall include carrying costs at the electrical corporation's weighted average cost of capital last used to set its base electric service rates or, if such cost of capital was not specified for the revenue requirement last used to set such electric service rates at the weighted average cost of capital determined by the commission under subdivision (3) of this subsection, in each case plus applicable federal, state, and local income or excise taxes. All regulatory asset or liability balances from deferrals under this subsection shall be recovered in base rates over a period equal to the remaining useful life of the replacement resource.

(7) In each general rate proceeding concluded after a deferral commences under subdivision (2) or (3) of this subsection, the regulatory asset or liability balances arising from such deferrals, as of the rate base cutoff date, shall be included in the electrical corporation's rate base without any offset, reduction, or adjustment based upon consideration of any other factor, other than to reflect any prudence disallowances ordered by the commission, with the regulatory asset balances arising from such deferrals that occur after the rate base cutoff date to be included in rate base in the next general rate proceeding. The provisions of this section shall not be construed to affect existing law respecting burdens of production and persuasion in general rate proceedings.

3. Proceedings on a petition submitted pursuant to this section begin with the filing of a petition by an electrical corporation under this section that is filed concurrently with a petition submitted under section 393.1700, and shall be disposed of in accordance with the requirements of chapters 386 and 393 and the rules of the commission, except as follows:

(1) Within fourteen days after the date the petition is filed, the commission shall establish a procedural schedule that permits a commission decision no later than one hundred eighty-five days after the date the petition is filed. Such procedural schedule shall contain the same milestones and requirements as the procedural schedule adopted in a proceeding seeking approval of a financing order under section 393.1700 and shall run concurrently therewith;

(2) No later than one hundred eighty-five days after the date the petition is filed, the commission shall issue an order approving the petition or rejecting the petition. Any adversely affected party may seek judicial review in accordance with sections 386.500 and 386.510.

393.1710. 1. This section shall apply to each purchased power agreement with a term commencing on or after August 28, 2021, that the electrical corporation entered into for the purchase of energy from renewable generation facilities as listed in subdivision (1) of subsection 1 of section 393.1705 or from energy storage facilities as listed in subdivision (3) of subsection 1 of section 393.1705. If the term of one or more purchased power agreements have commenced prior to the rate base cutoff date in one of the electrical corporation's general rate cases, the commission shall, without limiting recoveries outside the context of a general rate case as contemplated by rate adjustment mechanisms approved under the provisions of subsection 1 of section 386.266:

(1) Include in the revenue requirement used to set base rates in that general rate case an amount equal to the electrical corporation's prudently incurred costs to purchase energy, capacity, and renewable energy credits under each such agreement; and

(2) Include in the revenue requirement used to set base rates in that general rate case an additional amount equal to the common equity earnings the electrical corporation would have received had it, in lieu of entering into each such purchased power agreement, instead invested in and placed in service, on the date the term of each such purchased power agreement commenced, a renewable energy resource of the type being operated to supply energy under each such purchased power agreement with a capacity sufficient to provide the quantity of energy being purchased under each such purchased power agreement. In determining the additional amount required by this subdivision, the commission shall utilize the common equity return on rate base and the common equity percentage used to determine the revenue requirement in that general rate case, provided, if the docketed record in such general rate proceeding does not specify one or more necessary revenue requirement parameters to establish the common equity return on rate base and the common equity percentage used in that general rate case because of a "black box" settlement or otherwise, the commission shall, in the docket created by a petition filed under this section and based on the docketed record in such prior general rate proceeding, establish the missing parameters, which shall then be used to quantify the common equity earnings, and shall also include in such revenue requirement applicable federal, state, and local income and excise taxes associated with such additional amount.

2. Subdivisions (1) and (2) of subsection 1 of this section shall continue to be included in the revenue requirement used to set rates in each subsequent electrical corporation general rate case where the term of the purchased power agreement remains ongoing as of the rate base cutoff date in that proceeding. The amount included in the revenue requirement in subsequent regular rate cases for subdivision (1) of subsection 1 of this section shall be based upon costs as of the rate base cutoff date in that case. Except as specifically provided for in this subdivision, the amount included in the revenue requirement in subsequent general rate cases for subdivision (2) of subsection 1 of this section shall be calculated in the same manner as calculated for subdivision (2) of subsection 1 of this section in the first general rate case where such amount was determined and shall not be recalculated in subsequent general rate cases, except that the calculation in each subsequent general rate case shall utilize the common equity return on rate base and the common equity percentage used to determine the revenue requirement in that subsequent case; provided, if the docketed record in such subsequent general rate proceeding does not specify one or more necessary revenue requirement parameters to establish the common equity return on rate base and the common equity percentage used in that general rate case because of a "black box" settlement or otherwise, the commission shall, in the docket created by a subsequent general rate case and based on the docketed record in such prior general rate proceeding, establish the missing parameters, which shall then be used to quantify the common

equity earnings, and shall account for accumulated depreciation that would have been accrued had the electric utility invested in and placed a renewable energy resource in service instead of entering into a purchased power agreement.

3. The phrase "rate base cutoff date" shall have the same meaning as given in subdivision (4) of subsection 1 of section 393.1400 as such term existed on August 28, 2021.

393.1715. 1. An electrical corporation may petition the commission for a determination of the ratemaking principles and treatment, as proposed by the electrical corporation, that will apply to the reflection in base rates of the electrical corporation's capital and noncapital costs associated with one or more of the electrical corporation's facilities. Without limiting the foregoing, such principles and treatment may also establish the retirement date and useful life parameters used to set depreciation rates for such facilities. Except as provided for in subsection 2 of this section, the ratemaking principles and treatment approved by the commission under this section for such facilities shall apply to the determination of the revenue requirement in each of the electrical corporation's post-determination general rate proceedings until such time as such facility is fully depreciated on the electrical corporation's books.

2. If the commission fails to issue a determination within one hundred thirty-five days that a petition for determination of ratemaking principles and treatment is filed, the ratemaking principles and treatment proposed by the petitioning electrical corporation shall be deemed to have been approved by the commission.

3. Subject to the provisions of subsection 4 of this section, ratemaking principles and treatment approved by the commission, or deemed to have been approved under subsection 2 of this section, shall be binding for ratemaking purposes.

4. (1) An electrical corporation with ratemaking principles and treatment approved by the commission, or deemed to have been approved under subsection 2 of this section, shall monitor the major factors and circumstances relating to the facility to which such principles and treatment apply. Such factors and circumstances include, but are not limited to:

- (a) Terrorist activity or an act of God;
- (b) A significant change in federal or state tax laws;
- (c) A significant change in federal utility laws or regulations or a significant change in generally accepted accounting principles;
- (d) An unexpected, extended outage or shutdown of a major generating unit, other than any major generating unit shut down due to an extended outage at the time of the approval of the ratemaking principles and treatment;
- (e) A significant change in the cost or reliability of power generation technologies;
- (f) A significant change in fuel prices and wholesale electric market conditions;
- (g) A significant change in the cost or effectiveness of emission control technologies;
- (h) A significant change in the price of emission allowances;
- (i) A significant change in the electrical corporation's load forecast;
- (j) A significant change in capital market conditions;
- (k) A significant change in the scope or effective dates of environmental regulations; or
- (l) A significant change in federal or state environmental laws.

(2) If the electrical corporation determines that one or more major factor or circumstance has changed in a manner that warrants a change in the approved ratemaking principles and treatment, then it shall file a notice in the docket in which the approved ratemaking principles and treatment were established within forty-five days of any such determination. In its notification, the electrical corporation shall:

- (a) Explain and specify the changes it contends are appropriate to the ratemaking principles and treatment and the reasons for the proposed changes;
- (b) Provide a description of the alternatives that it evaluated and the process that it went through in developing its proposed changes; and
- (c) Provide detailed workpapers that support the evaluation and the process whereby proposed changes were developed.

(3) If a party has concerns regarding the proposed changes, that party shall file a notice of its concerns within thirty days of the electrical corporation's filing. If the parties do not reach agreement on changes to the ratemaking principles and treatment within ninety days of the date the electrical corporation filed its notice, whether the previously approved ratemaking and treatment will be changed shall be determined by the commission. If a party to the docket in which the approved ratemaking principles and

treatment were approved believes that one or more major factor or circumstance has changed in a manner that warrants a change in the approved ratemaking principles and treatment and if the electrical corporation does not agree the principles and treatment should be changed, such party shall file a notice in the docket in which the approved ratemaking principles and treatment were established within forty-five days of any such determination. In its notification, such party shall:

(a) Explain and specify the changes it contends are appropriate to the ratemaking principles and treatment and the reasons for the proposed changes;

(b) Provide a description of the alternatives that it evaluated and the process that it went through in developing its proposed changes; and

(c) Provide detailed workpapers that support the evaluation and the process whereby proposed changes were developed.

(4) If a party, including the electrical corporation, has concerns regarding the proposed changes, that party shall file a notice of its concerns within thirty days of the other party's filing. If the parties do not reach agreement on changes to the ratemaking principles and treatment within ninety days of the date the notice was filed, whether the previously approved ratemaking and treatment will be changed shall be determined by the commission.

5. A determination of ratemaking principles and treatment under this section does not preclude an electrical corporation from also petitioning the commission under either or both of sections 393.1700 and 393.1705, provided that any costs to which such ratemaking principles and treatment would have applied in the electrical corporation's general rate proceedings which become funded by securitized utility tariff bond proceeds from a securitized utility tariff bond issued under section 393.1700 shall not thereafter be reflected in the electrical corporation's base rates.

6. The commission may promulgate rules to implement the provisions of sections 393.1700 to 393.1715. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

400.9-109. (a) Except as otherwise provided in subsections (c) and (d), this article applies to:

(1) A transaction, regardless of its form, that creates a security interest in personal property or fixtures by contract;

(2) An agricultural lien;

(3) A sale of accounts, chattel paper, payment intangibles, or promissory notes;

(4) A consignment;

(5) A security interest arising under section 400.2-401, 400.2-505, 400.2-711(3) or 400.2A-508(5), as provided in section 400.9-110; and

(6) A security interest arising under section 400.4-210 or 400.5-118.

(b) The application of this article to a security interest in a secured obligation is not affected by the fact that the obligation is itself secured by a transaction or interest to which this article does not apply.

(c) This article does not apply to the extent that:

(1) A statute, regulation, or treaty of the United States preempts this article;

(2) Another statute of this state expressly governs the creation, perfection, priority, or enforcement of a security interest created by this state or a governmental unit of this state;

(3) A statute of another state, a foreign country, or a governmental unit of another state or a foreign country, other than a statute generally applicable to security interests, expressly governs creation, perfection, priority, or enforcement of a security interest created by the state, country, or governmental unit; or

(4) The rights of a transferee beneficiary or nominated person under a letter of credit are independent and superior under section 400.5-114.

(d) This article does not apply to:

(1) A landlord's lien, other than an agricultural lien;

(2) A lien, other than an agricultural lien, given by statute or other rule of law for services or materials, but section 400.9-333 applies with respect to priority of the lien;

(3) An assignment of a claim for wages, salary, or other compensation of an employee;

- (4) A sale of accounts, chattel paper, payment intangibles, or promissory notes as part of a sale of the business out of which they arose;
- (5) An assignment of accounts, chattel paper, payment intangibles, or promissory notes which is for the purpose of collection only;
- (6) An assignment of a right to payment under a contract to an assignee that is also obligated to perform under the contract;
- (7) An assignment of a single account, payment intangible, or promissory note to an assignee in full or partial satisfaction of a preexisting indebtedness;
- (8) A transfer of an interest in or an assignment of a claim under a policy of insurance, other than an assignment by or to a health-care provider of a health-care-insurance receivable and any subsequent assignment of the right to payment, but sections 400.9-315 and 400.9-322 apply with respect to proceeds and priorities in proceeds;
- (9) An assignment of a right represented by a judgment, other than a judgment taken on a right to payment that was collateral;
- (10) A right of recoupment or set-off, but:
 - (A) Section 400.9-340 applies with respect to the effectiveness of rights of recoupment or set-off against deposit accounts; and
 - (B) Section 400.9-404 applies with respect to defenses or claims of an account debtor;
- (11) The creation or transfer of an interest in or lien on real property, including a lease or rents thereunder, except to the extent that provision is made for:
 - (A) Liens on real property in sections 400.9-203 and 400.9-308;
 - (B) Fixtures in section 400.9-334;
 - (C) Fixture filings in sections 400.9-501, 400.9-502, 400.9-512, 400.9-516 and 400.9-519; and
 - (D) Security agreements covering personal and real property in section 400.9-604;
- (12) An assignment of a claim arising in tort, other than a commercial tort claim, but sections 400.9-315 and 400.9-322 apply with respect to proceeds and priorities in proceeds; ~~or~~
- (13) An assignment of a deposit account in a consumer transaction, but sections 400.9-315 and 400.9-322 apply with respect to proceeds and priorities in proceeds; ~~or~~
- (14) An assignment of a claim or right to receive compensation for injuries or sickness as described in 26 U.S.C. Section 104(a)(1) or (2), as amended from time to time; ~~or~~
- (15) An assignment of a claim or right to receive benefits under a special needs trust as described in 42 U.S.C. Section 1396p(d)(4), as amended from time to time; ~~or~~
- (16) A transfer by a government or governmental subdivision or agency; **or**
- (17) **The creation, perfection, priority, or enforcement of any sale, assignment of, pledge of, security interest in, or other transfer of, any interest or right or portion of any interest or right in any energy transition property, as defined in section 393.1700."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 4** was adopted.

Representative Black (137) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 835, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"386.895. 1. As used in this section the following terms shall mean:

- (1) "Biogas", a mixture of carbon dioxide and hydrocarbons, primarily methane gas, released from the biological decomposition of organic materials;**
- (2) "Biomass", has the meaning given the term "qualified biomass" in section 142.028;**
- (3) "Gas corporation", the same as defined in section 386.020;**

(4) "Qualified investment", any capital investment in renewable natural gas infrastructure incurred by a gas corporation for the purpose of providing natural gas service under a renewable natural gas program;

(5) "Renewable energy sources", hydroelectric, geothermal, solar photovoltaic, wind, tidal, wave, biomass, or biogas energy sources;

(6) "Renewable natural gas", any of the following products processed to meet pipeline quality standards or transportation fuel grade requirements:

(a) Biogas that is upgraded to meet natural gas pipeline quality standards such that it may blend with, or substitute for, geologic natural gas;

(b) Hydrogen gas; or

(c) Methane gas derived from any combination of:

a. Biogas;

b. Hydrogen gas or carbon oxides derived from renewable energy sources; or

c. Waste carbon dioxide;

(7) "Renewable natural gas infrastructure", all equipment and facilities for the production, processing, pipeline interconnection, and distribution of renewable natural gas to be furnished to Missouri customers.

2. The commission shall adopt rules for gas corporations to offer a voluntary renewable natural gas program. Rules adopted by the commission under this section shall include:

(1) Rules for reporting requirements; and

(2) Rules for establishing a process for gas corporations to fully recover incurred costs that are prudent, just, and reasonable associated with a renewable natural gas program. Such recovery shall not be permitted until the project is operational.

3. A filing by a gas corporation pursuant to the renewable natural gas program created in subsection 2 of this section shall include, but is not limited to:

(1) A proposal to procure a total volume of renewable natural gas over a specific period; and

(2) Identification of the qualified investments that the gas corporation may make in renewable natural gas infrastructure.

4. A gas corporation may from time to time revise the filing submitted to the commission under this section.

5. Any costs incurred by a gas corporation for qualified investment that are prudent, just and reasonable may be recovered by means of an automatic rate adjustment clause.

6. When a gas corporation makes a qualified investment in the production of renewable natural gas, the costs associated with such qualified investment shall include the cost of capital established by the commission in the gas corporation's most recent general rate case.

7. Rules adopted by the commission under this section shall not prohibit an affiliate of a gas corporation from making a capital investment in a biogas production project if the affiliate is not a public utility as defined in section 386.020.

8. The public service commission may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

"393.135. Except as provided in section 393.1250, any charge made or demanded by an electrical corporation for service, or in connection therewith, which is based on the costs of construction **work** in progress, **as that term is defined in section 393.1250**, upon any existing or new ~~[facility of the]~~ electrical corporation **facility**, or any other cost associated with owning, operating, maintaining, or financing any **such** property before it is fully operational and used for service~~], is unjust and unreasonable, and]~~ is prohibited.

393.1250. 1. This section shall be known and may be cited as the "Missouri Nuclear Clean Power Act", the purpose of which is to enable the construction of clean baseload electric generating plants or facilities that utilize renewable sources to produce energy. This section shall not apply to clean baseload electric generating plants or renewable source generating facilities that are in commercial operation before August 28, 2021.

2. As used in this section, the following terms mean:

(1) "Clean baseload generating plant", a new nuclear-fueled electric generating facility located in this state that is designed to be operated at a capacity factor exceeding seventy percent annually and is intended in whole or in part to serve retail customers of an electrical corporation in Missouri;

(2) "Construction work in progress", the electrical corporation's share of all capital costs associated with a clean baseload generating plant or renewable source generating facility, which have been incurred but have not been included in the electrical corporation's plant in service, and are recorded in the Federal Energy Regulatory Commission's Uniform System of Accounts Prescribed for Public Utilities and Licensees Subject to the Provisions of the Federal Power Act, Balance Sheet Chart Accounts, as construction work in progress for electric plants in 18 CFR Part 101, or any other account established in the Uniform System of Accounts for the recording of construction work in progress;

(3) "Renewable source generating facility", any electric generating facility powered by wind, hydropower, solar power, landfill methane, biomass, or any other renewable source of power that does not produce significant carbon emissions.

3. The provisions of section 393.135 shall not apply to a clean baseload generating plant or a renewable source generating facility if the plant or facility is rated at two hundred megawatts or more. Costs recovered by an electrical corporation under the provisions of this section are subject to inclusion or exclusion from rates in a ratemaking proceeding pursuant to the commission's authority to determine just and reasonable rates. In addition, the commission may authorize an electrical corporation to make or demand charges for service based in whole or in part on additional amortizations to maintain the electrical corporation's financial ratios that will, in the commission's judgment, better enable the electrical corporation to cost-effectively construct a clean baseload generating plant or a renewable source generating facility.

4. The commission may promulgate rules to assist in the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (137), **House Amendment No. 5** was adopted.

Representative Bromley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 835, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

~~"393.137. 1. [This section applies to electrical corporations that do not have a general rate proceeding pending before the commission as of the later of February 1, 2018, or June 1, 2018.~~

~~2.] For purposes of this section, the following terms shall mean:~~

~~(1) "Commission", the public service commission;~~

~~(2) "Tax legislation", additions, deletions, or amendments to the Internal Revenue Code, Title 26 of the United States Code, to the Missouri income tax code, or regulations adopted under chapter 143;~~

(3) [~~"Electrical corporation", the same as]~~ **"Utility", an electrical corporation, gas corporation, water corporation, or sewer corporation, as defined in section 386.020[~~, but~~]. "Utility" shall not include an electrical corporation as described in subsection 2 of section 393.110.**

~~[3. If the rates of any electrical corporation to which this section applies have not already been adjusted to reflect the effects of the federal 2017 Tax Cut and Jobs Act, Pub. L. No. 115-97, 94 Stat. 2390, the commission shall have one time authority that shall be exercised within ninety days of June 1, 2018, to adjust such electrical corporation's rates prospectively so that the income tax component of the revenue requirement used to set such an electrical corporation's rates is based upon the provisions of such federal act without considering any other factor as otherwise required by section 393.270. The commission shall also require electrical corporations to which this section applies, as provided for under subsection 1 of this section, to defer to a regulatory asset the financial impact of such federal act on the electrical corporation for the period of January 1, 2018, through the date the electrical corporation's rates are adjusted on a one-time basis as provided for in the immediately preceding sentence. The amounts deferred under this subsection shall be included in the revenue requirement used to set the electrical corporation's rates in its subsequent general rate proceeding through an amortization over a period determined by the commission.]~~

2. If the United States Congress or general assembly enacts tax legislation that, had it been effective when the utility's base rates were last set, would have resulted in a lower income tax component of the revenue requirement used to last set such base rates, the commission shall have the authority to, within one hundred eighty days of the enacted date of the subject tax legislation, enter an order adjusting such utility's base rates prospectively so that the income tax component of the revenue requirement used to set such utility's base rates is based upon the provisions of such tax legislation without considering any other factor as otherwise required by section 393.270. As part of its exercise of such authority, the commission shall also require the utility to defer to a regulatory liability an amount equal to the difference between what the income tax component of the revenue requirement last used to set its base rates was under the law at that time and what the income tax component of the revenue requirement would have been had such tax legislation been in effect at that time. The deferral period shall commence with the date such tax legislation would have resulted in a lower income tax component of such revenue requirement last used to set the utility's base rates and continue through the date the utility's base rates are next adjusted. The amounts deferred under this subsection shall be included in the revenue requirement used to set the utility's base rates in its subsequent general rate proceedings through amortization over a period of up to three years, as determined by the commission.

~~[4.]~~ **3. Upon good cause shown by [the electrical corporation] a utility, the commission may, as an alternative to requiring a [one-time] rate change and deferral under subsection [3] 2 of this section, allow a deferral to a regulatory liability, in whole or in part, of [such federal act's financial impacts to a regulatory asset starting January 1, 2018,] the amounts that would have been reflected in a base rate reduction under subsection 2 of this section. The deferral period shall commence on the date such tax legislation would have resulted in a lower income tax component and continue through the effective date of new rates in such [electrical corporation's] utility's next general rate proceeding. The deferred amounts shall be included in the revenue requirement used to set the [electrical corporation's] utility's rates in its subsequent general rate proceeding through an amortization over a period determined by the commission.**

4. If the United States Congress or general assembly enacts tax legislation that, had it been in effect when the utility's base rates were last set, would have resulted in a higher income tax component of the revenue requirement used to last set such base rates, the utility shall be entitled, by giving notice to the commission within one hundred eighty days of the enacted date of such tax legislation, to defer to a regulatory asset an amount equal to the difference between what the income tax component of the revenue requirement used to last set its base rates was under the law at that time and what the income tax component of the revenue requirement would have been had such tax legislation been in effect at that time. The deferral period shall commence on the date such tax legislation would have resulted in a higher income tax component of such revenue requirement last used to set the utility's base rates and continue through the date the utility's base rates are next adjusted as provided for in this subsection. The amounts deferred under this subsection shall be included in the revenue requirement used to set the utility's rates in its subsequent general rate proceedings through amortization over a period of up to three years, as determined by the commission, without considering any other factor as otherwise required by section 393.270.

5. If the tax legislation that either reduces or increases the utility's income tax component, under subsection 2 or 4 of this section, does so at a point in time other than beginning with its effective date, or does so in multiple stages at different points in time, the commission order in subsection 1 of this section and the utility's notice in subsection 4 of this section shall be deemed to apply to the first point in time when the income tax component would have been changed and to subsequent changes in such income tax component arising from such tax legislation without the necessity of the commission issuing a subsequent order or the utility providing a subsequent notice, as the case may be. Each such change shall require a separate base rate change, deferral, and amortization period, as applicable.

6. If the United States Congress or general assembly has, prior to the effective date of this section, enacted tax legislation that either reduces or increases the utility's income tax component the one-hundred-eighty-day period in subsection 2 and 4 of this section shall commence on the effective date of this section.

7. Notwithstanding any other provision of this section to the contrary, the commission's authority to adjust utility rates and require deferrals regarding reductions in the income tax component of a utility's revenue requirement under subsections 2 and 3 of this section, and utility authority to defer and recover increases in the income tax component under subsection 4 of this section, shall not exist unless the addition, deletion, or amendment to tax legislation results in a difference in the income tax component of the utility's revenue requirement, calculated in accordance with subsection 2 or 4 of this section, as applicable, that is greater than an amount in excess of two-tenths of one percent of such utility's operating revenues reported to the commission in such utility's annual report for the calendar year preceding the calendar year in which such difference is calculated.

393.170. 1. No gas corporation, electrical corporation, water corporation or sewer corporation shall begin construction of a gas plant, electric plant, water system or sewer system, other than an energy generation unit that has a capacity of one megawatt or less, without first having obtained the permission and approval of the commission.

2. No such corporation shall exercise any right or privilege under any franchise hereafter granted, or under any franchise heretofore granted but not heretofore actually exercised, or the exercise of which shall have been suspended for more than one year, without first having obtained the permission and approval of the commission. Before such certificate shall be issued a certified copy of the charter of such corporation shall be filed in the office of the commission, together with a verified statement of the president and secretary of the corporation, showing that it has received the required consent of the proper municipal authorities.

3. (1) Before the commission shall issue an approval under subsection 1 of this section for a merchant line, an entity shall provide the commission a resolution of support passed by the county commission of each county through which the merchant line will be built. Any entity that begins construction on a merchant line after August 28, 2021, shall provide the required resolutions to the commission prior to construction, regardless of whether the commission has previously issued its approval.

(2) For the purposes of this subsection, the following terms mean:

(a) "Entity", an electrical corporation that does not provide service to end-use customers or provide retail service in Missouri or does not collect its costs to provide service under a regional transmission organization tariff;

(b) "Merchant line", a high-voltage direct current electric transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such entity.

4. The commission shall have the power to grant the permission and approval herein specified whenever it shall after due hearing determine that such construction or such exercise of the right, privilege or franchise is necessary or convenient for the public service. The commission may by its order impose such condition or conditions as it may deem reasonable and necessary. Unless exercised within a period of two years from the grant thereof, authority conferred by such certificate of convenience and necessity issued by the commission shall be null and void.

523.262. 1. Except as set forth in subsection 2 of this section, the power of eminent domain shall only be vested in governmental bodies or agencies whose governing body is elected or whose governing body is appointed by elected officials or in an urban redevelopment corporation operating pursuant to a redevelopment agreement with the municipality for a particular redevelopment area, which agreement was executed prior to or on December 31, 2006.

2. A private utility company, public utility, rural electric cooperative, municipally owned utility, pipeline, railroad or common carrier shall have the power of eminent domain as may be granted pursuant to the provisions of other sections of the revised statutes of Missouri. For the purposes of this section, the term "common carrier" shall not include motor carriers, contract carriers, or express companies. Where a condemnation by such an entity results in a displaced person, as defined in section 523.200, the provisions of subsections 3 and 6 to 10 of section 523.205 shall apply unless the condemning entity is subject to the relocation assistance provisions of the federal Uniform Relocation Assistance Act.

3. Any entity with the power of eminent domain and pursuing the acquisition of property for the purpose of constructing a power generation facility after December 31, 2006, after providing notice in a newspaper of general circulation in the county where the facility is to be constructed, shall conduct a public meeting disclosing the purpose of the proposed facility prior to making any offer to purchase property in pursuit thereof or, alternatively, shall provide the property owner with notification of the identity of the condemning authority and the proposed purpose for which the condemned property shall be used at the time of making the initial offer.

4. (1) Notwithstanding the provisions of subsection 2 of this section, no entity shall have the power of eminent domain under the provisions of this section for the purpose of constructing above-ground merchant lines.

(2) For the purpose of this subsection, the following terms mean:

(a) "Entity", a utility company that does not provide service to end-use customers or provide retail service in Missouri, or does not collect its costs to provide service under a regional transmission organization tariff, regardless of whether it has received a certificate of convenience and necessity from the public service commission under section 393.170;

(b) "Merchant line", a high-voltage direct current electric transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such entity.

(3) This subsection shall apply to any property or easement acquisition started on or after August 28, 2021.

(4) This subsection shall not apply to any rural electric cooperative organized or operating under the provisions of chapter 394, or to any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or to any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bromley, **House Amendment No. 6** was adopted.

Representative Andrews offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 835, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"137.123. 1. Beginning January 1, 2022, for purposes of assessing all real property, excluding land, or tangible personal property associated with a project that uses wind energy directly to generate electricity, forty percent of the original costs shall be used to determine the true value in money of such property. Such value shall begin the year immediately following the year of construction of the property. The original costs shall reflect either:

(1) The actual and documented original property cost to the taxpayer, as shall be provided by the taxpayer to the assessor; or

(2) In the absence of actual and documented original property cost to the taxpayer, the estimated cost of the property by the assessor, using an authoritative cost guide.

2. Nothing in this section shall be construed to prohibit a project from engaging in enhanced enterprise zone agreements under sections 135.950 to 135.973 or similar tax abatement agreements with state or local officials or to affect any existing enhanced enterprise zone agreements.

153.030. 1. All bridges over streams dividing this state from any other state owned, used, leased or otherwise controlled by any person, corporation, railroad company or joint stock company, and all bridges across or over navigable streams within this state, where the charge is made for crossing the same, which are now constructed, which are in the course of construction, or which shall hereafter be constructed, and all property, real and tangible personal, owned, used, leased or otherwise controlled by telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies and express companies shall be subject to taxation for state, county, municipal and other local purposes to the same extent as the property of private persons.

2. And taxes levied thereon shall be levied and collected in the manner as is now or may hereafter be provided by law for the taxation of railroad property in this state, and county commissions, county boards of equalization and the state tax commission are hereby required to perform the same duties and are given the same powers, including punitive powers, in assessing, equalizing and adjusting the taxes on the property set forth in this section as the county commissions and boards of equalization and state tax commission have or may hereafter be empowered with, in assessing, equalizing, and adjusting the taxes on railroad property; and an authorized officer of any such bridge, telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies, or express company or the owner of any such toll bridge, is hereby required to render reports of the property of such bridge, telegraph, telephone, electric power and light companies, electric transmission lines, pipeline companies, or express companies in like manner as the authorized officer of the railroad company is now or may hereafter be required to render for the taxation of railroad property.

3. On or before the fifteenth day of April in the year 1946 and each year thereafter an authorized officer of each such company shall furnish the state tax commission and county clerks a report, duly subscribed and sworn to by such authorized officer, which is like in nature and purpose to the reports required of railroads under chapter 151 showing the full amount of all real and tangible personal property owned, used, leased or otherwise controlled by each such company on January first of the year in which the report is due.

4. If any telephone company assessed pursuant to chapter 153 has a microwave relay station or stations in a county in which it has no wire mileage but has wire mileage in another county, then, for purposes of apportioning the assessed value of the distributable property of such companies, the straight line distance between such microwave relay stations shall constitute miles of wire. In the event that any public utility company assessed pursuant to this chapter has no distributable property which physically traverses the counties in which it operates, then the assessed value of the distributable property of such company shall be apportioned to the physical location of the distributable property.

5. (1) Notwithstanding any provision of law to the contrary, beginning January 1, 2019, a telephone company shall make a one-time election within the tax year to be assessed:

- (a) Using the methodology for property tax purposes as provided under this section; or
- (b) Using the methodology for property tax purposes as provided under this section for property consisting of land and buildings and be assessed for all other property exclusively using the methodology utilized under section 137.122.

If a telephone company begins operations, including a merger of multiple telephone companies, after August 28, 2018, it shall make its one-time election to be assessed using the methodology for property tax purposes as described under paragraph (b) of subdivision (1) of this subsection within the year in which the telephone company begins its operations. A telephone company that fails to make a timely election shall be deemed to have elected to be assessed using the methodology for property tax purposes as provided under subsections 1 to 4 of this section.

(2) The provisions of this subsection shall not be construed to change the original assessment jurisdiction of the state tax commission.

(3) Nothing in subdivision (1) of this subsection shall be construed as applying to any other utility.

(4) (a) The provisions of this subdivision shall ensure that school districts may avoid any fiscal impact as a result of a telephone company being assessed under the provisions of paragraph (b) of subdivision (1) of this subsection. If a school district's current operating levy is below the greater of its most recent voter-approved tax rate or the most recent voter-approved tax rate as adjusted under subdivision (2) of subsection 5 of section 137.073, it shall comply with section 137.073.

(b) Beginning January 1, 2019, any school district currently operating at a tax rate equal to the greater of the most recent voter-approved tax rate or the most recent voter-approved tax rate as adjusted under subdivision (2) of subsection 5 of section 137.073 that receives less tax revenue from a specific telephone company under this subsection, on or before January thirty-first of the year following the tax year in which the school district received less revenue from a specific telephone company, may by resolution of the school board impose a fee, as determined under this subsection, in order to obtain such revenue. The resolution shall include all facts that support the imposition of the fee. If the school district receives voter approval to raise its tax rate, the district shall no longer impose the fee authorized in this paragraph.

(c) Any fee imposed under paragraph (b) of this subdivision shall be determined by taking the difference between the tax revenue the telephone company paid in the tax year in question and the tax revenue the telephone company would have paid in such year had it not made an election under subdivision (1) of this subsection, which shall be calculated by taking the telephone company valuations in the tax year in question, as determined by the state tax commission under paragraph (d) of this subdivision, and applying such valuations to the apportionment process in subsection 2 of section 151.150. The school district shall issue a billing, as provided in this subdivision, to any such telephone company. A telephone company shall have forty-five days after receipt of a billing to remit its payment of its portion of the fees to the school district. Notwithstanding any other provision of law, the issuance or receipt of such fee shall not be used:

- a. In determining the amount of state aid that a school district receives under section 163.031;
- b. In determining the amount that may be collected under a property tax levy by such district; or
- c. For any other purpose.

For the purposes of accounting, a telephone company that issues a payment to a school district under this subsection shall treat such payment as a tax.

(d) When establishing the valuation of a telephone company assessed under paragraph (b) of subdivision (1) of this subsection, the state tax commission shall also determine the difference between the assessed value of a telephone company if:

- a. Assessed under paragraph (b) of subdivision (1) of this subsection; and
- b. Assessed exclusively under subsections 1 to 4 of this section.

The state tax commission shall then apportion such amount to each county and provide such information to any school district making a request for such information.

(e) This subsection shall expire when no school district is eligible for a fee.

6. (1) If any public utility company assessed pursuant to this chapter has ownership of any real or personal property associated with a project which uses wind energy directly to generate electricity, such wind energy project property shall be valued and taxed by any local authorities having jurisdiction under the provisions of chapter 137 and other relevant provisions of the law.

(2) Notwithstanding any provision of law to the contrary, beginning January 1, 2020, for any public utility company assessed pursuant to this chapter which has a wind energy project, such wind energy project shall be assessed using the methodology for real and personal property as provided in this subsection:

(a) Any wind energy property of such company shall be assessed upon the county assessor's local tax rolls;

and

(b) ~~[Any property consisting of land and buildings related to the wind energy project shall be assessed under chapter 137; and~~

~~———(c)]~~ All other ~~[business]~~ **real property, excluding land**, or personal property related to the wind energy project shall be assessed using the methodology provided under section ~~[137.122]~~ **137.123**."; and

Further amend said bill, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

~~"[393.1073. 1. There is hereby established the "Task Force on Wind Energy", which shall be composed of the following members:~~

~~(1) Three members of the house of representatives, with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives;~~

- (2) ~~Three members of the senate, with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate; and~~
- (3) ~~Two representatives from Missouri county governments with experience in wind energy valuations, with one being a currently elected county assessor to be appointed by the speaker of the house of representatives, and one being a currently elected county clerk to be appointed by the president pro tempore of the senate.~~
2. ~~The task force shall conduct public hearings and research, and shall compile a report for delivery to the general assembly by no later than December 31, 2019. Such report shall include information on the following:~~
- (1) ~~The economic benefits and drawbacks of wind turbines to local communities and the state;~~
- (2) ~~The fair, uniform, and standardized assessment and taxation of wind turbines and their connected equipment owned by a public utility company at the county level in all counties;~~
- (3) ~~Compliance with existing federal and state programs and regulations; and~~
- (4) ~~Potential legislation that will provide a uniform assessment and taxation methodology for wind turbines and their connected equipment owned by a public utility company that will be used in every county of Missouri.~~
3. ~~The task force shall meet within thirty days after its creation and shall organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it. A majority of the task force shall constitute a quorum, and a majority vote of such quorum shall be required for any action.~~
4. ~~The staff of house research and senate research shall provide necessary clerical, research, fiscal, and legal services to the task force, as the task force may request.~~
5. ~~The members of the task force shall serve without compensation, but any actual and necessary expenses incurred in the performance of the task force's official duties by the task force, its members, and any staff assigned to the task force shall be paid from the joint contingent fund.~~
6. ~~This section shall expire on December 31, 2019.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Andrews, **House Amendment No. 7** was adopted.

Representative Rone offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 835, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

- "393.355. 1. As used in this section, the following terms shall mean:
- (1) "Electrical corporation", the same meaning given to the term in section 386.020, but shall not include an electrical corporation as described in subsection 2 of section 393.110;
- (2) "Facility", a:
- (a) Facility whose primary industry is the ~~[smelting]~~ **processing of [aluminum and]** primary metals~~[- Standard Industrial Classification Code 3334];~~
- (b) Facility whose primary industry is the production or fabrication of steel, North American Industrial Classification System 331110; or
- (c) Facility with a new or incremental increase in load equal to or in excess of a monthly demand of fifty megawatts.
2. Notwithstanding section 393.130 or any other provision of law to the contrary, the public service commission shall have the authority to approve a special rate, outside a general rate proceeding, that is not based on the electrical corporation's cost of service for a facility if:

(1) The commission determines, but for the authorization of the special rate the facility would not commence operations, the special rate is in the interest of the state of Missouri when considering the interests of the customers of the electrical corporation serving the facility, considering the incremental cost of serving the facility to receive the special rate, and the interests of the citizens of the state generally in promoting economic development, improving the tax base, providing employment opportunities in the state, and promoting such other benefits to the state as the commission may determine are created by approval of the special rate;

(2) After approval of the special rate, the commission allocates in each general rate proceeding of the electrical corporation serving the facility the reduced revenues from the special rate as compared to the revenues that would have been generated at the rate the facility would have paid without the special rate to the electrical corporation's other customers through a uniform percentage adjustment to all components of the base rates of all customer classes; and

(3) The commission approves a tracking mechanism meeting the requirements of subsection 3 of this section.

3. Any commission order approving a special rate authorized by this section to provide service to a facility in the manner specified under subsection 4 of this section shall establish, as part of the commission's approval of a special rate, a tracking mechanism to track changes in the net margin experienced by the electrical corporation serving the facility with the tracker to apply retroactively to the date the electrical corporation's base rates were last set in its last general rate proceeding concluded prior to June 14, 2017. The commission shall ensure that the changes in net margin experienced by the electrical corporation between the general rate proceedings as a result of serving the facility are calculated in such a manner that the electrical corporation's net income is neither increased nor decreased. The changes in net margin shall be deferred to a regulatory liability or regulatory asset, as applicable, with the balance of such regulatory asset or liability to be included in the revenue requirement of the electrical corporation in each of its general rate proceedings through an amortization of the balance over a reasonable period until fully returned to or collected from the electrical corporation's customers.

4. Notwithstanding the provisions of section 393.170, an electrical corporation is authorized to provide electric service to a facility at a special rate for the new or incremental load authorized by the commission:

(1) Under a rate schedule reflecting the special rate approved by the commission; or

(2) If the facility is located outside the electrical corporation's certificated service territory, the facility shall be treated as if it is in the electrical corporation's certified service territory, subject to a commission-approved rate schedule incorporating the special rate under the contract.

5. To receive a special rate, the electrical corporation serving the facility, or facility if the facility is located outside of the electrical corporation's certified service territory, shall file a written application with the commission specifying the requested special rate and any terms or conditions proposed by the facility respecting the requested special rate and provide information regarding how the requested special rate meets the criteria specified in subdivision (1) of subsection 2 of this section. A special rate provided for by this section shall be effective for no longer than ten years from the date such special rate is authorized. The commission may impose such conditions, including but not limited to any conditions in a memorandum of understanding between the facility and the electrical corporation, on the special rate as it deems appropriate so long as it otherwise complies with the provisions of this section.

6. Any entity which has been granted a special rate under this section may reapply to the commission for a special rate under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 8** was adopted.

Representative Wallingford offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 835, Page 2, Section 393.106, Line 53, by inserting after all of said section and line the following:

"393.358. 1. For purposes of this section, the following terms shall mean:

- (1) "Commission", the Missouri public service commission established under section 386.040;
- (2) "Water corporation", a corporation with more than one thousand Missouri customers that otherwise meets the definition of "water corporation" in section 386.020.

2. Water corporations shall develop a qualification process open to all contractors seeking to provide construction and construction-related services for planned infrastructure projects on the water corporation's distribution system. The water corporation shall specify qualification requirements and goals for contractors seeking to perform such work, including but not limited to experience, performance criteria, safety record and policies, technical expertise, scheduling needs and available resources, supplier diversity and insurance requirements. Contractors that meet the qualification requirements shall be eligible to participate in a competitive bidding process for providing construction and construction-related services for planned infrastructure projects on the water corporation's distribution system, and the contractor making the lowest and best bid shall be awarded such contract. For contractors not qualifying through the competitive bid process, the water corporation, upon request from the contractor, shall provide information from the process in which the contractor can be informed as to how to be better positioned to qualify for such bid opportunities in the future. Nothing in this section shall be construed as requiring any water corporation to use third parties instead of its own employees to perform such work, to use the contractor qualification or competitive bidding process in the case of an emergency project, or to terminate any existing contract with a contractor prior to its expiration.

3. Within thirty days after August 28, 2018, and with the filing of a general rate proceeding initiated by the water corporation, the water corporation shall file a statement with the commission confirming it has established a qualification process meeting the requirements of this section and that such process is used for no less than ~~ten~~ **twenty** percent of the corporation's external expenditures for planned infrastructure projects on the water corporation's distribution system. The commission shall have the authority to verify the statements to ensure compliance with this section.

4. By December 31, 2020, the commission shall submit a report to the general assembly on the effects of this section, including water corporation compliance, the costs of performing planned infrastructure projects prior to the implementation of this section compared to after the implementation of this section, and any other information regarding the process established under this section that the commission deems necessary.

393.1500. Sections 393.1500 to 393.1509 shall be known and may be cited as the "Missouri Water and Sewer Infrastructure Act".

393.1503. As used in sections 393.1500 to 393.1509, the following terms shall mean:

(1) "Appropriate pretax revenues", the revenues necessary to produce net operating income equal to:

(a) The water or sewer corporation's pretax weighted cost of capital multiplied by the net original cost of eligible infrastructure system projects, including recognition of accumulated deferred income taxes and accumulated depreciation associated with eligible infrastructure system projects which are included in the petition to establish or change a WSIRA, plus accumulated deferred income taxes and accumulated depreciation associated with any eligible infrastructure system projects in a currently effective WSIRA implemented pursuant to sections 393.1506 and 393.1509;

(b) The state, federal, and local income or excise taxes applicable to such revenues;

(c) The depreciation expense applicable to the eligible infrastructure system project less annual depreciation expense associated with any related facility retirements; and

(d) The property taxes applicable to the eligible infrastructure that will be due within twelve months of the filing of a request to implement a water and sewer infrastructure rate adjustment pursuant to sections 393.1506 and 393.1509 less any property taxes associated with any related facility retirements;

(2) "Commission", the Missouri public service commission;

(3) "Eligible infrastructure system projects", water or sewer utility plant projects that:

(a) Replace or extend the useful life of existing infrastructure;

(b) Are in service and used and useful;

(c) Do not include projects intended solely for customer growth; and

(d) The costs of which were not recovered in the water or sewer corporation's base rates in its most recent general rate case;

(4) "Sewer corporation", the same as defined in section 386.020;

(5) "Water and sewer infrastructure rate adjustment" or "WSIRA", a separate line item rate on a customer's water or sewer bill designed to recover the appropriate pretax revenues associated with eligible infrastructure system projects implemented pursuant to sections 393.1500 to 393.1509;

(6) "Water corporation", the same as defined in section 386.020;

(7) "Water or sewer utility plant projects", shall consist of the following:

(a) Replacement of or cleaning and relining of existing water and sewer pipes, and associated valves, hydrants, meters, service lines, laterals, sewer taps, curbstops, and manholes;

(b) Replacement of lead mains, lead goosenecks and lead service lines, and associated valves and meters;

(c) Replacement of booster station and lift station pumps with equipment of similar capacity and operation, as well as related pipes, valves, and meters;

(d) Facilities relocations required due to construction or improvement of a highway, road, street, public way, or other public work by or on behalf of the United States, this state, a political subdivision of this state, or another entity having the power of eminent domain; provided that the costs related to such projects have not been reimbursed to the water or sewer corporation; and

(e) Replacement of water and wastewater treatment mechanical equipment with equipment of similar capacity and operation, including well and intake pumps, transfer pumps, high service or discharge pumps, and metering pumps;

(f) Replacement of Supervisory Control and Data Acquisition System (SCADA) components necessary for the operation and monitoring of remote installations including radio and cellular communication equipment, and programmable logic controllers;

(8) "WSIRA revenues", revenues produced through implementation of a WSIRA pursuant to sections 393.1500 to 393.1509, exclusive of revenues from all other rates and charges.

393.1506. 1. Notwithstanding any provisions of chapter 386 and this chapter to the contrary, a water or sewer corporation that provides water or sewer service to more than eight thousand customer connections may file a petition and proposed rate schedules with the commission to establish or change a WSIRA that will provide for the recovery of the appropriate pretax revenues associated with the eligible infrastructure system projects, less the appropriate pretax revenues associated with any retired utility plant that is being replaced by the eligible infrastructure system projects. The WSIRA shall not produce revenues in excess of fifteen percent of the water or sewer corporation's base revenue requirement approved by the commission in the water or sewer corporation's most recent general rate proceeding; provided, however, that neither WSIRA revenues attributable to replacement of customer-owned lead service lines, nor any reconciliation amounts described in subdivision (2) of subsection 5 of section 393.1509, shall count toward the program cap. The WSIRA and any future changes thereto shall be calculated and implemented in accordance with the provisions of sections 393.1503 to 393.1509. WSIRA revenues shall be subject to refund based upon a finding and order of the commission, to the extent provided in subsections 5 and 8 of section 393.1509.

2. The commission shall not approve a WSIRA for a water or sewer corporation that has not had a general rate proceeding decided or dismissed by issuance of a commission order within the past three years of the filing of a petition pursuant to this section, unless the water or sewer corporation has filed for or is the subject of a new general rate proceeding.

3. In no event shall a water or sewer corporation collect a WSIRA for a period exceeding three years unless the water or sewer corporation has filed for or is the subject of a pending general rate proceeding; provided that the WSIRA may be collected until the effective date of new rate schedules established as a result of the new general rate proceeding, or until the subject general rate proceeding is otherwise decided or dismissed by issuance of a commission order without new rates being established.

4. Except as provided in this subsection, in no event shall a water or sewer corporation collect a WSIRA if also collecting revenues from a commission-approved infrastructure system replacement surcharge as defined in sections 393.1000 to 393.1006. In no such event shall a customer be charged both an infrastructure system replacement surcharge under sections 393.1000 to 393.1006 and a WSIRA. In the event a water corporation is collecting ISRS revenues under sections 393.1000 to 393.1006, that was approved prior to the effective date of this section when the initial WSIRA is filed, the approved ISRS revenues shall be included in the new WSIRA filing.

393.1509. 1. (1) At the time that a water or sewer corporation files a petition with the commission seeking to establish or change a WSIRA, it shall submit proposed WSIRA rate schedules and supporting documentation regarding the calculation of the proposed WSIRA with the petition and shall serve the office of the public counsel with a copy of its petition, its proposed WSIRA rate schedules, and its supporting documentation.

(2) Upon the filing of a petition and any associated WSIRA rate schedules, seeking to establish or change a WSIRA, the commission shall publish notice of the filing.

(3) Three months prior to a water or sewer corporation filing a petition to establish a WSIRA, it shall also file with the commission a five-year capital expenditure plan unless such a plan has already been submitted during the previous twelve months. Thereafter, the water or sewer corporation shall annually file with the commission a five-year capital expenditure plan by January thirty first of each year the company is collecting revenues through a WSIRA.

2. (1) When a petition, along with any associated proposed rate schedules, is filed pursuant to the provisions of sections 393.1503 to 393.1509, the commission shall conduct an examination of the proposed WSIRA.

(2) The staff of the commission may examine information of the water or sewer corporation to confirm that the underlying costs are in accordance with the provisions of sections 393.1503 to 393.1509, and to confirm proper calculation of the proposed WSIRA, and may submit a report regarding its examination to the commission not later than ninety days after the petition is filed. No other revenue requirement or ratemaking issues shall be examined in consideration of the petition or associated proposed WSIRA rate schedules filed pursuant to the provisions of sections 393.1503 to 393.1509.

(3) The commission may hold a hearing on the petition and any associated WSIRA rate schedule and shall issue an order to become effective not later than one hundred eighty days after the petition is filed.

(4) If the commission finds that a petition complies with the requirements of sections 393.1503 to 393.1509, the commission shall enter an order authorizing the water or sewer corporation to implement a WSIRA that is sufficient to recover appropriate pretax revenues, as determined by the commission pursuant to the provisions of sections 393.1503 to 393.1509.

3. A water or sewer corporation may effectuate a change in its WSIRA pursuant to this section no more often than two times in every twelve-month period.

4. In determining the appropriate pretax revenues, the commission shall consider only the following factors:

(1) The current state, federal, and local income or excise tax rates, including any income tax deductions;

(2) The water or sewer corporation's actual regulatory capital structure as determined during the most recent general rate proceeding of the water or sewer corporation;

(3) The actual cost rates for the water or sewer corporation's debt and preferred stock as determined during the most recent general rate proceeding of the water or sewer corporation;

(4) The water or sewer corporation's cost of common equity as determined during the most recent general rate proceeding of the water or sewer corporation;

(5) The current property tax rate or rates applicable to the eligible infrastructure system projects;

(6) The current depreciation rates applicable to the eligible infrastructure system projects;

(7) In the event information described in subdivisions (2), (3), and (4) of this subsection is unavailable and the commission is not provided with such information on an agreed-upon basis, the commission shall utilize the overall pretax weighted average cost of capital last authorized for the water or sewer in a general rate proceeding regarding an ISRS or WSIRA.

5. (1) A WSIRA shall be calculated based upon the amount of infrastructure system project costs that are eligible for recovery during the period in which the WSIRA will be in effect and upon the applicable customer class billing determinants utilized in designing the water or sewer corporation's customer rates in its most recent general rate proceeding and allocated in a manner consistent with the rate design methodology utilized to develop the water or sewer corporation's base rates resulting from its most recent general rate proceeding.

(2) At the end of each twelve-month calendar period that a WSIRA is in effect, the water or sewer corporation shall reconcile the differences between the revenues resulting from a WSIRA and the appropriate pretax revenues as found by the commission for that period and shall submit the reconciliation

and a proposed WSIRA to the commission for approval to recover or credit the difference, as appropriate, through a WSIRA.

6. (1) A water or sewer corporation that has implemented a WSIRA pursuant to the provisions of sections 393.1503 to 393.1509 shall file revised WSIRA schedules to reset the WSIRA to zero when new base rates and charges become effective for the water or sewer corporation following a commission order establishing customer rates in a general rate proceeding that incorporates in the utility's base rates, subject to subsections 8 and 9 of this section, eligible costs previously reflected in a WSIRA.

(2) Upon the inclusion in a water or sewer corporation's base rates, subject to subsections 8 and 9 of this section, of eligible costs previously reflected in a WSIRA, the water or sewer corporation shall immediately thereafter reconcile any previously unreconciled WSIRA revenues as necessary to ensure that revenues resulting from the WSIRA match as closely as possible the appropriate pretax revenues as found by the commission for that period.

7. A water or sewer corporation's filing of a petition to establish or change a WSIRA pursuant to the provisions of sections 393.1503 to 393.1509 shall not be considered a request for a general increase in the water or sewer corporation's base rates and charges.

8. Commission approval of a petition, and any associated rate schedules, to establish or change a WSIRA pursuant to the provisions of sections 393.1503 to 393.1509 shall in no way be binding upon the commission in determining the ratemaking treatment to be applied to eligible infrastructure system projects during a subsequent general rate proceeding when the commission may undertake to review the prudence of such costs. In the event the commission disallows, during a subsequent general rate proceeding, recovery of costs associated with eligible infrastructure system projects previously included in a WSIRA, the water or sewer corporation shall offset its WSIRA in the future as necessary to recognize and account for any such overcollections.

9. Nothing contained in sections 393.1503 to 393.1509 shall be construed to impair in any way the authority of the commission to review the reasonableness of the rates or charges of a water or sewer corporation, including review of the prudence of eligible infrastructure system replacements made by a water or sewer corporation, pursuant to the provisions of section 386.390.

10. The commission may take into account any change in business risk to the water or sewer corporation resulting from implementation of the WSIRA in setting the corporation's allowed return in a general rate proceeding in addition to any other changes in business risk experienced by the corporation.

11. The commission shall have authority to promulgate rules for the implementation of sections 393.1503 to 393.1509, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of sections 393.1503 to 393.1509. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

12. The provisions of sections 393.1500 to 393.1509 shall expire on December 31, 2031."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hovis offered **House Amendment No. 1 to House Amendment No. 9.**

*House Amendment No. 1
to
House Amendment No. 9*

AMEND House Amendment No. 9 to House Committee Substitute for House Bill No. 835, Page 1, Line 1, by inserting after the number "835," the following:

"Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"204.300. 1. In all counties except counties of the first classification which have a charter form of government and which contain all or any portion of a city with a population of three hundred fifty thousand or more inhabitants, the governing body of the county, by resolution, order, or ordinance, shall appoint five trustees, the majority of whom shall reside within the boundaries of the district. In the event the district extends into any county bordering the county in which the greater portion of the district lies, the presiding commissioner or other chief executive officer of the adjoining county shall be an additional member of the appointed board of trustees. **Subject to the provisions of sections 105.450 to 105.498,** the trustees may be paid reasonable compensation by the district for their services **outside their duties as trustee** ~~[-; except that, any compensation schedule shall be approved by resolution of the board of trustees].~~ **Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month, except that in a county of the first classification, a trustee shall not be paid for attending more than four meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district.** The board of trustees shall be responsible for the control and operation of the sewer district. The term of each board member shall be five years; except that, members of the governing body of the county sitting upon the board shall not serve beyond the expiration of their term as members of such governing body of the county. The first board of trustees shall be appointed for terms ranging from one to five years so as to establish one vacancy per year thereafter. If the governing body of the county with the right of appointment under this section fails to appoint a trustee to fill a vacancy on the board within sixty days after receiving written notice from the common sewer district of the existence of such vacancy, then the vacancy may be filled by a majority of the remaining members then in office of the board of trustees of such common sewer district. **Subject to the provisions of sections 105.450 to 105.498,** the trustees may be paid reasonable compensation by the district for their services **outside their duties as trustee.** ~~[-; except that, any compensation schedule shall be approved by resolution, order, or ordinance of the governing body of the county. Any and all expenses incurred in the performance of their duties shall be reimbursed by the district.]~~ **Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month, except that in a county of the first classification, a trustee shall not be paid for attending more than four meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district.** The board of trustees shall have the power to employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees shall select a treasurer, who may be either a member of the board of trustees or another qualified individual. The treasurer selected by the board shall give such bond as may be required by the board of trustees. The board of trustees shall appoint the sewer engineer for the county in which the greater part of the district lies as chief engineer for the district, and the sewer engineer shall have the same powers, responsibilities and duties in regard to planning, construction and maintenance of the sewers, and treatment facilities of the district as he now has by virtue of law in regard to the sewer facilities within the county for which he is elected. If there is no sewer engineer in the county in which the greater part of the district lies, the board of trustees may employ a registered professional engineer as chief engineer for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district. The provisions of this subsection shall not apply to any county of the first classification which has a charter form of government and which contains all or any portion of a city with a population of three hundred fifty thousand or more inhabitants.

2. In any county of the first classification which has a charter form of government and which contains all or any portion of a city with a population of three hundred fifty thousand or more inhabitants, and in any county of the first classification without a charter form of government and which has a population of more than sixty-three thousand seven hundred but less than seventy-five thousand, there shall be a ten-member board of trustees to consist of the county executive, the mayors of the five cities constituting the largest users by flow during the previous fiscal year, the mayors of three cities which are not among the five largest users and who are members of the advisory board of the district established pursuant to section 204.310, and one member of the county legislature to be appointed by the county executive, with the concurrence of the county legislature. If the county executive does not appoint such members of the county legislature to the board of trustees within sixty days, the county legislature shall make the appointments. The advisory board members shall be appointed annually by the advisory board. In the

event the district extends into any county bordering the county in which the greater portion of the district lies, the number of members on the board of trustees shall be increased to a total of eleven and the presiding commissioner or county executive of the adjoining county shall be an additional member of the board of trustees. ~~[The trustees shall receive no compensation for their services, but may be compensated for their reasonable expenses normally incurred in the performance of their duties.]~~ **Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month, except that in a county of the first classification, a trustee shall not be paid for attending more than four meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district. Subject to the provisions of sections 105.454 to 105.498, the trustees may be paid reasonable compensation by the district for their services outside their duties as trustees.** The board of trustees may employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees may employ and fix the duties and compensation of an administrator for the district. The administrator shall be the chief executive officer of the district subject to the supervision and direction of the board of trustees and shall exercise the powers, responsibilities and duties heretofore exercised by the chief engineer prior to September 28, 1983. The administrator of the district may, with the approval of the board of trustees, retain consulting engineers for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district. The provisions of this subsection shall only apply to counties of the first classification which have a charter form of government and which contain all or any portion of a city with a population of three hundred fifty thousand or more inhabitants.

204.610. 1. There shall be five trustees, appointed or elected as provided for in the circuit court decree or amended decree of incorporation for a reorganized common sewer district, who shall reside within the boundaries of the district. Each trustee shall be a voter of the district and shall have resided in said district for twelve months immediately prior to the trustee's election or appointment. A trustee shall be at least twenty-five years of age and shall not be delinquent in the payment of taxes at the time of the trustee's election or appointment. Regardless of whether or not the trustees are elected or appointed, in the event the district extends into any county bordering the county in which the greater portion of the district lies, the presiding commissioner or other chief executive officer of the adjoining county shall be an additional member of the board of trustees, or the governing body of such bordering county may appoint a citizen from such county to serve as an additional member of the board of trustees. Said additional trustee shall meet the qualifications set forth in this section for a trustee.

2. ~~[The trustees shall receive no compensation for their services but may be compensated for reasonable expenses normally incurred in the performance of their duties.]~~ **Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district. Subject to the provisions of sections 105.454 to 105.498, the trustees may be paid reasonable compensation by the district for their services outside their duties as trustees.** The board of trustees may employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees may employ and fix the duties and compensation of an administrator for the district. The administrator shall be the chief executive officer of the district subject to the supervision and direction of the board of trustees. The administrator of the district may, with the approval of the board of trustees, retain consulting engineers for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district.

3. Except as provided in subsection 1 of this section, the term of office of a trustee shall be five years. The remaining trustees shall appoint a person qualified under this section to fill any vacancy on the board. The initial trustees appointed by the circuit court shall serve until the first Tuesday after the first Monday in June or until the first Tuesday after the first Monday in April, depending upon the resolution of the trustees. In the event that the trustees are elected, said elections shall be conducted by the appropriate election authority under chapter 115. Otherwise, trustees shall be appointed by the county commission in accordance with the qualifications set forth in subsection 1 of this section.

4. Notwithstanding any other provision of law, if there is only one candidate for the post of trustee, then no election shall be held, and the candidate shall assume the responsibilities of office at the same time and in the same manner as if elected. If there is no candidate for the post of trustee, then no election shall be held for that post and it shall be considered vacant, to be filled under the provisions of subsection 3 of this section."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hudson assumed the Chair.

On motion of Representative Hovis, **House Amendment No. 1 to House Amendment No. 9** was adopted.

On motion of Representative Wallingford, **House Amendment No. 9, as amended**, was adopted.

Representative McCreery offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 835, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"249.422. 1. If approved by a majority of the voters voting on the proposal, any city, town, village or county on behalf of the unincorporated area, located either within the boundaries of a sewer district established pursuant to Article VI, Section 30(a) of the Missouri Constitution or within any county of the first classification having a charter form of government with a population of more than two hundred ten thousand inhabitants but less than three hundred thousand inhabitants, may by city, town, village or county ordinance levy and impose annually for the repair of lateral sewer service lines on or connecting residential property having six or less dwelling units a fee not to exceed fifty dollars per year. Any city, town, village, or county that establishes or increases the fee used to repair any portion of the lateral sewer service line shall include all defective portions of the lateral sewer service line from the residential structure to its connection with the public sewer system line. Notwithstanding any provision of chapter 448, the fee imposed pursuant to this chapter shall be imposed upon condominiums that have six or less condominium units per building and each condominium unit shall be responsible for its proportionate share of any fee charged pursuant to this chapter~~[-and]~~. In addition, any condominium unit shall, if determined to be responsible for and served by its own individual lateral sewer line **and notified of the determination in writing each time a notification of change of assessment is sent to the property owner under section 137.180**, be treated as an individual residence regardless of the number of units in the development. It shall be the responsibility of the condominium owner or condominium association who are of the opinion that they are not properly classified as provided in this section to notify the county **or municipal** office administering the program. Where an existing sewer lateral program was in effect prior to August 28, 2003, condominium and apartment units not previously enrolled may be ineligible for enrollment if it is determined that the sewer lateral serving the unit is defective.

2. The question shall be submitted in substantially the following form:

Shall a maximum charge not to exceed fifty dollars be assessed annually on residential property for each lateral sewer service line serving six or less dwelling units on that property and condominiums that have six or less condominium units per building and any condominium responsible for its own individual lateral sewer line to provide funds to pay the cost of certain repairs of those lateral sewer service lines which may be billed quarterly or annually?

☐ YES

☐ NO

3. If a majority of the voters voting thereon approve the proposal provided for in subsection 2 of this section, the governing body of the city, town, village or county may enact an ordinance for the collection and administration of such fee in order to protect the public health, welfare, peace and safety. The funds collected pursuant to such ordinance shall be deposited in a special account to be used solely for the purpose of paying for all or a portion of the costs reasonably associated with and necessary to administer and carry out the defective lateral sewer service line repairs. All interest generated on deposited funds shall be accrued to the special account established for the repair of lateral sewer service lines.

4. Fee payments that are authorized by this section shall be exempt from the requirements of section 139.031, and class action challenges are authorized, including challenges under Article X, Sections 22 and 23 of the Constitution of Missouri, as well as other measures approved by law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

On motion of Representative Haffner, **HCS HB 835, as amended**, was adopted.

On motion of Representative Haffner, **HCS HB 835, as amended**, was ordered perfected and printed.

HCS HB 1212, relating to the joint committee on federal government oversight, was taken up by Representative Francis.

On motion of Representative Francis, the title of **HCS HB 1212** was agreed to.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thompson	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann				

NOES: 037

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Mosley	Nurrenbern	Person
Phifer	Quade	Rowland	Sauls	Smith 67
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 001

Sharp 36

ABSENT WITH LEAVE: 028

Aldridge	Barnes	Bland Manlove	Bosley	Chipman
Christofanelli	Collins	Derges	Henderson	Hovis
Kidd	Lewis 6	Lovasco	McDaniel	Merideth
Morse	Patterson	Pietzman	Railsback	Roden
Roeber	Rogers	Seitz	Stevens 46	Thomas
Veit	Wright	Mr. Speaker		

VACANCIES: 001

On motion of Representative Francis, **HCS HB 1212** was adopted.

On motion of Representative Francis, **HCS HB 1212** was ordered perfected and printed.

On motion of Representative Plocher, the House recessed until 4:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 028

Atchison	Bailey	Basye	Brown 27	Busick
Cook	Cupps	Davis	Derges	Haffner
Hardwick	Kelley 127	Kelly 141	Lewis 6	Lovasco
Mayhew	McGill	Owen	Patterson	Richey
Riggs	Roberts	Shields	Simmons	Taylor 139
Veit	Walsh 50	West		

NOES: 003

Fitzwater	Mackey	Rowland
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PRESENT: 113

Adams	Anderson	Andrews	Appelbaum	Aune
Baker	Bangert	Baringer	Barnes	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Chipman	Christofanelli	Coleman 97	Collins
Copeland	Davidson	Deaton	DeGroot	Dinkins
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fogle	Francis	Gray	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kidd	Knight	Lewis 25	McCreery
McGaugh	Mosley	Murphy	Nurrenbern	O'Donnell
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Quade	Railsback
Reedy	Riley	Roden	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Wallingford	Walsh Moore 93	Weber	Wiemann	Windham
Wright	Young	Mr. Speaker		

ABSENT WITH LEAVE: 018

Aldridge	Bland Manlove	Bosley	Clemens	Coleman 32
Dogan	Gregory 51	Ingle	McDaniel	Merideth
Morse	Phifer	Pietzman	Price IV	Proudie
Roeber	Rogers	Tate		

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 1141 & 1067, relating to A+ schools, was taken up by Representative Shaul.

Representative Shaul moved that the title of **HCS HBs 1141 & 1067** be agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1141 & 1067, Page 1, In the Title, Line 2, by deleting "A+"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

Representative Basye offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1141 & 1067, Page 5, Section 160.545, Line 138, by inserting after said section and line the following:

"Section 1. 1. Interscholastic or intramural athletic teams that are sponsored by a public school shall be expressly designated as one of the following based on biological sex:

- (1) "Males", "men", or "boys";**
- (2) "Females", "women", or "girls"; or**
- (3) "Coed" or "mixed".**

2. Athletic teams or sports designated for "females", "women", or "girls" shall not be open to students of the male sex. Students of the female sex who previously participated in athletic teams or sports designated for "females", "women", or "girls" and who have begun gender or sex transitioning shall not participate in athletic teams or sports designated for "females", "women", or "girls" but may participate in athletic teams or sports designated "coed" or "mixed". Students of the female sex may participate in athletic teams or sports designated for "males", "men", or "boys" if the public school does not offer a comparable athletic team or sport designated for "females", "women", or "girls".

3. The general assembly may enact laws to implement this section including, without limitation, laws concerning:

- (1) Protections for public schools from complaints, investigations, or other adverse actions for maintaining separate interscholastic or intramural athletic teams or sports for students of the male and female sex; and**
 - (2) Causes of action for injunctive relief, damages, and any other relief available under law for:**
 - (a) A student who is deprived of an athletic opportunity or who suffers direct or indirect harm resulting from a violation of this section;**
 - (b) A student who is subject to retaliation or other adverse action by a public school as a result of reporting a violation of this section; or**
 - (c) A public school that suffers any direct or indirect harm as a result of a violation of this section.";**
- and

Further amend said bill and page, Section B, Lines 3 and 5, by inserting after both instances of the word "section" the words "160.545 of section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HBs 1141 & 1067, as amended, with House Amendment No. 2, pending, was laid over.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

- SB 5** - Economic Development
SS SCS SB 27 - Downsizing State Government
SB 377 - Agriculture Policy

COMMITTEE REPORTS

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 68**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Rogers, Sharp (36) and Weber

Absent (1): Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 679**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1337**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Merideth

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was returned **HB 290**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Cook, Hardwick, McDaniel, Phiifer, Roden and Walsh (50)

Noes (0)

Absent (4): Bland Manlove, Mosley, Schroer and Taylor (48)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 863**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Cook, Hardwick, McDaniel, Phifer, Roden and Walsh (50)

Noes (0)

Absent (4): Bland Manlove, Mosley, Schroer and Taylor (48)

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Eggleston, Fitzwater, Terry and Walsh (50)

Noes (1): Baringer

Absent (3): Griesheimer, Richey and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 849**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Eggleston, Fitzwater, Terry and Walsh (50)

Noes (0)

Absent (3): Griesheimer, Richey and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS#2 SB 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Eggleston, Fitzwater, Terry and Walsh (50)

Noes (0)

Absent (3): Griesheimer, Richey and Wiemann

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCR 48**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 48**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Mackey, McDaniel, McGaugh, Patterson and Ruth

Noes (2): Bosley and Phifer

Present (1): Ingle

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 518**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): McDaniel

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 571**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (1): McDaniel

Present (1): Phifer

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 688**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (5): Bosley, Ingle, Mackey, McDaniel and Phifer

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1125**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): McDaniel

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): McDaniel

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1335**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): McDaniel

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1415**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (5): Bosley, Ingle, Mackey, McDaniel and Phifer

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Cupps

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 88**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 101**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 354**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 816**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 921**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 955**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1090**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1126**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1165**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1166**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

The following members' presence was noted: Aldridge, Bosley, and Rogers.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, April 21, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Wednesday, April 21, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 431

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Wednesday, April 21, 2021, 8:00 AM, House Hearing Room 3.

Public hearing will be held: SS SCS SB 71, SS SCS SB 57

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Thursday, April 22, 2021, 8:00 AM, House Hearing Room 3.

Executive session will be held: SS SCS SB 71

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Executive session will be held: HB 517

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 22, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 5

Executive session will be held: SB 365

Executive session may be held on any matter referred to the committee.

Added SB 5.

AMENDED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1303, HB 1362, HB 680

Executive session may be held on any matter referred to the committee.

Added HB 680.

AMENDED

ETHICS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: SS SCS SB 106

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 22, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HB 889, SS SCS SB 43

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER second quarter meeting.

LEGISLATIVE REVIEW

Wednesday, April 21, 2021, 9:30 AM, House Hearing Room 6.

Executive session will be held: HB 259, HCS HB 876

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Thursday, April 22, 2021, upon adjournment, House Hearing Room 3.

Executive session will be held: HB 920

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1274, HB 1365

Executive session will be held: HB 607, HB 1336

Executive session may be held on any matter referred to the committee.

Removed HB 274.

AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 21, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1426, SB 330

Executive session will be held: SB 9

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HB 293, HB 440, HCS HB 467, HB 1003, HB 1135, HB 1296, HCS HB 1444

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: SB 72

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 21, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: SCS SCR 3, HB 1425

Executive session may be held on any matter referred to the committee.

Added HB 1425.

AMENDED

TRANSPORTATION

Wednesday, April 21, 2021, 6:30 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SB 89, SS#2 SCS SB 262

Executive session will be held: SCS SB 520

Executive session may be held on any matter referred to the committee.

CORRECTED

VETERANS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 6.

Executive session will be held: SS SB 63, SS SCS SB 120

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HJR 7

Executive session will be held: SS SCS SBs 153 & 97, SB 226

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Executive session will be held: SB 303

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 21, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HJR 17 - Kidd
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HB 688 - Murphy

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent
HB 259, (Legislative Review 4/13/21) - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan

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HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 1141 & 1067, as amended, HA 2 pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HB 1061 - Eggleston
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 242 - Porter
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HB 338 - Mayhew
HB 353 - Henderson
HCS HBs 359 & 634 - Baker
HB 381 - McGaugh
HB 390 - Griffith
HB 396 - Richey
HCS HB 443 - Kalberloh
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HCS HB 814 - O'Donnell
HCS HB 839 - Copeland
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1010 - Boggs
HB 1156 - Hill
HB 1162 - Trent

HB 1178 - Riggs
HB 1345 - Cupps
HB 920, (Legislative Review 4/19/21) - Baker
HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE COMPLAINTS FOR THIRD READING

HC 2 - Fitzwater

HOUSE BILLS FOR THIRD READING

HCS HB 439 - Davidson
HB 158 - Hudson

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HB 253 - Fishel
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 849 - Griffith

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26 - Schroer

SB 37 - Knight

SS SB 22 - Grier

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 21, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let the words of my mouth, and the mediation of my heart, be acceptable in Thy sight, O Lord, my strength, and my Redeemer. (Psalm 19:14)

Our God, who art in heaven and on earth, we pause in Your presence once again to acknowledge our deep dependence upon You, especially today, and to offer unto You the devotion of our hearts. Make plain to us what we should do this spring day and give us courage to walk in that way. In all our thinking, in all our speaking, in all our voting, may Your love as truth motivate us. Your strength supports us, and Your spirit guides us for the good of our great bicentennial state and for the well-being of all Missourians.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-sixth day was approved as printed by the following vote:

AYES: 134

Anderson	Andrews	Appelbaum	Atchison	Aune
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lovasco	Mayhew	McCreery	McGaugh
McGill	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron

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Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 005

Adams	Mackey	Phifer	Rowland	Stevens 46
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PRESENT: 005

Bland Manlove	Collins	Fogle	Ingle	Terry
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ABSENT WITH LEAVE: 018

Aldridge	Bailey	Boggs	Bosley	DeGroot
Lewis 6	McDaniel	Merideth	Morse	Person
Pietzman	Pollock 123	Price IV	Roeber	Rone
Tate	Wallingford	Windham		

VACANCIES: 001

MOTION

Representative Plocher moved that Rule 44 be suspended.

Which motion was adopted by the following vote:

AYES: 146

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Mosley	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields

Simmons	Smith 155	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Appelbaum	Bosley	Evans	Lewis 6
McDaniel	Merideth	Morse	Murphy	Person
Pietzman	Roeber	Rone	Smith 163	Wallingford
Windham				

VACANCIES: 001

THIRD READING OF HOUSE COMPLAINTS

HC 2, relating to House Ethics Complaint No. 21-001, was taken up by Representative Fitzwater.

Representative Fitzwater moved that the House of Representatives third read and adopt the report by the Committee on Ethics, dated April 19, 2021.

HOUSE COMPLAINT NO. 2

HOUSE ETHICS COMPLAINT NO. 21-001

In the Matter of Representative Rick Roeber

WHEREAS, Rule 37 of the Rules of the House of Representatives of the 101st General Assembly authorizes the Committee on Ethics to consider and report upon complaints referred to it relating to ethical misconduct of a member of the House; and

WHEREAS, in January 2021, two representatives filed formal complaints of ethical misconduct concerning Respondent Rick Roeber and disturbing allegations of sexual and physical abuse of his children; and

WHEREAS, the complaints requested that the Committee on Ethics conduct an investigation into the allegations and report its findings; and

WHEREAS, the Committee on Ethics determined that the complaints were in compliance with the House Rules and that the Committee had jurisdiction over this matter; and

WHEREAS, the Committee met on numerous occasions from February through early April 2021, receiving sworn testimony from five witnesses and reviewing over two hundred pages of available documents concerning the accusations of abuse; and

WHEREAS, the Committee found the testimony of Witness 1 and Child 1, Child 3, and Child 4 to be credible; and

WHEREAS, the Committee found Respondent to be combative, defensive, and defiant, and the testimony of Respondent, in all material respects related to the investigation, to be not credible; and

WHEREAS, at the conclusion of the primary hearing, Thursday, April 8, 2021, the Committee unanimously voted to find the allegations in the two complaints to be credible and well founded and to offer Respondent the recommended sanction of expulsion. Respondent was given until 5 p.m., Monday, April 12, 2021, to accept or object to the recommended sanction; and

WHEREAS, later in the day on Thursday, April 8, 2021, Respondent contacted the Committee Chair and Chief Clerk and verbally indicated he would submit a resignation letter to the Speaker on Monday, April 12, 2021; and

WHEREAS, on Monday, April 12, 2021, Respondent instead delivered to the Committee his written objection to the Committee's findings and recommendation in which Respondent requested a formal hearing under the rules governing the Committee on Ethics; and

WHEREAS, before the Committee could conduct a formal hearing in this matter, Respondent delivered to the Speaker his letter of resignation effective 11:59 p.m., Friday, April 16, 2021; and

WHEREAS, the Committee found Respondent's actions, including the tender of a resignation letter, to be a waiver of any further requested action or procedure under the rules governing the Committee on Ethics; and

WHEREAS, the House of Representatives, on Thursday, April 15, 2021, voted to postpone the acceptance of Respondent's resignation until the recommendation of the Committee on Ethics is considered by the House of Representatives; and

WHEREAS, on Monday, April 19, 2021, the Committee on Ethics voted, unanimously, to release its report containing the Committee's findings and recommendation that Respondent be expelled; and

WHEREAS, the report found that:

- (1) Respondent sexually abused Child 1 when Child 1 was nine years old;
- (2) Respondent sexually abused Child 2 when Child 2 was five years old;
- (3) Respondent attempted to sexually abuse Child 1 and Child 2 on other occasions;
- (4) Respondent physically and mentally abused his children; and
- (5) Respondent has never been held accountable for his conduct:

NOW THEREFORE BE IT RESOLVED that we, the members of the One Hundred First General Assembly, First Regular Session, pursuant to Rule 37 and Article III, Section 18 of the Missouri Constitution, and having given full consideration to the recommendations of the Committee on Ethics, find that:

(1) Respondent has committed ethical misconduct constituting a crime and a legal or moral wrong that has materially impaired the ability of Respondent to perform the duties of his office;

(2) The sexual abuse as referred to in the report of the Committee on Ethics constitutes both a Class A felony offense under the laws of this state and an offense of a sexual nature under the laws of this state; and

(3) Respondent's conduct renders him unfit to serve as a representative in the Missouri General Assembly; and

BE IT FURTHER RESOLVED that Respondent Rick Roeber be expelled from the One Hundred First General Assembly of the Missouri House of Representatives; and

BE IT FURTHER RESOLVED that Respondent pay \$1,574.09 in costs related to the investigation of the complaints.

Introduced by the Committee on Ethics

Date: April 19, 2021

Speaker Pro Tem Wiemann assumed the Chair.

Speaker Vescovo resumed the Chair.

On motion of Representative Fitzwater, **HC 2** was read the third time and adopted by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 001

DeGroot

ABSENT WITH LEAVE: 008

Lewis 6	Merideth	Morse	Pietzman	Roeber
Rogers	Tate	Wallingford		

VACANCIES: 001

Speaker Vescovo declared that **House Complaint No. 2**, in the matter of Rick Roeber, passed, and that the Representative from the 34th District is hereby expelled from the 101st General Assembly of the Missouri House of Representatives, and all sanctions contained within the report by the Committee on Ethics, dated April 19, 2021, shall be immediately imposed and enforced.

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 033

Anderson	Atchison	Bailey	Barnes	Basye
Black 7	Brown 27	Busick	Collins	Cook
Davis	Derges	Francis	Haffner	Hannegan
Hardwick	Kelley 127	Kidd	Lewis 6	Lovasco
McGill	Murphy	Owen	Patterson	Phifer
Pollock 123	Riggs	Shields	Taylor 139	Thomas
Veit	Walsh 50	Wright		

NOES: 002

Mackey	Rowland
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PRESENT: 073

Andrews	Appelbaum	Aune	Baker	Billington
Black 137	Boggs	Bromley	Buchheit-Courtway	Burger
Butz	Chipman	Coleman 32	Copeland	Davidson
Dinkins	Dogan	Doll	Eggleston	Evans
Falkner	Fogle	Gregory 51	Grier	Griesheimer
Griffith	Gunby	Haden	Haley	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Knight	Lewis 25	McCreery	McGaugh	O'Donnell
Perkins	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Railsback	Reedy	Riley
Roberts	Rone	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Smith 155
Smith 67	Stephens 128	Taylor 48	Terry	Thompson
Toalson Reisch	Turnbaugh	Van Schoiack	Weber	Wiemann
Windham	Young	Mr. Speaker		

ABSENT WITH LEAVE: 053

Adams	Aldridge	Bangert	Baringer	Bland Manlove
Bosley	Brown 16	Brown 70	Burnett	Burton
Christofanelli	Clemens	Coleman 97	Cupps	Deaton
DeGroot	Ellebracht	Fishel	Fitzwater	Gray
Gregory 96	Hicks	Ingle	Johnson	Kalberloh
Kelly 141	Mayhew	McDaniel	Merideth	Morse
Mosley	Nurrenbern	Person	Pietzman	Proudie
Quade	Richey	Roden	Rogers	Ruth
Sauls	Schnelting	Sharp 36	Simmons	Smith 163
Stacy	Stevens 46	Tate	Trent	Unsicker
Wallingford	Walsh Moore 93	West		

VACANCIES: 002

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 1141 & 1067, as amended, with House Amendment No. 2, pending, relating to schools, was taken up by Representative Shaul.

Representative Fitzwater assumed the Chair.

Speaker Vescovo resumed the Chair.

On motion of Representative Basye, **House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

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NOES: 051

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Burnett	Burton	Butz	Christofanelli
Clemens	Collins	Dogan	Doll	Ellebracht
Fogle	Gunby	Hannegan	Ingle	Johnson
Lewis 25	Lovasco	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Patterson	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Schwadron	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 001

Gray

ABSENT WITH LEAVE: 009

Brown 70	Cupps	Evans	Grier	McDaniel
Morse	Pietzman	Proudie	Veit	

VACANCIES: 002

Representative Fishel offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1141 & 1067, Page 5, Section 160.545, Line 138, by inserting after all of said section and line the following:

"162.052. 1. The registered voters of a school district may file a petition with the district's school board asking that an item be placed on a board meeting agenda. If the school board of a school district receives a petition, signed by at least five percent of the registered voters of the school district who voted in the last school board election, calling for an item to be placed on the agenda for the school board, then the school board shall place the requested item on the next meeting's agenda and shall take a vote on the petitioned item within the next three board meetings. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed. The school district shall verify the petition requirements with the local election authority of the district.

2. The school board shall follow all relevant board policies in regards to the placement of the item on the agenda, time allowed for discussion, testimony allowed, quorum requirements, the process by which a vote is taken, and the required number of votes for approval.

3. The petition shall contain a concise statement of what the school board is being requested to discuss and vote upon. Such statement shall consist of no more than one hundred words. The item requested by the petition shall be presented to the board in its exact form and shall not be modified by the board.

4. A petition to request an item to be placed on the school board's agenda shall not be submitted for the same item more than once every six months.

5. Items that may be presented to the board by petition shall include, but shall not be limited to:

- (1) Implementing, changing, or repealing a board policy;**
- (2) Modifying or reversing an action by school administration or requesting that certain action be taken by school administration;**
- (3) Implementing, changing, or discontinuing the use of any curriculum or course of instruction; or**
- (4) Modifying the school calendar.**

6. The petition process under this section shall not be used to recall board members, change district boundaries, authorize any bonding, impose any additional tax, or for any other purpose that would require an issue be placed on the ballot to be voted upon by residents at an election. However, a petition may be used under this section to request that any of the issues described under this subsection be discussed at an upcoming school board meeting and voted upon by the school board for further consideration by the district's voters."; and

Further amend said bill and page, Section B, Lines 3 and 5, by inserting after both instances of the word "section" the words "160.545 of section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 1141 & 1067, Page 1, Line 31, by deleting the said line and inserting in lieu thereof the following:

"voters.

170.352. 1. Definition. As used in this section, "Curriculum implementing Critical Race Theory" shall include any curriculum that does any of the following:

(1) Identifies people, entities, or institutions as inherently, immutably, or systemically sexist, racist, biased, privileged, or oppressed;

(2) Employs immutable, inherited, or objective characteristics such as race, income, appearance, family of origin, or sexual orientation in the service of:

(a) Defining a person's "identity";

(b) Classifying persons into groups for any purpose, including for the purpose of targeting only certain groups for education, formation, indoctrination, viewpoint or transformation;

(c) Perpetuating stereotypes; or

(d) Assigning blame to categories of persons, regardless of the actions of particular individuals.

2. Curricula implementing Critical Race Theory include, but are not limited to, the 1619 Project initiative of the New York Times, the Learning for Justice Curriculum of the Southern Poverty Law Center (along with its predecessor, Teaching Tolerance, and any successor curricula), We Stories, programs of Educational Equity Consultants, and similar and successor curricula.

3. No school district, charter school, or personnel or agent of such school district or charter school shall:

(1) Teach, use, or provide for use by any pupil any Curriculum implementing Critical Race Theory as part of any curriculum, course materials, or instruction in any course given in such school district or charter school; or

(2) Teach, affirm or promote as an accurate account or representation of the founding and history of the United States of America any of the claims, views, or opinions presented in the 1619 Project as part of any curriculum, course materials, or instruction in any course given in such school district or charter school."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HBs 1141 & 1067, as amended, with House Amendment No. 1 to House Amendment No. 3 and House Amendment No. 3, pending, was laid over.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 835 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 44 - Utilities

SS SCS SB 126 - General Laws

SS SB 212 - Public Safety

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (16): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (1): Knight

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 431**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (4): Coleman (97), Hannegan, Patterson and Shields

Noes (2): Unsicker and Young

Absent (4): Bailey, Dogan, Ingle and Pietzman

*The following ex-officio member was present: Kelly (141)

Committee on Insurance, Chairman Hill reporting:

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 907**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Atchison, Davidson, Ellebracht, Hill, Johnson, Murphy, Pollock (123), Porter, Sauls, Simmons, Tate and West

Noes (0)

Absent (1): Butz

Mr. Speaker: Your Committee on Insurance, to which was referred **SS SB 6**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Atchison, Davidson, Ellebracht, Hill, Johnson, Murphy, Pollock (123), Porter, Sauls, Simmons, Tate and West

Noes (0)

Absent (1): Butz

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Black (137), Coleman (97), DeGroot, Ellebracht, Hardwick, Riley and Trent

Noes (0)

Absent (2): Christofanelli and Rogers

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1280**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Brown (16), Burton, Busick, Butz, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Boggs

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SS SB 258**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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Ayes (12): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, Pouche, Rowland, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (2): Morse and O'Donnell

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **SB 303**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Brown (16), Haley, Henderson, Hurlbert, Railsback, Sharpe (4), Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (3): Gregory (51), Lewis (6) and Person

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 259**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Hicks, Houx, Kelly (141), McCreery, Shaul, Taylor (139), Veit and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 876, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (9): Burnett, Hicks, Houx, Kelly (141), McCreery, Shaul, Taylor (139), Veit and Wiemann

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 6**.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 15** entitled:

Relating to Scoliosis Awareness Month in Missouri.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 16**.

In which the concurrence of the House is respectfully requested.

Read the first time.

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael L. Parson.

GOVERNOR'S PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly “whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in “equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly “when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based.”

NOW THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the One Hundred First General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that through the third quarter of fiscal year 2021, the rate of expenditure for each of the appropriation lines in the fiscal year 2021 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2021 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 21st day of April, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

	Agency	Budget Appropriation Line
1	ELEM & SEC EDUCATION-OPER	02.015
2	ELEM & SEC EDUCATION-OPER	02.205
3	ELEM & SEC EDUCATION-OPER	02.205
4	ELEM & SEC EDUCATION-OPER	02.215
5	MO TRANSPORTATION-OPER	04.435
6	PUBLIC SAFETY-OPERATING	08.315
7	PUBLIC SAFETY-OPERATING	08.315
8	PUBLIC SAFETY-OPERATING	08.315
9	PUBLIC SAFETY-OPERATING	08.315
10	PUBLIC SAFETY-OPERATING	08.315
11	PUBLIC SAFETY-OPERATING	08.315
12	PUBLIC SAFETY-OPERATING	08.315
13	PUBLIC SAFETY-OPERATING	08.315
14	PUBLIC SAFETY-OPERATING	08.315
15	PUBLIC SAFETY-OPERATING	08.315
16	PUBLIC SAFETY-OPERATING	08.315
17	PUBLIC SAFETY-OPERATING	08.315
18	PUBLIC SAFETY-OPERATING	08.315
19	PUBLIC SAFETY-OPERATING	08.315
20	PUBLIC SAFETY-OPERATING	08.315
21	PUBLIC SAFETY-OPERATING	08.315
22	PUBLIC SAFETY-OPERATING	08.315
23	PUBLIC SAFETY-OPERATING	08.315

24	PUBLIC SAFETY-OPERATING	08.315
25	JUDICIARY-OPERATING	12.320
26	PUBLIC DEFENDER-OPERATING	12.400
27	LEGISLATURE-OPERATING	12.525
28	ECONOMIC DEVELOP-OPER	16.005
29	PUBLIC SAFETY-OPERATING	16.010

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, April 22, 2021.

COMMITTEE HEARINGS

CRIME PREVENTION

Thursday, April 22, 2021, 8:00 AM, House Hearing Room 3.

Executive session will be held: SS SCS SB 71

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 22, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 5

Executive session will be held: SB 365

Executive session may be held on any matter referred to the committee.

Added SB 5.

AMENDED

ETHICS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

CANCELLED

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

CANCELLED

FISCAL REVIEW

Thursday, April 22, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 22, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HB 889

Executive session may be held on any matter referred to the committee.

Removed SB 43.

AMENDED

INSURANCE

Tuesday, April 27, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: SB 29

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER second quarter meeting.

LEGISLATIVE REVIEW

Thursday, April 22, 2021, upon adjournment, House Hearing Room 3.

Executive session will be held: HB 920

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1274, HB 1365

Executive session will be held: HB 607, HB 1336

Executive session may be held on any matter referred to the committee.

Removed HB 274.

AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Monday, April 26, 2021, 2:00 PM, House Hearing Room 5.

Executive session will be held: SB 330, SB 9

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Thursday, April 22, 2021, upon adjournment, House Hearing Room 5.

Executive session will be held: SS SCS SB 4

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, April 22, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 293, HB 440, HCS HB 467, HB 1003, HB 1135, HB 1296, HCS HB 1444

Executive session may be held on any matter referred to the committee.

Note: Room change.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Thursday, April 22, 2021, upon adjournment of Rules - Administrative Oversight, House Hearing Room 1.

Executive session will be held: HB 64, HCS HB 108, HB 580, HCS HB 608, HCS HB 628, HB 743, HB 836, HCS HB 852, HCS HB 900, HB 1056, HB 1150, HB 1304

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

VETERANS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 6.

Executive session will be held: SS SB 63, SS SCS SB 120

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-EIGHTH DAY, THURSDAY, APRIL 22, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HB 688 - Murphy

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent
HB 259 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter

HB 1363 - Dogan
HB 445 - McGirl
HB 1061 - Eggleston
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 242 - Porter
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HB 338 - Mayhew
HB 353 - Henderson
HCS HBs 359 & 634 - Baker
HB 381 - McGaugh
HB 390 - Griffith
HB 396 - Richey
HCS HB 443 - Kalberloh
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HCS HB 814 - O'Donnell
HCS HB 839 - Copeland
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1010 - Boggs
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920, (Legislative Review 4/19/21) - Baker
HS HCS HB 876 - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot

HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 439 - Davidson
HB 158 - Hudson
HCS HB 494 - Hurlbert
HB 352 - Henderson
HCS HB 1204 - Hardwick
HCS HBs 928 & 927 - Thompson
HCS HB 160 - Veit
HCS HB 734 - O'Donnell
HCS HB 835, (Fiscal Review 4/21/21) - Haffner
HCS HB 1212 - Francis

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HB 253 - Fishel
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 849 - Griffith

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 6
SCR 15
SCR 16

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26 - Schroer
SB 37 - Knight
SS SB 22 - Grier

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, Thursday, April 22, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Be still and know that God is. (Psalm 46:10)

O loving God, our heavenly creator, so high above us that we cannot comprehend You and yet so deep within us that we cannot escape You, make Yourself powerfully real to us as we pray today under this dome.

We can become stressed. We pray that You will lift us into the fellowship of great minds. We can become frustrated. We pray that You will lift us into the companionship of great hearts, that in these relationships our faith may be renewed, our hope strengthened, and our courage confirmed in the People's House.

Bless these Representatives as they wait upon You. May they be wise with Your wisdom, strong with Your power, and faithful in Your faithfulness to them, now and forever!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jackson Edward Sauls, Bryce Haden, Asher Bilbro, and Tucker Herron.

The Journal of the fifty-seventh day was approved as printed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 6, relating to the U.S. Supreme Court.

SCR 15, relating to Scoliosis Awareness Month in Missouri.

SCR 16, relating to the TC Energy Keystone XL pipeline.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 835**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (1): Terry

Absent (2): Baringer and Eggleston

THIRD READING OF HOUSE BILLS

HCS HB 439, relating to authorization to teach in public schools, was placed on the Informal Calendar.

HB 158, relating to county bodies, was taken up by Representative Hudson.

On motion of Representative Hudson, **HB 158** was read the third time and passed by the following vote:

AYES: 139

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Burger	Burnett	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Rowland
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Stevens 46	Taylor 139	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Young	Mr. Speaker	

NOES: 005

Buchheit-Courtway	Busick	Davis	Smith 67	Terry
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PRESENT: 000

ABSENT WITH LEAVE: 017

Bailey	Bosley	Brown 70	Burton	Derges
Francis	McDaniel	Morse	Pietzman	Proudie
Roden	Rogers	Sauls	Simmons	Tate
Taylor 48	Wright			

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 494, relating to the participation of home school students in public school activities, was placed on the Informal Calendar.

HB 352, relating to the inmate canteen fund, was taken up by Representative Henderson.

On motion of Representative Henderson, **HB 352** was read the third time and passed by the following vote:

AYES: 145

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Young	Mr. Speaker

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NOES: 001

Bland Manlove

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Bosley	Brown 70	Burton	Derges
Francis	McDaniel	Morse	Pietzman	Proudie
Rogers	Simmons	Tate	Taylor 48	Wright

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 1204, relating to cybersecurity, was taken up by Representative Hardwick.

On motion of Representative Hardwick, **HCS HB 1204** was read the third time and passed by the following vote:

AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGirl	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Bailey	Bosley	Brown 70	Burton	Derges
Francis	Grier	McDaniel	Morse	Pietzman
Proudie	Rogers	Smith 163	Tate	Taylor 48
Wright	Young			

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HBs 928 & 927, relating to financial institutions, was taken up by Representative Thompson.

On motion of Representative Thompson, **HCS HBs 928 & 927** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

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ABSENT WITH LEAVE: 013

Bailey	Bosley	Brown 70	Burton	Derges
McDaniel	McGaugh	Morse	Pietzman	Proudie
Rogers	Smith 163	Tate		

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 160, relating to compensation for jurors, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HB 160** was read the third time and passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Rowland	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Bosley	Brown 70	Burton	Derges
Francis	Hurlbert	McDaniel	Morse	Pietzman
Proudie	Roden	Rogers	Sauls	Smith 163

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 734, relating to ratemaking for electrical corporations, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, **HCS HB 734** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bailey	Bosley	Brown 70	Burton	Derges
Hicks	McDaniel	Morse	Pietzman	Roberts
Roden	Rogers			

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 835, relating to utilities, was taken up by Representative Haffner.

On motion of Representative Haffner, **HCS HB 835** was read the third time and passed by the following vote:

AYES: 085

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Bromley	Brown 16	Burger
Busick	Chipman	Coleman 32	Cook	Copeland
Cupps	Davidson	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Person	Plocher
Pollitt 52	Porter	Pouche	Price IV	Railsback
Reedy	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stephens 128	Tate	Taylor 48	Thompson
Toalson Reisch	Van Schoiack	Veit	Wallingford	Wright

NOES: 065

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Boggs
Bosley	Brown 27	Buchheit-Courtway	Burnett	Butz
Christofanelli	Clemens	Coleman 97	Collins	Davis
Deaton	DeGroot	Doll	Ellebracht	Fogle
Gray	Grier	Gunby	Hill	Hudson
Ingle	Johnson	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Phifer
Pollock 123	Quade	Richey	Roden	Rowland
Sauls	Schroer	Sharp 36	Smith 163	Smith 67
Stacy	Stevens 46	Taylor 139	Terry	Thomas
Trent	Turnbaugh	Unsicker	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Young	Mr. Speaker

PRESENT: 002

Proudie	Windham
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ABSENT WITH LEAVE: 009

Bailey	Brown 70	Burton	Derges	McDaniel
Morse	Pietzman	Pike	Rogers	

VACANCIES: 002

Speaker Vescovo declared the bill passed.

HCS HB 1212, relating to the joint committee on federal government oversight, was taken up by Representative Francis.

On motion of Representative Francis, **HCS HB 1212** was read the third time and passed by the following vote:

AYES: 132

Anderson	Andrews	Atchison	Aune	Baker
Bangert	Baringer	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pike	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 015

Adams	Appelbaum	Bland Manlove	Bosley	Burnett
Clemens	Gunby	Lewis 25	Mackey	Phifer
Rowland	Stevens 46	Unsicker	Walsh Moore 93	Weber

PRESENT: 003

Aldridge	Proudie	Windham
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ABSENT WITH LEAVE: 011

Bailey	Barnes	Brown 70	Burton	Derges
Evans	Morse	Pietzman	Plocher	Rogers
Sharp 36				

VACANCIES: 002

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 253, relating to elementary and secondary education, was taken up by Representative Fishel.

On motion of Representative Fishel, **HB 253** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Young
Mr. Speaker				

NOES: 000

PRESENT: 002

Cupps Windham

ABSENT WITH LEAVE: 008

Bailey	Brown 70	Burton	Derges	Morse
Pietzman	Roden	Wright		

VACANCIES: 002

Speaker Vescovo declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 782, HB 316, HB 894, HS HB 513, HS HB 152, HB 474, HCS HB 785, and HB 212 were placed back on the House Bills for Perfection Calendar.

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 6 - Judiciary
SCR 15 - Health and Mental Health Policy
SCR 16 - Conservation and Natural Resources

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Vice Chair Mayhew reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 140**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Basye, Cupps, Dinkins, Grier, Haden, Hill, Knight, Mayhew, McDaniel, Pollock (123), Rone and Taylor (48)

Noes (7): Bangert, Brown (70), Burton, Haley, Sassmann, Turnbaugh and Walsh Moore (93)

Absent (2): Lewis (25) and Pietzman

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1436**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (19): Bangert, Basye, Brown (70), Burton, Cupps, Dinkins, Grier, Haden, Haley, Knight, Lewis (25), Mayhew, McDaniel, Pollock (123), Rone, Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (2): Hill and Pietzman

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1303**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy, Toalson Reisch and Windham

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1362**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Cupps, Fitzwater, Fogle, Griesheimer, Haffner, Hicks, McCreery, Mosley, Richey and Sauls

Noes (0)

Absent (3): Gregory (51), Patterson and Taylor (139)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 176**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Cupps, Fitzwater, Fogle, Griesheimer, Haffner, Hicks, McCreery, Mosley, Richey and Sauls

Noes (0)

Absent (3): Gregory (51), Patterson and Taylor (139)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SS SCS SB 106**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Billington, Butz, Clemens, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Rowland, Thompson and Trent

Noes (0)

Absent (2): Sander and Shaul

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 889**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), Pollock (123), Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (0)

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 607**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (2): Adams and Perkins

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1336**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (0)

Special Committee on Urban Issues, Chairman Proudie reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **SCS SCR 3**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anderson, Falkner, Hovis, Proudie, Sharp (36) and Wiemann

Noes (0)

Absent (3): Aldridge, Cupps and Veit

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 520**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SS SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Atchison, Barnes, Gray, Griffith, Gunby, Kalberloh, O'Donnell, Pouche, Sauls and Taylor (48)

Noes (1): Bromley

Absent (3): Morse, Rowland and Wallingford

Mr. Speaker: Your Committee on Veterans, to which was referred **SS SCS SB 120**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, O'Donnell, Pouche, Sauls and Taylor (48)

Noes (0)

Absent (3): Morse, Rowland and Wallingford

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SCS SBs 153 & 97**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bland Manlove, Coleman (32), Eggleston, Lovasco, Mayhew, McGirl, Riggs and Roden

Noes (2): Gunby and Weber

Absent (1): Wallingford

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 226**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bland Manlove, Coleman (32), Eggleston, Gunby, Lovasco, Mayhew, McGirl, Riggs, Roden and Weber

Noes (0)

Absent (1): Wallingford

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 920**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burnett, Houx, Kelly (141), McCreery, Shaul, Veit and Wiemann

Noes (0)

Absent (2): Hicks and Taylor (139)

MESSAGES FROM THE GOVERNOR

April 22, 2021

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 429** entitled:

AN ACT

To repeal sections 135.325, 135.326, 135.327, 135.335, 135.800, 191.975, 193.075, 210.150, 211.447, 452.375, 453.014, 453.030, 453.040, and 453.070, RSMo, and to enact in lieu thereof sixteen new sections relating to child placement, with existing penalty provisions.

On April 22, 2021, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 429**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

April 22, 2021

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 430** entitled:

AN ACT

To repeal sections 135.325, 135.326, 135.327, 135.335, 135.550, 135.600, 135.800, and 191.975, RSMo, and to enact in lieu thereof eight new sections relating to benevolent tax credits.

On April 22, 2021, I approved **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 430**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

Having been returned from the Governor with his approval, **SS SCS HCS HB 429** and **SS SCS HCS HB 430** were delivered to the Secretary of State by the Chief Clerk of the House.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, April 26, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 27, 2021, 9:00 AM, House Hearing Room 1.

Public hearing will be held: SB 377

Executive session may be held on any matter referred to the committee.

BUDGET

Monday, April 26, 2021, 12:00 PM, House Hearing Room 3.

Public hearing will be held: HB 1356

Executive session will be held: HB 17, HB 18, HB 19

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Monday, April 26, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SCR 16

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, April 26, 2021, 12:00 PM, House Hearing Room 5.

Executive session will be held: SS SCS SB 57

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 27, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: SB 86, SS SCS SB 152, HB 480, HB 528, HB 421

Executive session may be held on any matter referred to the committee.

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

CANCELLED

GENERAL LAWS

Monday, April 26, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SCS SB 126

Executive session will be held: SS SB 283, HJR 16, HB 78, HB 781, HB 952, HB 1127, SCS SB 119, SB 128

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, April 26, 2021, 1:00 PM, House Hearing Room 7.

Executive session will be held: SS SCS SB 43

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, April 27, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: SB 29

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER second quarter meeting.

JUDICIARY

Monday, April 26, 2021, 2:00 PM, House Hearing Room 6.

Executive session will be held: SS SCS SBs 53 & 60, SCS SB 91, SS SB 141, HB 1315, HB 902

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Monday, April 26, 2021, 2:00 PM, House Hearing Room 5.

Executive session will be held: SB 330, SB 9

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, April 27, 2021, 9:30 AM, House Hearing Room 5.

Public hearing will be held: SS SB 212

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, April 26, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HCS SS SB 6, HCR 39, SS#2 SCS SBs 51 & 42, HCS HB 95, HCS HB 240, HCS HB 368, HB 431, HB 573, HCS HB 630, HB 671, HB 1249, HCS HB 1358
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, April 26, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 1374, SS SCS SB 289

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 27, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Follow-up discussion with Department of Social Services Director, Jennifer Tidball, on the operations, funding, and claim handling within the department.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

TRANSPORTATION

Monday, April 26, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: SS SB 89, SS#2 SCS SB 262

Executive session may be held on any matter referred to the committee.

Please note: Time and room change.

CORRECTED

UTILITIES

Monday, April 26, 2021, 2:00 PM, House Hearing Room 1.

Public hearing will be held: SS SB 44

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 28, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SS SCS SB 108

Executive session will be held: SS SB 44

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-NINTH DAY, MONDAY, APRIL 26, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HJR 17 - Kidd
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HB 688 - Murphy
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 708 - Trent
HB 259 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier

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HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 1141 & 1067, as amended, HA 1 HA 3 and HA 3, pending - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HB 1061 - Eggleston
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 242 - Porter
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HB 338 - Mayhew
HB 353 - Henderson
HCS HBs 359 & 634 - Baker
HB 381 - McGaugh
HB 390 - Griffith
HB 396 - Richey
HCS HB 443 - Kalberloh
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HCS HB 814 - O'Donnell
HCS HB 839 - Copeland
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HB 931 - Schroer

HB 996 - Taylor (139)
HB 1010 - Boggs
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HB 1345 - Cupps
HB 920 - Baker
HS HCS HB 876 - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent
HCR 36 - Basye

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HB 849 - Griffith
HCS HB 439 - Davidson
HCS HB 494 - Hurlbert

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26 - Schroer
SB 37 - Knight
SS SB 22 - Grier

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 2 - Murphy

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

HOUSE BILLS TAKEN FROM COMMITTEE PER CONSTITUTION

HB 275 - Hannegan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-FIRST DAY, MONDAY, APRIL 12, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Travis Fitzwater.

Dear Heavenly Father, may we consider it pure joy whenever we face the trials of this world because we know that the testing of our faith produces perseverance. As we persevere, may it finish its work so that we may mature and be complete as servants in Your Kingdom. And, if we lack the wisdom we need to lead in our state and nation, would You provide that knowledge, understanding, and experience?

May we ask You for all that we need with confidence that You will provide. May we have faith that expects You to do great things and answer our prayers. And, in that faith, will You give us the fortitude to see each other as brothers and sisters, made in YOUR image, for Your glory, and treat each other accordingly? Forgive us when we don't see each other as the beautiful miracle that You've created us to be.

Finally, give us the grace and gratitude of Your forgiveness that allows us to offer that to others. Humble our hearts and attitudes to receive Your grace for our own shortcomings, and humble us and give us boldness to forgive those who sin against us.

Make Missouri a state that leads out of reconciliation with each other, our communities, and our leaders. Give us hearts to live in unity with one another through the blessing of Your transcendent authority and glory. God, give us boldness to fight evil and to provide earthly justice to those who don't have a voice. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fiftieth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SCS SB 40, relating to the department of natural resources.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 429**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 430**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Richey

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 429, relating to child placement, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **SS SCS HCS HB 429** was adopted by the following vote:

AYES: 128

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Christofanelli
Coleman 32	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griffith	Gunby	Haden
Haley	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Pouche	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36

Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Taylor 139	Terry
Thompson	Toalson Reisch	Trent	Turnbaugh	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Mr. Speaker		

NOES: 008

Lewis 25	Mackey	Merideth	Quade	Rogers
Stevens 46	Unsicker	Windham		

PRESENT: 002

Bland Manlove	Young
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ABSENT WITH LEAVE: 024

Aldridge	Atchison	Baker	Bosley	Chipman
Clemens	Coleman 97	DeGroot	Derges	Evans
Griesheimer	Haffner	Hannegan	Person	Pietzman
Porter	Price IV	Roden	Rowland	Stephens 128
Tate	Taylor 48	Thomas	Wright	

VACANCIES: 001

On motion of Representative Kelly (141), **SS SCS HCS HB 429** was truly agreed to and finally passed by the following vote:

AYES: 127

Adams	Anderson	Andrews	Aune	Bailey
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Coleman 32	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griffith	Gunby
Haden	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McCreery	McGaugh	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rone
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Taylor 139	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Mr. Speaker			

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NOES: 008

Lewis 25	Mackey	Merideth	Quade	Rogers
Stevens 46	Unsicker	Windham		

PRESENT: 004

Appelbaum	Bland Manlove	Proudie	Young
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ABSENT WITH LEAVE: 023

Aldridge	Atchison	Baker	Bosley	Clemens
Coleman 97	DeGroot	Derges	Griesheimer	Haffner
Hannegan	McDaniel	Person	Pietzman	Porter
Price IV	Roden	Rowland	Schnelting	Stephens 128
Tate	Taylor 48	Wright		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

SS SCS HCS HB 430, relating to benevolent tax credits, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **SS SCS HCS HB 430** was adopted by the following vote:

AYES: 143

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griffith	Gunby	Haden	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Terry	Thomas	Thompson	Toalson Reisch	Trent

Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Atchison	Baker	Bosley	Clemens
Deaton	Derges	Griesheimer	Haffner	Hicks
McDaniel	Person	Pietzman	Porter	Roden
Rowland	Tate	Taylor 48	Wright	

VACANCIES: 001

On motion of Representative Kelly (141), **SS SCS HCS HB 430** was truly agreed to and finally passed by the following vote:

AYES: 142

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	DeGroot
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griffith	Gunby	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Polliitt 52	Pollock 123	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Atchison	Baker	Bosley	Christofanelli
Clemens	Deaton	Derges	Griesheimer	Haffner
McDaniel	Person	Pietzman	Porter	Roden
Rowland	Smith 155	Tate	Taylor 48	Wright

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Representative Chipman assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 248, relating to property tax assessments, was placed on the Informal Calendar.

HB 991, relating to income tax, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HB 991** was read the third time and passed by the following vote:

AYES: 146

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griffith	Gunby
Haden	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Rogers	Rone	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Bosley	Clemens	Deaton
Griesheimer	Haffner	McDaniel	Person	Pietzman
Porter	Roden	Rowland	Tate	Taylor 48
Wright				

VACANCIES: 001

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 143

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGirl	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Windham	Young		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Atchison	Bosley	Clemens	Deaton
Haffner	Hicks	McDaniel	Person	Phifer
Pietzman	Porter	Roden	Rowland	Tate
Taylor 48	Wiemann	Wright	Mr. Speaker	

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HB 570, HB 708, HCS HB 27, HB 259, HCS HB 402, HCS HB 475, HB 1069, HB 1088, HCS HB 1202, HCS HB 439, HCS HB 472, HB 478, HCS HB 303, HB 317, HCS HB 602, HCS HB 944, HCS HB 137, HCS HB 1408, HB 1416, HCS HB 922, HCS HB 689, HCS HB 649, and HCS HB 162 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 570, relating to traffic control signals, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HB 570** was agreed to.

On motion of Representative Basye, **HB 570** was ordered perfected and printed.

HB 507, relating to gaming facilities, was taken up by Representative Rone.

Representative Rone moved that the title of **HB 507** be agreed to.

Representative Rone offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 507, Page 1, In the Title, Line 3, by deleting the phrase "gaming facilities" and inserting in lieu thereof "the definition of physical location of excursion gambling boat"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 1** was adopted.

On motion of Representative Rone, **HB 507, as amended**, was ordered perfected and printed.

HCS HB 162, relating to business entities registered with the secretary of state, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS HB 162** was agreed to.

On motion of Representative Veit, **HCS HB 162** was adopted.

On motion of Representative Veit, **HCS HB 162** was ordered perfected and printed.

HCS HB 944, relating to unlawful use of weapons, was taken up by Representative Reedy.

Representative Reedy moved that the title of **HCS HB 944** be agreed to.

Representative Reedy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 944, Page 1, In the Title, Line 3, by deleting the words "unlawful use of weapons" and inserting in lieu thereof the word "firearms"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 1** was adopted.

Representative Wiemann offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 944, Page 1, Section A, Line 2, by inserting after all of said line the following:

"21.754. As the right to keep and bear arms is a fundamental right and notwithstanding any law to the contrary, all firearm businesses shall be deemed essential businesses. The general assembly hereby occupies and preempts the entire field of legislation that would prohibit, restrict, or reduce the operation of a firearm business, including legislation or orders issued during a declared state of emergency or disaster. Any existing or future orders, ordinances, or regulations that would prohibit, restrict, or reduce the operation of a firearm business are hereby, and shall be, null and void. Neither the state nor an official, agency, or political subdivision thereof shall issue or adopt any order, ordinance, or regulation that would prohibit, restrict, or reduce the operation of a firearm business. As used in this section, "firearm business" means any business engaged in the manufacturing, distributing, selling, or training for the use of firearms or ammunition and shall include shooting ranges."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 2** was adopted.

Representative Sharp (36) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 944, Page 6, Section 571.030, Line 184, by inserting after said section and line the following:

- "571.031. 1. This section shall be known and may be cited as "Blair's Law".**
- 2. A person commits the offense of unlawful discharge of a firearm if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.**
- 3. This section shall not apply if the firearm is discharged:**

- (1) As allowed by a defense of justification under chapter 563;
 - (2) On a properly supervised shooting range;
 - (3) To lawfully take wildlife during an open season established by the department of conservation.
- Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;
- (4) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;
 - (5) By special permit of the chief of police of the municipality;
 - (6) As required by an animal control officer in the performance of his or her duties;
 - (7) Using blanks;
 - (8) More than one mile from any occupied structure;
 - (9) In self-defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person; or
 - (10) By law enforcement personnel, as defined under section 590.1040, or a member of the United States Armed Forces if acting in an official capacity.
4. A person who commits the offense of discharge of a firearm shall be guilty of:
- (1) For a first offense, a class A misdemeanor;
 - (2) For a second offense, a class E felony; and
 - (3) For a third or subsequent offense, a class D felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 944, Page 1, Line 27, by deleting said line and inserting in lieu thereof the following:

- "(3) For a third or subsequent offense, a class D felony.**
- 571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date of issuance or renewal until five years from the last day of the month in which the permit was issued or renewed. The concealed carry permit is valid throughout this state. Although the permit is considered valid in the state, a person who fails to renew his or her permit within five years from the date of issuance or renewal shall not be eligible for an exception to a National Instant Criminal Background Check under federal regulations currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of issuance or renewal until three years from the last day of the month in which the endorsement was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's person or within a vehicle in the same manner as a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.
2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:
- (1) Is at least ~~nineteen~~ **eighteen** years of age, is a citizen or permanent resident of the United States and either:
 - (a) Has assumed residency in this state; or
 - (b) Is a member of the **United States** Armed Forces stationed in Missouri~~is~~ or the spouse of such member of the military;
 - (2) ~~Is at least nineteen years of age, or is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, and is a citizen of the United States and either:~~

~~_____ (a) Has assumed residency in this state;~~
~~_____ (b) Is a member of the Armed Forces stationed in Missouri; or~~
~~_____ (c) The spouse of such member of the military stationed in Missouri and nineteen years of age;~~
~~_____ (3)] Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;~~
[(4)] (3) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit;
~~[(5)] (4)~~ **(4)** Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;
~~[(6)] (5)~~ **(5)** Has not been discharged under dishonorable conditions from the United States Armed Forces;
~~[(7)] (6)~~ **(6)** Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;
~~[(8)] (7)~~ **(7)** Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;
~~[(9)] (8)~~ **(8)** Submits a completed application for a permit as described in subsection 3 of this section;
~~[(10)] (9)~~ **(9)** Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111;
~~[(11)] (10)~~ **(10)** Is not the respondent of a valid full order of protection which is still in effect; **and**
~~[(12)] (11)~~ **(11)** Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

3. The application for a concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

- (1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the Federal Bureau of Customs and Immigration Enforcement or any successor agency;
- (2) An affirmation that the applicant has assumed residency in Missouri or is a member of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a citizen or permanent resident of the United States;
- (3) An affirmation that the applicant is at least ~~[nineteen]~~ **eighteen** years of age ~~[or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces];~~
- (4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;
- (5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;
- (6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury pursuant to the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for permit renewal, or for the issuance of a new permit due to change of address, or for a lost or destroyed permit.

4. An application for a concealed carry permit shall be made to the sheriff of the county or any city not within a county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 2 of this section. In addition to the completed application, the applicant for a concealed carry permit must also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

5. (1) Before an application for a concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification and orders showing the person being stationed in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the applicant shall be fingerprinted. No other biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a concealed carry permit. If no disqualifying record is identified by these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of the completed report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license or a valid military identification, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a concealed carry permit issued under this section, provided that it shall not serve as an alternative to an national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be proscribed in a manner consistent to the denial and review of an application under subsection 6 of this section.

6. The sheriff may refuse to approve an application for a concealed carry permit if he or she determines that any of the requirements specified in subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon

receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

7. If the application is approved, the sheriff shall issue a concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the concealed carry permit in the presence of the sheriff or his or her designee.

8. The concealed carry permit shall specify only the following information:

- (1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;
- (2) The signature of the sheriff issuing the permit;
- (3) The date of issuance; and
- (4) The expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year. Any record of an application that was approved shall be kept for a period of one year after the expiration and nonrenewal of the permit.

(2) The sheriff shall report the issuance of a concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.101 to 571.121. An applicant's status as a holder of a concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013, shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

10. Information regarding any holder of a concealed carry permit, or a concealed carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof. Any state agency that has retained any documents or records, including fingerprint records provided by an applicant for a concealed carry endorsement prior to August 28, 2013, shall destroy such documents or records, upon successful issuance of a permit.

11. For processing an application for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state highway patrol for the costs of fingerprinting and criminal background checks. An additional fee shall be added to each credit card, debit card, or other electronic transaction equal to the charge paid by the state or the applicant for the use of the credit card, debit card, or other electronic payment method by the applicant.

12. For processing a renewal for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the sheriff of any county or city not within a county or his or her designee and in counties of the first classification the sheriff may designate the chief of police of any city, town, or municipality within such county.

14. For the purposes of this chapter, "concealed carry permit" shall include any concealed carry endorsement issued by the department of revenue before January 1, 2014, and any concealed carry document issued by any sheriff or under the authority of any sheriff after December 31, 2013.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply

to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

~~(14) [Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;~~

~~—(15)]~~ Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

~~[(46)]~~ (15) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

~~[(47)]~~ (16) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the

first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person

Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 007

Bosley	Hovis	Kidd	McDaniel	Pietzman
Tate	Terry			

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Baker:

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roerber	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

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ABSENT WITH LEAVE: 009

Bosley	Francis	Hicks	Hovis	McDaniel
Pietzman	Proudie	Tate	Terry	

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 116

Aldridge	Andrews	Atchison	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 040

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Quade
Rogers	Rowland	Sauls	Smith 67	Stevens 46
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham

PRESENT: 000

ABSENT WITH LEAVE: 006

Hicks	McDaniel	Pietzman	Roeber	Tate
Terry				

VACANCIES: 001

On motion of Representative Sharp (36), **House Amendment No. 3, as amended**, was adopted.

Representative Schnelting offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 944, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

- "70.441. 1. As used in this section, the following terms have the following meanings:
- (1) "Agency", the bi-state development agency created by compact under section 70.370;
 - (2) "Conveyance" includes bus, paratransit vehicle, rapid transit car or train, locomotive, or other vehicle used or held for use by the agency as a means of transportation of passengers;
 - (3) "Facilities" includes all property and equipment, including, without limitation, rights-of-way and related trackage, rails, signals, power, fuel, communication and ventilation systems, power plants, stations, terminals, signage, storage yards, depots, repair and maintenance shops, yards, offices, parking lots, and other real estate or personal property used or held for or incidental to the operation, rehabilitation, or improvement of any public mass transportation system of the agency;
 - (4) "Person", any individual, firm, copartnership, corporation, association, or company; and
 - (5) "Sound production device" includes, but is not limited to, any radio receiver, phonograph, television receiver, musical instrument, tape recorder, cassette player, speaker device and any sound amplifier.
2. In interpreting or applying this section, the following provisions shall apply:
- (1) Any act otherwise prohibited by this section is lawful if specifically authorized by agreement, permit, license or other writing duly signed by an authorized officer of the agency or if performed by an officer, employee or designated agent of the agency acting within the scope of his or her employment or agency;
 - (2) Rules shall apply with equal force to any person assisting, aiding or abetting another, including a minor, in any of the acts prohibited by the rules or assisting, aiding or abetting another in the avoidance of any of the requirements of the rules; and
 - (3) The singular shall mean and include the plural; the masculine gender shall mean the feminine and the neuter genders; and vice versa.
3. (1) No person shall use or enter upon the light rail conveyances of the agency without payment of the fare or other lawful charges established by the agency. Any person on any such conveyance must have properly validated fare media in his possession. This ticket must be valid to or from the station the passenger is using, and must have been used for entry for the trip then being taken;
- (2) No person shall use any token, pass, badge, ticket, document, transfer, card or fare media to gain entry to the facilities or conveyances of, or make use of the services of, the agency, except as provided, authorized or sold by the agency and in accordance with any restriction on the use thereof imposed by the agency;
- (3) No person shall enter upon parking lots designated by the agency as requiring payment to enter, either by electronic gate or parking meters, where the cost of such parking fee is visibly displayed at each location, without payment of such fees or other lawful charges established by the agency;
- (4) Except for employees of the agency acting within the scope of their employment, no person shall sell, provide, copy, reproduce or produce, or create any version of any token, pass, badge, ticket, document, transfer, card or any other fare media or otherwise authorize access to or use of the facilities, conveyances or services of the agency without the written permission of an authorized representative of the agency;
- (5) No person shall put or attempt to put any paper, article, instrument or item, other than a token, ticket, badge, coin, fare card, pass, transfer or other access authorization or other fare media issued by the agency and valid for the place, time and manner in which used, into any fare box, pass reader, ticket vending machine, parking meter, parking gate or other fare collection instrument, receptacle, device, machine or location;
- (6) Tokens, tickets, fare cards, badges, passes, transfers or other fare media that have been forged, counterfeited, imitated, altered or improperly transferred or that have been used in a manner inconsistent with this section shall be confiscated;

(7) No person may perform any act which would interfere with the provision of transit service or obstruct the flow of traffic on facilities or conveyances or which would in any way interfere or tend to interfere with the safe and efficient operation of the facilities or conveyances of the agency;

(8) All persons on or in any facility or conveyance of the agency shall:

(a) Comply with all lawful orders and directives of any agency employee acting within the scope of his employment;

(b) Obey any instructions on notices or signs duly posted on any agency facility or conveyance; and

(c) Provide accurate, complete and true information or documents requested by agency personnel acting within the scope of their employment and otherwise in accordance with law;

(9) No person shall falsely represent himself or herself as an agent, employee or representative of the agency;

(10) No person on or in any facility or conveyance shall:

(a) Litter, dump garbage, liquids or other matter, or create a nuisance, hazard or ~~unsanitary~~ **insanitary** condition, including, but not limited to, spitting and urinating, except in facilities provided;

(b) Drink any alcoholic beverage or possess any opened or unsealed container of alcoholic beverage, except on premises duly licensed for the sale of alcoholic beverages, such as bars and restaurants;

(c) Enter or remain in any facility or conveyance while his ability to function safely in the environment of the agency transit system is impaired by the consumption of alcohol or by the taking of any drug;

(d) Loiter or stay on any facility of the agency;

(e) Consume foods or liquids of any kind, except in those areas specifically authorized by the agency;

(f) Smoke or carry an open flame or lighted match, cigar, cigarette, pipe or torch, except in those areas or locations specifically authorized by the agency; or

(g) Throw or cause to be propelled any stone, projectile or other article at, from, upon or in a facility or conveyance;

(11) **Except as otherwise provided under section 571.107**, no weapon or other instrument intended for use as a weapon may be carried in or on any facility or conveyance, except for law enforcement personnel. For the purposes hereof, a weapon shall include, but not be limited to, a firearm, switchblade knife, sword, or any instrument of any kind known as blackjack, billy club, club, sandbag, metal knuckles, leather bands studded with metal, wood impregnated with metal filings or razor blades; except that this subdivision shall not apply to a rifle or shotgun which is unloaded and carried in any enclosed case, box or other container which completely conceals the item from view and identification as a weapon;

(12) No explosives, flammable liquids, acids, fireworks or other highly combustible materials or radioactive materials may be carried on or in any facility or conveyance, except as authorized by the agency;

(13) No person, except as specifically authorized by the agency, shall enter or attempt to enter into any area not open to the public, including, but not limited to, motorman's cabs, conductor's cabs, bus operator's seat location, closed-off areas, mechanical or equipment rooms, concession stands, storage areas, interior rooms, tracks, roadbeds, tunnels, plants, shops, barns, train yards, garages, depots or any area marked with a sign restricting access or indicating a dangerous environment;

(14) No person may ride on the roof, the platform between rapid transit cars, or on any other area outside any rapid transit car or bus or other conveyance operated by the agency;

(15) No person shall extend his hand, arm, leg, head or other part of his or her person or extend any item, article or other substance outside of the window or door of a moving rapid transit car, bus or other conveyance operated by the agency;

(16) No person shall enter or leave a rapid transit car, bus or other conveyance operated by the agency except through the entrances and exits provided for that purpose;

(17) No animals may be taken on or into any conveyance or facility except the following:

(a) An animal enclosed in a container, accompanied by the passenger and carried in a manner which does not annoy other passengers; and

(b) Working dogs for law enforcement agencies, agency dogs on duty, dogs properly harnessed and accompanying blind or hearing-impaired persons to aid such persons, or dogs accompanying trainers carrying a certificate of identification issued by a dog school;

(18) No vehicle shall be operated carelessly, or negligently, or in disregard of the rights or safety of others or without due caution and circumspection, or at a speed in such a manner as to be likely to endanger persons or property on facilities of the agency. The speed limit on parking lots and access roads shall be posted as fifteen miles per hour unless otherwise designated.

4. (1) Unless a greater penalty is otherwise provided by the laws of the state, any violation of this section shall constitute a misdemeanor, and any person committing a violation thereof shall be subject to arrest and, upon conviction in a court of competent jurisdiction, shall pay a fine in an amount not less than twenty-five dollars and no greater than two hundred fifty dollars per violation, in addition to court costs. Any default in the payment of a fine imposed pursuant to this section without good cause shall result in imprisonment for not more than thirty days;

(2) Unless a greater penalty is provided by the laws of the state, any person convicted a second or subsequent time for the same offense under this section shall be guilty of a misdemeanor and sentenced to pay a fine of not less than fifty dollars nor more than five hundred dollars in addition to court costs, or to undergo imprisonment for up to sixty days, or both such fine and imprisonment;

(3) Any person failing to pay the proper fare, fee or other charge for use of the facilities and conveyances of the agency shall be subject to payment of such charge as part of the judgment against the violator. All proceeds from judgments for unpaid fares or charges shall be directed to the appropriate agency official;

(4) All juvenile offenders violating the provisions of this section shall be subject to the jurisdiction of the juvenile court as provided in chapter 211;

(5) As used in this section, the term "conviction" shall include all pleas of guilty and findings of guilt.

5. Any person who is convicted, pleads guilty, or pleads nolo contendere for failing to pay the proper fare, fee, or other charge for the use of the facilities and conveyances of the bi-state development agency, as described in subdivision (3) of subsection 4 of this section, may, in addition to the unpaid fares or charges and any fines, penalties, or sentences imposed by law, be required to reimburse the reasonable costs attributable to the enforcement, investigation, and prosecution of such offense by the bi-state development agency. The court shall direct the reimbursement proceeds to the appropriate agency official.

6. (1) Stalled or disabled vehicles may be removed from the roadways of the agency property by the agency and parked or stored elsewhere at the risk and expense of the owner;

(2) Motor vehicles which are left unattended or abandoned on the property of the agency for a period of over seventy-two hours may be removed as provided for in section 304.155, except that the removal may be authorized by personnel designated by the agency under section 70.378."; and

Further amend said bill, Page 6, Section 571.030, Line 184, by inserting after all of said section and line the following:

"571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision

shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises; **or**

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing.

3. Notwithstanding any provision of this chapter or chapter 70, 577, or 578 to the contrary, a person carrying a firearm concealed on or about his or her person who is lawfully in possession of a valid concealed carry permit or endorsement shall not be prohibited or impeded from accessing or using any publicly funded transportation system and shall not be harassed or detained for carrying a concealed firearm on the property, vehicles, or conveyances owned, contracted, or leased by such systems that are accessible to the public. For purposes of this subsection, "publicly funded transportation system" means the property, equipment, rights-of-way, or buildings, whether publicly or privately owned and operated, of an entity that receives public funds and holds itself out to the general public for the transportation of persons. This

includes portions of a public transportation system provided through a contract with a private entity but excludes any corporation that provides intercity passenger train service on railroads throughout the United States or any private partnership in which the corporation engages.

577.703. 1. A person commits the offense of bus hijacking if he or she seizes or exercises control, by force or violence or threat of force or violence, of any bus. The offense of bus hijacking is a class B felony.

2. The offense of "assault with the intent to commit bus hijacking" is defined as an intimidation, threat, assault or battery toward any driver, attendant or guard of a bus so as to interfere with the performance of duties by such person. Assault to commit bus hijacking is a class D felony.

3. Any person, who, in the commission of such intimidation, threat, assault or battery with the intent to commit bus hijacking, employs a dangerous or deadly weapon or other means capable of inflicting serious bodily injury shall, upon conviction, be guilty of a class A felony.

4. **Except as otherwise provided under section 571.107**, any passenger who boards a bus with a dangerous or deadly weapon or other means capable of inflicting serious bodily injury concealed upon his or her person or effects is guilty of the felony of "possession and concealment of a dangerous or deadly weapon" upon a bus. Possession and concealment of a dangerous and deadly weapon by a passenger upon a bus is a class D felony. The provisions of this subsection shall not apply to:

(1) Duly elected or appointed law enforcement officers or commercial security personnel who are in possession of weapons used within the course and scope of their employment; ~~nor shall the provisions of this subsection apply to]~~

(2) Persons who are in possession of weapons or other means of inflicting serious bodily injury with the consent of the owner of such bus, his or her agent, or the lessee or bailee of such bus; **or**

(3) **Persons carrying a concealed firearm who lawfully possess a valid concealed carry permit or endorsement in accordance with section 571.107.**

577.712. 1. In order to provide for the safety, comfort, and well-being of passengers and others having a bona fide business interest in any terminal, a bus transportation company may refuse admission to terminals to any person not having bona fide business within the terminal. Any such refusal shall not be inconsistent or contrary to state or federal laws, regulations pursuant thereto, or to any ordinance of the political subdivision in which such terminal is located. A duly authorized company representative may ask any person in a terminal or on the premises of a terminal to identify himself or herself and state his or her business. Failure to comply with such request or failure to state an acceptable business purpose shall be grounds for the company representative to request that such person leave the terminal. Refusal to comply with such request shall constitute disorderly conduct. Disorderly conduct shall be a class C misdemeanor.

2. **Except as otherwise provided under section 571.107**, it is unlawful for any person to carry a deadly or dangerous weapon or any explosives or hazardous material into a terminal or aboard a bus. Possession of a deadly or dangerous weapon, explosive or hazardous material shall be a class D felony. Upon the discovery of any such item or material, the company may obtain possession and retain custody of such item or material until it is transferred to the custody of law enforcement officers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schnelting, **House Amendment No. 4** was adopted.

On motion of Representative Reedy, **HCS HB 944, as amended**, was adopted.

On motion of Representative Reedy, **HCS HB 944, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 370, relating to HIV prevention, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HB 370** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Baker	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 007

Atchison	Billington	Boggs	Morse	Rone
Toalson Reisch	Walsh 50			

ABSENT WITH LEAVE: 007

Bailey	Hicks	McDaniel	Pietzman	Roden
Roeber	Tate			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 911, relating to the designation of a memorial highway, was taken up by Representative Hill.

On motion of Representative Hill, **HB 911** was read the third time and passed by the following vote:

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AYES: 150

Adams	Anderson	Andrews	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Rowland

PRESENT: 005

Aldridge	Appelbaum	Collins	Lewis 25	Merideth
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ABSENT WITH LEAVE: 006

Hicks	McDaniel	Pietzman	Roeber	Tate
Walsh Moore 93				

VACANCIES: 001

Representative Chipman declared the bill passed.

Speaker Vescovo resumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1069, relating to offenses committed against a body of the general assembly, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1069** was agreed to.

On motion of Representative Evans, **HB 1069** was ordered perfected and printed.

Speaker Pro Tem Wiemann assumed the Chair.

HCS HB 922, relating to the statute of limitations for personal injury claims, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS HB 922** was agreed to.

Representative Houx offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 922, Page 2, Section B, Line 1, by inserting after the first occurrence of the word "of" the words "sections 516.120 and 516.140 of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houx, **House Amendment No. 1** was adopted.

HCS HB 922, as amended, was laid over.

HCS HB 475, relating to dietitians, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HCS HB 475** was agreed to.

Representative Grier offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 475, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

- "324.200. 1. Sections 324.200 to 324.225 shall be known and may be cited as the "Dietitian Practice Act".
2. As used in sections 324.200 to 324.225, the following terms shall mean:
- (1) "Accreditation Council for Education in Nutrition and Dietetics" or "ACEND", the Academy of Nutrition and Dietetics accrediting agency for education programs preparing students for professions as registered dietitians;
- (2) "Committee", the state committee of dietitians established in section 324.203;
- (3) "Dietetics practice", the application of principles derived from integrating knowledge of food, nutrition, biochemistry, physiology, management, and behavioral and social science to achieve and maintain the health of people by providing nutrition assessment and nutrition care services. The primary function of dietetic practice is the provision of nutrition care services that shall include, but not be limited to:
- (a) Assessing the nutrition needs of individuals and groups and determining resources and constraints in the practice setting;
- (b) Establishing priorities, goals, and objectives that meet nutrition needs and are consistent with available resources and constraints;
- (c) Providing nutrition counseling or education in health and disease;

- (d) Developing, implementing, and managing nutrition care systems;
- (e) Evaluating, making changes in, and maintaining appropriate standards of quality and safety in food and in nutrition services;
- (f) Engaged in medical nutritional therapy as defined in subdivision (8) of this section;
- (4) "Dietitian", one engaged in dietetic practice as defined in subdivision (3) of this section;
- (5) "Director", the director of the division of professional registration;
- (6) "Division", the division of professional registration;
- (7) "Licensed dietitian", a person who is licensed pursuant to the provisions of sections 324.200 to 324.225 to engage in the practice of dietetics or medical nutrition therapy;
- (8) "Medical nutrition therapy", ~~[nutritional diagnostic, therapy, and counseling services which are furnished by a registered dietitian or registered dietitian nutritionist]~~ **the provision of nutrition care services for the treatment or management of a disease or medical condition;**
- (9) "Registered dietitian" or "registered dietitian nutritionist", a person who:
 - (a) Has completed a minimum of a baccalaureate degree granted by a United States regionally accredited college or university or foreign equivalent;
 - (b) Completed the academic requirements of a didactic program in dietetics, as approved by ACEND;
 - (c) Successfully completed the registration examination for dietitians; and
 - (d) Accrued seventy-five hours of approved continuing professional units every five years; as determined by the Committee on Dietetic Registration."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1** was adopted.

On motion of Representative Grier, **HCS HB 475, as amended**, was adopted.

On motion of Representative Grier, **HCS HB 475, as amended**, was ordered perfected and printed.

HCS HB 922, as amended, relating to the statute of limitations for personal injury claims, was again taken up by Representative Houx.

Representative Houx, having voted on the prevailing side, moved that the vote by which the title of **HCS HB 922, as amended**, was agreed to be reconsidered.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Mayhew	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche

Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 039

Adams	Appelbaum	Aune	Baringer	Barnes
Bosley	Brown 27	Brown 70	Burnett	Butz
Clemens	Collins	Doll	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 004

Aldridge	Anderson	Proudie	Sauls
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ABSENT WITH LEAVE: 014

Bailey	Bangert	Bland Manlove	Burton	Fitzwater
Kidd	McDaniel	McGaugh	Pietzman	Price IV
Roeber	Smith 163	Tate	Mr. Speaker	

VACANCIES: 001

Representative Riley offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 922, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "relating to civil actions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riley, **House Amendment No. 2** was adopted.

Representative Gregory (96) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 922, Page 2, Section 516.140, Line 13, by inserting after all of said section and line the following:

"537.880. 1. The provisions of sections 537.880 to 537.890 shall apply to asbestos actions filed on or after the effective date of such sections and to pending asbestos actions in which trial has not commenced as of such date.

2. The provisions of sections 537.880 to 537.890 shall not apply to asbestos actions filed by or on behalf for first responders. "First responder" shall be defined as any paid, volunteer, or retired firefighter, paramedic, or emergency medical technician.

3. As used in sections 537.880 to 537.890, unless the context clearly requires otherwise, the following words and terms shall mean:

(1) "Asbestos action", any claim for damages or other relief presented in a civil action arising out of, based on, or related to the health effects of exposure to asbestos and any derivative claim made by or on behalf of a person exposed to asbestos or a representative, spouse, parent, child, or other relative of that person, but does not include a claim for compensatory benefits under workers' compensation law or for veterans' benefits;

(2) "Asbestos trust", a government-approved or court-approved trust, qualified settlement fund, compensation fund, or claims facility created as a result of an administrative or legal action or a court-approved bankruptcy, or created under 11 U.S.C. Section 524(g), 11 U.S.C. Section 1121(a), or other applicable provision of law, that is intended to provide compensation to claimants arising out of, based on, or related to the health effects of exposure to asbestos;

(3) "Asbestos trust claim", any claim for compensation by an exposed person or the exposed person's representative against any asbestos trust;

(4) "Claimant", any person bringing an asbestos action or asserting an asbestos trust claim, including a personal representative if the asbestos action or asbestos trust claim is brought by an estate, or a conservator or next friend if the asbestos action or asbestos trust claim is brought on behalf of a minor or legally incapacitated individual. "Claimant" includes a claimant, counter-claimant, cross-claimant, or third-party claimant;

(5) "Exposed person", any person whose exposure to asbestos or to asbestos-containing products is the basis for an asbestos claim;

(6) "Trust claim materials", a final executed proof of claim and all documents and information, including copies of electronic data and emails submitted to or received from an asbestos trust by the claimant, including claim forms and supplementary materials; proofs of claim; affidavits; depositions and trial testimony of the claimant and others knowledgeable about the claimant's exposure history, work history, exposure allegations, and medical and health records; all documents that reflect the status of a claim against an asbestos trust; and, if the claim has been settled, all documents relating to the settlement of the trust claim;

(7) "Trust governance document", all documents that relate to eligibility and payment levels, including claims payment matrices, trust distribution procedures, or plans for reorganization for an asbestos trust;

(8) "Veterans' benefits", a program for benefits in connection with military service administered by the Veterans' Administration under 38 U.S.C. Title 38;

(9) "Workers' compensation", a program administered by the United States or a state to provide benefits, funded by a responsible employer or its insurance carrier, for occupational diseases or injuries or for disability or death caused by occupational diseases or injuries. "Workers' compensation" includes the Longshore and Harbor Workers' Compensation Act, 33 U.S.C. Section 901 et seq., and the Federal Employees' Compensation Act, 5 U.S.C. Chapter 81. "Workers' compensation" does not include the Federal Employers' Liability Act of April 22, 1908, 45 U.S.C. Section 51 et seq.

537.882. 1. Within thirty days after an asbestos action is filed or within thirty days of the effective date of this section for asbestos actions that are pending on that effective date, the claimant shall:

(1) Provide the court and parties with a sworn statement signed by the claimant and claimant's counsel indicating that an investigation has been conducted and that all asbestos trust claims that can be made by the claimant or any person on the claimant's behalf have been completed and filed. A deferral or placeholder claim that is missing necessary documentation for the trust to pay the claim does not meet the requirements of this section. The sworn statement shall indicate whether there has been a request to delay, suspend, toll, withdraw, or otherwise alter the standing of any asbestos trust claim and provide the status and disposition of each asbestos trust claim;

(2) Provide all parties with all trust claim materials, including trust claim materials that relate to conditions other than those that are the basis for the asbestos action and including all trust claim materials from all law firms connected to the claimant in relation to exposure to asbestos. Documents provided under this subsection shall include an affidavit from the claimant certifying that the trust claim materials are true and complete;

(3) Produce all available trust claims filed by any individual other than the claimant if the claimant's asbestos trust claim is based on exposure to asbestos through that other individual and the materials are available to the claimant or claimant's counsel; and

(4) Provide the court and parties with a sworn statement signed by the claimant and claimant's counsel specifying the evidence that provides the basis for each claim against each defendant. The sworn information form shall include all of the following with specificity:

(a) The name, address, date of birth, marital status, occupation, smoking history, current and past worksites, and current and past employers of the exposed individual and any person through whom the exposed person was exposed to asbestos;

(b) Each individual through whom the exposed individual was exposed to asbestos and the exposed individual's relationship to each such individual;

(c) Each asbestos-containing product to which the individual, or the other person if exposure was through another person, was exposed to asbestos and each physical location at which the individual was exposed to asbestos, or the other person was exposed if exposure was through another individual;

(d) The identity of the manufacturer or seller of the specific asbestos product for each exposure;

(e) The specific location and manner of each exposure, including for any individual through whom the exposed individual was exposed to asbestos;

(f) The beginning and ending dates of each exposure, the frequency and length of the exposures, and the proximity of the asbestos-containing product or its use to the exposed person and any person through whom the exposed person was exposed to asbestos;

(g) The asbestos-related disease claimed to exist; and

(h) Any supporting documentation relating to the information required under this section.

2. The claimant shall have a continuing duty to supplement the statement and materials required to be provided under subsection 1 of this section within thirty days after the claimant files an additional asbestos trust claim, supplements an existing asbestos trust claim, receives additional trust claim materials related to any asbestos trust claim made against an asbestos trust, files an amended complaint, or receives additional information that is required to be disclosed under subdivision (4) of subsection 1 of this section.

3. The court, on motion by a defendant, shall dismiss the asbestos action without prejudice as to any defendant whose product or premises is not identified in the required disclosures set forth under subdivision (4) of subsection 1 of this section.

4. The court, on motion by a defendant, shall dismiss the asbestos action without prejudice if the claimant fails to comply with the requirements of sections 537.880 to 537.890.

537.884. 1. No less than sixty days before the date the trial in an asbestos action is set to commence, if the defendant believes the claimant has not filed all asbestos trust claims as required by section 537.882, the defendant may move the court for an order to require the claimant to file additional trust claims. The motion shall identify the asbestos trust claims the defendant believes the claimant is eligible to file and include information supporting those asbestos trust claims.

2. Within ten days after the filing of the defendant's motion, the claimant shall:

(1) File the asbestos trust claims and produce all related trust claim materials; or

(2) File a written response with the court stating why there is insufficient evidence for the claimant to file the asbestos trust claims.

3. Within ten days of the claimant filing a written response to the defendant's motion, the court shall determine whether there is a sufficient basis for the claimant to file the asbestos trust claim identified in the defendant's motion.

4. If the court determines that there is a sufficient basis for the claimant to file an asbestos trust claim identified in the defendant's motion, the court shall order the claimant to file the asbestos trust claim and produce all related trust claim materials within ten days. If the claimant does not comply with the court's order, the asbestos action shall not proceed to trial until at least ninety days after the claimant complies with the court's order.

537.886. 1. Trust claim materials and trust governance documents are presumed to be relevant and authentic and are admissible in evidence in an asbestos action. No claims of privilege apply to trust claim materials or trust governance documents.

2. A defendant in an asbestos action may seek discovery against an asbestos trust. The claimant shall not claim privilege or confidentiality to bar discovery. The claimant shall provide consent or any other expression of permission that may be required by the asbestos trust to release information and materials sought by the defendant.

3. Trust claim materials that are sufficient to entitle a claim to consideration for payment under the applicable trust governance documents may be sufficient to support a jury finding that the claimant was exposed to products for which the trust was established to provide compensation and that such exposure was a substantial contributing factor in causing the claimant's injury that is at issue in the asbestos action.

4. The parties in the asbestos action may introduce at trial any trust claim materials or trust governance documents to prove, without limitation, alternative causation for the exposed person's claimed injury, death, or loss to person; to prove that the bankrupt entity is a joint-tortfeasor, liable for the same injury or wrongful death for the purposes of section 537.060; or to prove issues relevant to an adjudication of the asbestos claim, unless the exclusion of the trust claim material is otherwise required by the rules of evidence. The jury shall not be informed of the specific amount of consideration paid by a trust to a claimant in settlement of a claim.

537.888. 1. If a claimant proceeds to trial in an asbestos action before an asbestos trust claim is resolved, there is a rebuttable presumption that the claimant is entitled to, and will receive, the compensation specified in the trust governance documents applicable to his or her claim at the time of trial. The court shall take judicial notice that the trust governance documents specify compensation amounts and payment percentages and shall establish an attributed value to the claimant's asbestos trust claims.

2. In an asbestos action in which damages are awarded and setoffs are permitted, a defendant is entitled to a setoff or credit in the amount the claimant has received from asbestos trusts and the amount of the valuation established under subsection 1 of this section. If multiple defendants are found liable for damages, the court shall distribute the amount of setoff or credit proportionally between the defendants according to the liability of each defendant.

3. In an asbestos action in which damages are awarded and a setoff is applied, the setoff or credit for an asbestos trust claim that has been resolved shall be the amount of the actual payment received by the claimant from the asbestos trust after application of any applicable payment percentages.

537.890. 1. If, subsequent to obtaining a judgment in an asbestos action, a claimant files any additional asbestos trust claim with, or submits any additional asbestos trust claim to, an asbestos trust that was in existence at the time the claimant obtained judgment, the trial court, upon the filing of a motion by a defendant or judgment debtor, has jurisdiction and shall reopen the judgment in the asbestos action and adjust the judgment by the amount of any subsequent asbestos trust payments obtained by the claimant and order any other relief that the court considers just and proper.

2. A defendant or judgment debtor shall file any motion under this section within a reasonable time and no more than three years after the judgment was entered or taken."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (96), **House Amendment No. 3** was adopted.

Representative Henderson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 922, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"162.012. 1. For purposes of this section, the following terms mean:

(1) "School-sponsored activity", any activity sponsored by a school including, but not limited to, participation in a work-based learning program in which training or work activities are conducted at the premises of or under the direction of an employer participating in the program;

(2) "Work-based learning program", the same meaning given to the term in section 170.038.

2. The school board of any school district may purchase insurance contracts to insure against loss, damages, or expenses incident to a claim arising out of the sickness, bodily injury, or death by accident of any student injured on school premises or during school-sponsored activities. For purposes of this subsection, travel to and from any work-based learning program shall constitute a school-sponsored activity.

3. The school board of any school district may purchase insurance contracts for the benefit of students to insure against loss resulting from the loss of, theft of, or damage to the personal property of students while on school premises or during school-sponsored activities.

170.038. 1. For purposes of this section, the following terms mean:

- (1) "Secondary education", education of students who attend secondary schools;
- (2) "Secondary school", a public school giving instruction in a grade or grades not lower than the sixth nor higher than the twelfth grade;
- (3) "Work-based learning program", a learning program in a secondary education curriculum that:
 - (a) Includes, but is not limited to, work study, on-the-job training, job shadowing, internships, clinicals, practicums, cooperative projects, and industry-led service-learning projects;
 - (b) Is incorporated into coursework or related to a specific field of study; and
 - (c) Integrates knowledge and theory learned in the classroom with the practical application and development of technical skills and proficiencies in a professional work setting.

2. An employer who accepts a secondary school student in a work-based learning program shall not be subject to civil liability for any claim arising from the student's negligent act or omission.

3. Nothing in this section shall provide immunity for gross negligence or willful misconduct."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 4** was adopted.

Representative Trent offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 922, Page 1, Section A, Line 2, by inserting after all of said section and line, the following:

"287.120. 1. Every employer subject to the provisions of this chapter shall be liable, irrespective of negligence, to furnish compensation under the provisions of this chapter for personal injury or death of the employee by accident or occupational disease arising out of and in the course of the employee's employment. Any employee of such employer shall not be liable for any injury or death for which compensation is recoverable under this chapter and every employer and employees of such employer shall be released from all other liability whatsoever, whether to the employee or any other person, except that an employee shall not be released from liability for injury or death if the employee engaged in ~~[an affirmative negligent act that purposefully and dangerously caused or increased the risk of injury]~~ **a willful act with the intent to cause bodily injury or death**. The term "accident" as used in this section shall include, but not be limited to, injury or death of the employee caused by the unprovoked violence or assault against the employee by any person.

2. The rights and remedies herein granted to an employee shall exclude all other rights and remedies of the employee, the employee's spouse, parents, personal representatives, dependents, heirs or next kin, at common law or otherwise, on account of such injury or death by accident or occupational disease, except such rights and remedies as are not provided for by this chapter.

3. No compensation shall be allowed under this chapter for the injury or death due to the employee's intentional self-inflicted injury, but the burden of proof of intentional self-inflicted injury shall be on the employer or the person contesting the claim for allowance.

4. Where the injury is caused by the failure of the employer to comply with any statute in this state or any lawful order of the division or the commission, the compensation and death benefit provided for under this chapter shall be increased fifteen percent.

5. Where the injury is caused by the failure of the employee to use safety devices where provided by the employer, or from the employee's failure to obey any reasonable rule adopted by the employer for the safety of employees, the compensation and death benefit provided for herein shall be reduced at least twenty-five but not more than fifty percent; provided, that it is shown that the employee had actual knowledge of the rule so adopted by

the employer; and provided, further, that the employer had, prior to the injury, made a reasonable effort to cause his or her employees to use the safety device or devices and to obey or follow the rule so adopted for the safety of the employees.

6. (1) Where the employee fails to obey any rule or policy adopted by the employer relating to a drug-free workplace or the use of alcohol or nonprescribed controlled drugs in the workplace, the compensation and death benefit provided for herein shall be reduced fifty percent if the injury was sustained in conjunction with the use of alcohol or nonprescribed controlled drugs.

(2) If, however, the use of alcohol or nonprescribed controlled drugs in violation of the employer's rule or policy is the proximate cause of the injury, then the benefits or compensation otherwise payable under this chapter for death or disability shall be forfeited.

(3) The voluntary use of alcohol to the percentage of blood alcohol sufficient under Missouri law to constitute legal intoxication shall give rise to a rebuttable presumption that the voluntary use of alcohol under such circumstances was the proximate cause of the injury. A preponderance of the evidence standard shall apply to rebut such presumption. An employee's refusal to take a test for alcohol or a nonprescribed controlled substance, as defined by section 195.010, at the request of the employer shall result in the forfeiture of benefits under this chapter if the employer had sufficient cause to suspect use of alcohol or a nonprescribed controlled substance by the claimant or if the employer's policy clearly authorizes post-injury testing.

(4) Any positive test result for a nonprescribed controlled drug or the metabolites of such drug from an employee shall give rise to a rebuttable presumption, which may be rebutted by a preponderance of evidence, that the tested nonprescribed controlled drug was in the employee's system at the time of the accident or injury and that the injury was sustained in conjunction with the use of the tested nonprescribed controlled drug if:

- (a) The initial testing was administered within twenty-four hours of the accident or injury;
- (b) Notice was given to the employee of the test results within fourteen calendar days of the insurer or group self-insurer receiving actual notice of the confirmatory test results;
- (c) The employee was given an opportunity to perform a second test upon the original sample; and
- (d) The initial or any subsequent testing that forms the basis of the presumption was confirmed by mass spectrometry using generally accepted medical or forensic testing procedures.

7. Where the employee's participation in a recreational activity or program is the prevailing cause of the injury, benefits or compensation otherwise payable under this chapter for death or disability shall be forfeited regardless that the employer may have promoted, sponsored or supported the recreational activity or program, expressly or impliedly, in whole or in part. The forfeiture of benefits or compensation shall not apply when:

- (1) The employee was directly ordered by the employer to participate in such recreational activity or program;
- (2) The employee was paid wages or travel expenses while participating in such recreational activity or program; or
- (3) The injury from such recreational activity or program occurs on the employer's premises due to an unsafe condition and the employer had actual knowledge of the employee's participation in the recreational activity or program and of the unsafe condition of the premises and failed to either curtail the recreational activity or program or cure the unsafe condition.

8. Mental injury resulting from work-related stress does not arise out of and in the course of the employment, unless it is demonstrated that the stress is work related and was extraordinary and unusual. The amount of work stress shall be measured by objective standards and actual events.

9. A mental injury is not considered to arise out of and in the course of the employment if it resulted from any disciplinary action, work evaluation, job transfer, layoff, demotion, termination or any similar action taken in good faith by the employer.

10. The ability of a firefighter to receive benefits for psychological stress under section 287.067 shall not be diminished by the provisions of subsections 8 and 9 of this section.

516.099. 1. Any action to recover damages for economic loss, personal injury, property damage, or wrongful death arising out of a defective or unsafe condition of any product that is sold, leased, or otherwise placed in the stream of commerce, or arising out of the negligent design, manufacture, sale, or distribution of any such product shall be commenced within fifteen years of the date on which such product is first sold or leased to any person or otherwise placed into the stream of commerce.

2. This section shall apply to all actions falling within it, whether arising under the common law or by operation of statute; except that, if an action within this section is barred by another provision of law, such other provision of law shall govern.

3. This section shall not apply:

- (1) To any action brought with respect to a product that is real property or an improvement to real property;
 - (2) If the person against whom an action is brought has knowingly concealed any defective or unsafe condition in the product that is the subject of the action, or has knowingly concealed any negligence in the product's construction, manufacture, sale, distribution, or placing into the stream of commerce, and if any matter so concealed directly resulted in the economic loss, personal injury, property damage, or wrongful death for which the action is brought;
 - (3) If a manufacturer, lessor, seller, or person who first placed a product in the stream of commerce against whom an action within this section is brought brings an action for indemnity or contribution against a person who is or may be liable to such person for all or any portion of any judgment rendered against such person, in which event such action for indemnity or contribution shall not be barred by this section;
 - (4) If a manufacturer, lessor, seller, or person who first placed a product in the stream of commerce has stated in a written warranty or an advertisement to the public that the product has an expected useful life for a period certain that is greater than fifteen years, in which event any action that is otherwise within this section and is not barred by any other provision of law shall be brought no later than two years following the expiration of that period certain;
 - (5) To any action regarding negligent service or negligent maintenance of a product;
 - (6) To any action regarding a defective or unsafe condition of a product if the product is subject to a government mandated product recall related to consumer safety, provided that the action shall be limited to the extent that the subject of the action and the underlying reason for the recall are the same;
 - (7) To any action regarding a defective or unsafe condition of a product causing a respiratory or malignant disease with a latency of more than fifteen years. No action shall be commenced under this subdivision based upon strict product liability, or negligence against a seller of a product, in which the product is alleged to contain or possess a defective condition unreasonably dangerous to the buyer, user, or consumer, unless such seller is also the manufacturer of the product claimed to be defective; or
 - (8) Notwithstanding subdivision (4) of this subsection, to any action against a manufacturer of a mechanical device where the harm occurred during the useful safe life of the product. In determining whether a product's useful safe life has expired, the trier of fact may consider:
 - (a) The amount of wear and tear to which the product had been subject;
 - (b) The effect of deterioration from natural causes, and from climate and other conditions under which the product was used or stored;
 - (c) The normal practices of the user, similar users, and the product seller with respect to the circumstances, frequency, and purposes of the product's use, and with respect to repairs, renewals, and replacements;
 - (d) Any representations, instructions, or warnings made by the product manufacturer concerning proper maintenance, storage, and use of the product or the expected useful safe life of the product; and
 - (e) Any modification or alteration of the product by a user or third party.
4. This section shall apply to all civil actions commenced on or after August 28, 2021, or any new causes of action asserted in civil actions pending on that date; except that, any cause of action falling within this section that accrued on or before August 28, 2021, may, in any event, be brought no later than August 28, 2022, unless barred by another provision of law."; and

Further amend said bill, Page 2, Section 516.140, Line 13, by inserting after all of said section and line the following:

"537.771. 1. In any civil action for personal injury, death, or property damage caused by a product, regardless of the type of claims alleged or the theory of liability asserted, the plaintiff shall prove, among other elements, that the defendant manufactured, sold, or leased the particular product the use of which is alleged to have caused the injury on which the claim is based and not a similar or equivalent product. Manufacturers, sellers, or lessors of products not identified as having been used, ingested, or encountered by an allegedly injured party shall not be held liable for any alleged injury. A person, firm, corporation, association, partnership, or other legal or business entity that designs, but does not manufacture, a product shall not be subject to liability for personal injury, death, or property damage caused by the manufacturer's product, even if use of the design is foreseeable.

2. This section shall not be intended to alter or affect any other principle of law, including those that apply to successor entities, distributors, component manufacturers, or manufacturers who use component parts in assembling products for sale as complete units or those that apply to the operation of a contract, including a licensing agreement."; and

Further amend said bill and page, Section B, Line 1, by inserting after the first occurrence of the word "of" the words "section 516.120 of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Coleman (97) offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 922, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""211.261. 1. An appeal shall be allowed to the child from any final judgment, order or decree made under the provisions of this chapter and may be taken on the part of the child by its parent, guardian, legal custodian, spouse, relative or next friend. An appeal shall be allowed to a parent from any final judgment, order or decree made under the provisions of this chapter which adversely affects him. An appeal shall be allowed to the juvenile officer from any final judgment, order or decree made under this chapter, except that no such appeal shall be allowed concerning a final determination pursuant to subdivision (3) of subsection 1 of section 211.031. Notice of appeal shall be filed within thirty days after the final judgment, order or decree has been entered but neither the notice of appeal nor any motion filed subsequent to the final judgment acts as a supersedeas unless the court so orders.

2. Notwithstanding the provisions of subsection 1 of this section, an appeal shall be allowed to the:

(1) Juvenile officer from any order suppressing evidence, a confession or an admission, in proceedings under subdivision (3) of subsection 1 of section 211.031; or

(2) Parent, guardian ad litem, or juvenile officer from any order changing or modifying the placement of a child.

3. The appeal provided for in subsection 2 of this section shall be an interlocutory appeal, filed in the appropriate district of the Missouri court of appeals. Notice of such interlocutory appeal shall be filed within three days of the entry of the order of trial court; the time limits applicable to such appeal shall be the same as in interlocutory appeals allowed to the state in criminal cases.

287.120. 1. Every employer subject to the provisions of this chapter shall be liable,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman (97), **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Trent, **House Amendment No. 5, as amended**, was adopted.

Representative DeGroot offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 922, Page 1, Section A, Line 2, by inserting after said section and line the following:

"435.415. 1. **Except as provided in subsection 2 of this section**, upon the granting of an order confirming, modifying or correcting an award, judgment or decree shall be entered in conformity therewith and be enforced as any other judgment or decree. Costs of the application and of the proceedings subsequent thereto, and disbursements may be awarded by the court.

2. Any arbitration award or any judgment or decree entered on an arbitration award shall not be binding on any liability insurer, shall not be admissible in evidence in any lawsuit against any liability insurer for any party to an arbitration award, and shall not provide the basis for any judgment or decree, including any garnishment, against any liability insurer, unless the liability insurer has agreed in writing to the arbitration proceeding. Any arbitration award or any judgment or decree confirming, modifying, or correcting any arbitration award shall not be subject to garnishment, enforcement, or collection from any liability insurer unless the liability insurer has agreed in writing to the written arbitration agreement. Unless otherwise required by its insurance contract, a liability insurer's election not to participate in an arbitration proceeding shall not constitute, nor be construed to be, bad faith. This section shall not apply to any arbitration required by statute or arising out of an arbitration agreement preceding the date of the injury or loss that is the subject of the arbitration.

3. As used in this section, the term "insurer" shall include any entity authorized to transact liability insurance business in this state including, but not limited to, any liability insurance company organized, incorporated, or doing business under the provisions of chapter 379, any entity formed under section 537.620, any entity that is subject to sections 537.700 to 537.756, or any entity that provides risk management services to any public or private entity."; and

Further amend said bill, Page 2, Section 516.140, Line 13, by inserting after said section and line the following:

"537.065. 1. Any person having an unliquidated claim for damages against a tort-feasor~~[-]~~ on account of personal injuries, bodily injuries, or death~~[-]~~~~, provided that, such tort-feasor's insurer or indemnitor has the opportunity to defend the tort-feasor without reservation but refuses to do so,~~ may enter into a contract with such tort-feasor or any insurer on his or her behalf or both **if the insurer has refused to withdraw a reservation of rights or declined coverage for such unliquidated claim**, whereby, in consideration of the payment of a specified amount, the person asserting the claim agrees that in the event of a judgment against the tort-feasor, neither such person nor any other person, firm, or corporation claiming by or through him or her will levy execution, by garnishment or as otherwise provided by law, except against the specific assets listed in the contract and except against any insurer which insures the legal liability of the tort-feasor for such damage and which insurer is not excepted from execution, garnishment or other legal procedure by such contract. Execution or garnishment proceedings in aid thereof shall lie only as to assets of the tort-feasor specifically mentioned in the contract or the insurer or insurers not excluded in such contract. Such contract, when properly acknowledged by the parties thereto, may be recorded in the office of the recorder of deeds in any county where a judgment may be rendered, or in the county of the residence of the tort-feasor, or in both such counties, and if the same is so recorded then such tort-feasor's property, except as to the assets specifically listed in the contract, shall not be subject to any judgment lien as the result of any judgment rendered against the tort-feasor, arising out of the transaction for which the contract is entered into.

2. [Before a judgment may be entered against any tort-feasor after such tort-feasor has entered into a contract under this section, the insurer or insurers shall be provided with written notice of the execution of the contract and shall have thirty days after receipt of such notice to intervene as a matter of right in any pending lawsuit involving the claim for damages.] If any action seeking a judgment on the claim against the tort-feasor is pending at the time of the execution of any contract entered into under this section, then, within thirty days after such execution, the tort-feasor shall provide his or her insurer or insurers with a copy of the executed contract and a copy of any such action. If any action seeking a judgment on the claim against the tort-feasor is pending at the time of the execution of any contract entered into under this section but is thereafter dismissed, then, within thirty days after the refiling of that action or the filing of any subsequent action

arising out of the claim for damages against the tort-feasor, the tort-feasor shall provide his or her insurer or insurers with a copy of the executed contract and a copy of the refiled or subsequently filed action seeking a judgment on the claim against the tort-feasor. If no action seeking a judgment on the claim against the tort-feasor is pending at the time of the execution of any contract entered into under this section, then, within thirty days after the tort-feasor receives notice of any subsequent action, by service of process or otherwise, the tort-feasor shall provide his or her insurer or insurers with a copy of the executed contract and a copy of any action seeking a judgment on the claim against the tort-feasor.

3. No judgment shall be entered against any tort-feasor after such tort-feasor has entered into a contract under this section for at least thirty days after the insurer or insurers have received written notice as provided in subsection 2 of this section.

4. Any insurer or insurers who receive notice under this section shall have the unconditional right to intervene in any pending civil action involving the claim for damages within thirty days after receipt of such notice. Upon intervention under this section, the intervenor shall have all rights afforded to defendants under the Missouri rules of civil procedure including, but not limited to, the right to conduct discovery, the right to engage in motion practice, and the right to a trial by jury. The intervenor shall also have the right to assert any rights or raise any defenses available to the tort-feasor and to assert any rights or raise any defenses that would have been available to the tort-feasor in the absence of the contract entered into under this section or other agreement between the parties to that contract. However, nothing in this section shall alter or reduce the intervening insurer's obligations to any insureds other than the tort-feasor, including any coinsureds of the defendant tort-feasor.

5. The provisions of this section shall apply to any covenant not to execute or any contract to limit recovery to specified assets, regardless of whether it is referred to as a contract under this section.

6. All terms of any covenant not to execute or of any contract to limit recovery to specified assets, regardless of whether it is referred to as a contract under this section, shall be in writing and signed by the parties to the covenant or contract. No unwritten term of any covenant not to execute or of any contract to limit recovery to specified assets, regardless of whether it is referred to as a contract under this section, shall be enforceable against any party to the covenant or contract, the liability insurer of any party to the covenant or contract, or any other person or entity.

[4-] 7. Nothing in this section shall be construed to prohibit an insured from bringing a separate action asserting that the insurer acted in bad faith. In any such action for bad faith, any agreement between the tort-feasor and insured, including any contract under this section, shall be admissible in evidence. The exercise of any rights under this section shall not constitute, nor be construed to be, bad faith.

8. As used in this section, the term "insurer" shall include any entity authorized to transact liability insurance business in this state including, but not limited to, any liability insurance company organized, incorporated, or doing business under the provisions of chapter 379, any entity formed under section 537.620, any entity that is subject to sections 537.700 to 537.756, or any entity that provides risk management services to any public or private entity."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Amendment No. 6** was adopted.

Representative Riley offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 922, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"490.715. 1. No evidence of collateral sources, or payments rendered under subsection 2 of this section, shall be admissible other than such evidence provided for in this section.

2. If prior to trial a defendant or his or her insurer or authorized representative, or any combination of them, pays all or any part of a plaintiff's special damages, then any portion of a plaintiff's claims for special damages that are satisfied by a payment from a defendant or the defendant's insurer or authorized representative, or any combination of them, are not recoverable from that defendant.

3. If such payments described in subsection 2 of this section are included in a plaintiff's claim for special damages at trial, the defendant who made the payment, or on whose behalf the payment was made, shall be entitled to deduct and receive a credit for such payments from any judgment as provided for in section 490.710.

4. This section does not require the exclusion of evidence admissible for another proper purpose.

5. (1) Except as provided in subsection 2 of this section, ~~[parties]~~ **in any action wherein a plaintiff seeks to recover for personal injury, bodily injury, or death, any party** may introduce evidence of the actual cost of the medical care or treatment rendered to a plaintiff, or ~~[a patient whose care is at issue]~~ **to the person for whose injury or death plaintiff seeks to recover.** Actual cost of the medical care or treatment shall be reasonable, necessary, and a proximate result of the negligence or fault of any party.

(2) For purposes of this subsection, the phrase "actual cost of the medical care or treatment" shall be defined as a sum of money not to exceed the dollar amounts paid by or on behalf of a plaintiff, or a patient whose care is at issue **in a plaintiff's case**, plus any remaining dollar amount necessary to satisfy the financial obligation, **including valid outstanding liens**, for medical care or treatment by a health care provider after adjustment for any contractual discounts, price reduction, or write-off by any person or entity.

(3) **No party shall introduce evidence of the amount billed for medical care or treatment rendered to a plaintiff or a patient whose care is at issue in a plaintiff's case if the amount billed has been discounted pursuant to any contract, price reduction, or write off by any person or entity, or satisfied by payment of an amount less than the amount billed for that medical care or treatment.**

6. **The actual cost of medical care or treatment rendered to a plaintiff, or a patient whose care is at issue in a plaintiff's case, and discounts pursuant to any contract, price reduction, or write off shall be admissible evidence relevant to the potential cost of future treatment of the same type or kind to that plaintiff or patient whose care is at issue in a plaintiff's case.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hudson offered **House Amendment No. 1 to House Amendment No. 7.**

*House Amendment No. 1
to
House Amendment No. 7*

AMEND House Amendment No. 7 to House Committee Substitute for House Bill No. 922, Page 1, Line 32, by inserting the following after all of said line:

"Further amend said bill, Page 2, Section 516.140, Line 13, by inserting the following after all of said line:

"537.328. 1. As used in this section, the following terms mean:

(1) **"Camping", all aspects of visiting, staying at, using, and leaving a private campground, including lodging of all types;**

(2) **"Inherent risks of camping", those dangers, hazards, or conditions that are an integral part of camping including, but not limited to, the following:**

(a) **Features of the natural world, such as trees, tree stumps, naturally occurring infectious agents, roots, brush, rocks, mud, sand, standing and moving water, and soil;**

(b) **Uneven and unpredictable terrain;**

(c) **Natural bodies of water and accessories permitting the use of natural bodies of water, including piers, docks, swimming and aquatic sports, or recreation facilities or areas;**

(d) **A lack of lighting, including lighting at campsites;**

(e) **Campfires contained in or outside a fire pit or an enclosure provided by the private campground, bonfires, grass or brush fires, wildfires, and forest fires;**

(f) **Weather and weather-related events;**

(g) **Insects, birds, and other wildlife;**

(h) **Animals of other campers or visitors that cause injury, unless the private campground owner or an employee or officer of the private campground owner has accepted responsibility for care of the animal;**

(i) **A violation of safety rules or a disregard for signs or other methods of communicating warnings;**

(j) Another camper or visitor at the private campground acting in a negligent manner, if the private campground owner or an employee or officer of the private campground owner is not involved;

(k) Actions by a camper or visitor that exceed his or her physical limitations or abilities;

(l) Actions by a camper or visitor involving climbing, rappeling, caving, mountaineering, or any other related activity;

(m) Damage caused by fireworks from a camper, visitor, or offsite entity not authorized by the private campground owner or employee or officer of a private campground owner; and

(n) Any person coming onto the campsite not reported to the private campground owner or an employee or officer of the private campground owner;

(3) "Private campground", any parcel or tract of land, including buildings and other structures, that is owned or operated by a private property owner where five or more campsites are made available for use as temporary living quarters for recreational, camping, travel, or seasonal use. The term "private campground" shall also include recreational vehicle parks.

2. Except as provided in subsection 4 of this section, a private campground owner or an employee or officer of a private campground owner shall not be liable for acts or omissions related to camping at a private campground if a person is injured or killed or property is damaged as a result of an inherent risk of camping.

3. This section shall not apply to any employer-employee relationship governed by the provisions of chapter 287.

4. The provisions of subsection 2 of this section shall not prevent or limit liability of a private campground owner or an employee or officer of a private campground owner who:

(1) Intentionally causes the injury, death, or property damage;

(2) Acts with a willful or wanton disregard for the safety of the person or property damaged. As used in this subdivision, "willful and wanton" means conduct committed with an intentional or reckless disregard for the safety of others;

(3) Fails to use that degree of care that an ordinarily careful and prudent person would use under the same or similar circumstances; or

(4) Fails to conspicuously post warning signs of a dangerous, inconspicuous condition known to the owner of the private campground, or his or her employees or officers, on the property that the owner owns, leases, rents, or is otherwise in lawful control of or in possession of if the owner, employee, or officer is aware of the condition by reason of a prior injury involving the same location or the same mechanism of injury. Such warning signs shall appear in black letters on a white background with each letter to be a minimum of one inch in height.

5. Every written contract entered into by a private campground owner or an employee or officer of a private campground owner shall contain, in clearly readable print, the warning notice specified in this subsection. The signs described in subdivision (4) of subsection 4 of this section and contracts described in this subsection shall contain the following warning notice:

"WARNING

Under Missouri law, a private campground owner or an employee or officer of a private campground owner is not liable for an injury to or the death of a person or any property damage resulting from the inherent risks of camping under the Revised Statutes of Missouri.".; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Riley, **House Amendment No. 7, as amended**, was adopted.

On motion of Representative Houx, **HCS HB 922, as amended**, was adopted.

On motion of Representative Houx, **HCS HB 922, as amended**, was ordered perfected and printed.

HB 317, relating to reemployment rights of Missouri Task Force One members, was taken up by Representative Toalson Reisch.

On motion of Representative Toalson Reisch, the title of **HB 317** was agreed to.

On motion of Representative Toalson Reisch, **HB 317** was ordered perfected and printed.

HB 253, relating to an urban school board election process, was taken up by Representative Fishel.

Representative Fishel moved that the title of **HB 253** be agreed to.

Representative Francis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 253, Page 1, In the Title, Lines 2-3, by deleting the phrase "an urban school board election process" and inserting in lieu thereof the words "elementary and secondary education"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 1** was adopted.

Representative Veit offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 253, Page 1, Section A, Line 2, by inserting after said section and line the following:

"162.261. 1. The government and control of a seven-director school district, other than an urban district, is vested in a board of education of seven members, who hold their office for three years, except as provided in section 162.241, and until their successors are duly elected and qualified. Any vacancy occurring in the board shall be filled by the remaining members of the board; except that if there are more than two vacancies at any one time, the county commission upon receiving written notice of the vacancies shall fill the vacancies by appointment. If there are more than two vacancies at any one time in a county without a county commission, the county executive upon receiving written notice of the vacancies shall fill the vacancies, with the advice and consent of the county council, by appointment. The person appointed shall hold office until the next municipal election, when a director shall be elected for the unexpired term.

2. No seven-director, urban, or metropolitan school district board of education shall hire a spouse of any member of such board for a vacant or newly created position unless the position has been advertised pursuant to board policy and the superintendent of schools submits a written recommendation for the employment of the spouse to the board of education. The names of all applicants as well as the name of the applicant hired for the position ~~are~~ **shall** be included in the board minutes.

3. The provisions of Article VII, Section 6 of the Missouri Constitution apply to school districts.

4. (1) Any seven-director school district may divide into subdistricts and provide for the election of subdistrict board members as provided in this subsection.

(2) (a) Before December first of the calendar year immediately preceding the general municipal election day in the calendar year in which a vote to divide the school district into subdistricts will be held, the election authority of the county in which the school district is located shall divide the school district into seven subdistricts of contiguous and compact territory and as nearly equal in population as practicable. Within six months after each decennial census is reported to the President of the United States, the election authority

shall reapportion the subdistricts to be as nearly equal in population as practicable. The subdistricts shall be numbered from one upward consecutively, and as much as practicable the numbers shall be retained upon reapportionment. After the election authority divides the school district or reapportions the subdistricts, the election authority shall notify the residents of the school district as provided by law.

(b) Any resident of the school district who believes the election authority has divided the school district or reapportioned the subdistricts in violation of paragraph (a) of this subdivision may petition the circuit court of the county in which the school district exists for an order directing the election authority to divide the school district or reapportion the subdistricts as provided in paragraph (a) of this subdivision. The petition shall be submitted to the circuit court within ten business days of the election authority's notice provided under paragraph (a) of this subdivision.

(3) On the first day available for candidate filing for the first general municipal election day occurring after the subdistricts are created under this subsection, any qualified resident who has or will have resided in the subdistrict for the year immediately preceding the general municipal election day may file as a candidate for election to a subdistrict of the school board. At the end of the time available for candidate filing, if no qualified resident of a subdistrict has filed as a candidate in that subdistrict, the election authority shall extend the time for candidate filing by seven additional days, and any qualified resident of the school district who has or will have resided in the school district for the year immediately preceding the general municipal election day may file as a candidate for election to that subdistrict of the school board. The election authority shall determine the validity of all declarations of candidacy.

(4) When the election is held on the general municipal election day, the seven candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict shall be elected. Any candidate who is not a subdistrict resident but qualifies as a candidate as a school district resident under subdivision (3) of this subsection shall be elected by the voters of the school district. The three members representing subdistricts 2, 4, and 6 of the subdivided school district shall be elected to an initial term of two years, and the remaining four members representing subdistricts 1, 3, 5, and 7 of the subdivided school district shall be elected to an initial term of three years. Each term thereafter shall be a three-year term.

(5) Each member shall serve until a successor is elected or the member vacates the office. Any vacancy that occurs before the end of the member's term shall be filled as provided in this section.

(6) Except for a member who is not a subdistrict resident but is elected as a school district resident to represent a subdistrict under subdivision (3) of this subsection, each member shall reside in the subdistrict the member represents during the member's term.

(7) All other provisions applicable to seven-director school districts that are not in conflict with this subsection shall apply to school districts divided into subdistricts under this subsection.

5. If any seven-director school district receives a petition, signed by at least ten percent of the number of registered voters of the school district voting in the last school board election, calling for an election to subdivide the school district into subdistricts and provide for the election of subdistrict board members as provided in subsection 4 of this section, the school district shall immediately notify the election authority of the county in which the school district is located to begin the process described in subsection 4 of this section.

162.281. Except as provided in subsection 4 of section 162.261, in all seven-director districts, including urban districts, when directors are to be elected for terms of different lengths, each candidate shall declare for a term of a specific number of years and the different terms shall be voted upon as separate propositions.

162.291. Except as provided in subsection 4 of section 162.261, the voters of each seven-director district other than urban districts shall, at municipal elections, elect two directors who are citizens of the United States and resident taxpayers of the district, who have resided in this state for one year next preceding their election or appointment, and who are at least twenty-four years of age.

162.471. 1. The government and control of an urban school district is vested in a board of seven directors.

2. Except as provided in subsection 3 of this section, each director shall be a voter of the district who has resided within this state for one year next preceding [his] the director's election or appointment and who is at least twenty-four years of age. All directors, except as otherwise provided in section 162.481 and section 162.492, hold their offices for six years and until their successors are duly elected and qualified. All vacancies occurring in the board, except as provided in section 162.492, shall be filled by appointment by the board as soon as practicable, and the person appointed shall hold [his] office until the next school board election, when [his] a successor shall be elected for the remainder of the unexpired term. The power of the board to perform any official duty during the existence of a vacancy continues unimpaired thereby.

3. (1) Except as provided in section 162.492, any urban school district may divide into subdistricts and provide for the election of subdistrict board directors as provided in this subsection.

(2) (a) Before December first of the calendar year immediately preceding the general municipal election day in the calendar year in which a vote to divide the school district into subdistricts will be held, the election authority of the county in which the school district is located shall divide the school district into seven subdistricts of contiguous and compact territory and as nearly equal in population as practicable. Within six months after each decennial census is reported to the President of the United States, the election authority shall reapportion the subdistricts to be as nearly equal in population as practicable. The subdistricts shall be numbered from one upward consecutively, and as much as practicable the numbers shall be retained upon reapportionment. After the election authority divides the school district or reapportions the subdistricts, the election authority shall notify the residents of the school district as provided by law.

(b) Any resident of the school district who believes the election authority has divided the school district or reapportioned the subdistricts in violation of paragraph (a) of this subdivision may petition the circuit court of the county in which the school district exists for an order directing the election authority to divide the school district or reapportion the subdistricts as provided in paragraph (a) of this subdivision. The petition shall be submitted to the circuit court within ten business days of the election authority's notice provided under paragraph (a) of this subdivision.

(3) On the first day available for candidate filing for the first general municipal election day occurring after the subdistricts are created under this subsection, any qualified resident who has or will have resided in the subdistrict for the year immediately preceding the general municipal election day may file as a candidate for election to a subdistrict of the school board. At the end of the time available for candidate filing, if no qualified resident of a subdistrict has filed as a candidate in that subdistrict, the election authority shall extend the time for candidate filing by seven additional days, and any qualified resident of the school district who has or will have resided in the school district for the year immediately preceding the general municipal election day may file as a candidate for election to that subdistrict of the school board. Candidates may be nominated as provided by section 162.491. The election authority shall determine the validity of all declarations of candidacy.

(4) When the election is held on the general municipal election day, the seven candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict shall be elected. Any candidate who is not a subdistrict resident but qualifies as a candidate as a school district resident under subdivision (3) of this subsection shall be elected by the voters of the school district. The three directors representing subdistricts 2, 4, and 6 of the subdivided school district shall be elected to an initial term of five years, and the remaining four directors representing subdistricts 1, 3, 5, and 7 of the subdivided school district shall be elected to an initial term of six years. Each term thereafter shall be a six-year term.

(5) Each director shall serve until a successor is elected or the director vacates the office. Any vacancy that occurs before the end of the director's term shall be filled as provided in this section.

(6) Except for a director who is not a subdistrict resident but is elected as a school district resident to represent a subdistrict under subdivision (3) of this subsection, each director shall reside in the subdistrict the director represents during the director's term.

(7) All other provisions applicable to urban school districts that are not in conflict with this subsection shall apply to school districts divided into subdistricts under this subsection.

4. If any urban school district receives a petition, signed by at least ten percent of the number of registered voters of the school district voting in the last school board election, calling for an election to subdivide the school district into subdistricts and provide for the election of subdistrict board directors as provided in subsection 3 of this section, the school district shall immediately notify the election authority of the county in which the school district is located to begin the process described in subsection 3 of this section."; and

Further amend said bill and page, Section 162.481, Line 1, by deleting said line and inserting in lieu thereof the following:

"162.481. 1. Except as otherwise provided in **section 162.471**, this section, and ~~the~~ section 162.492, all"; and

Further amend said bill and section, Page 3, Line 84, by inserting after said section and line the following:

"162.491. 1. Directors for urban school districts, other than those districts containing the greater part of a city of over one hundred thirty thousand inhabitants, may be nominated by petition to be filed with the secretary of the board and signed by a number of voters in the district equal to ten percent of the total number of votes cast for the director receiving the highest number of votes cast at the next preceding biennial election, except as provided in subsection 4 of this section.

2. This section shall not be construed as providing the sole method of nominating candidates for the office of school director in urban **school** districts which do not contain the greater part of a city of over three hundred thousand inhabitants.

3. A director for any urban school district containing a city of greater than one hundred thirty thousand inhabitants and less than three hundred thousand inhabitants may be nominated as an independent candidate by filing with the secretary of the board a petition signed by five hundred registered voters of such school district.

4. In any urban school district located in a county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a home rule city with more than seventy-six thousand but fewer than ninety-one thousand inhabitants as the county seat, a candidate for director shall file a declaration of candidacy with the secretary of the board and shall not be required to submit a petition.

5. No candidate for election as a school board director representing a subdistrict under subsection 3 of section 162.471 shall be required to file a declaration of candidacy under this section as the sole method of filing for candidacy."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 2** was adopted.

Representative Francis offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 253, Page 3, Section 162.481, Line 84, by inserting after said section and line the following:

"167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in sections 167.121, 167.131, 167.132, ~~and~~ 167.895, **and sections 167.1200 to 167.1230.**

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support—if the children are between the ages of six and twenty years and are unable to pay tuition—may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. **(1) For all school years ending on or before June 30, 2022,** any person who pays a school tax in any other district than that in which ~~he~~ **the person** resides may send ~~his~~ **the person's** children to any public school in the district in which the tax is paid and receive as a credit on the amount charged for tuition the amount of the school tax paid to the district; except that any person who owns real estate of which eighty acres or more are used for agricultural purposes and upon which ~~his~~ **the person's** residence is situated may send ~~his~~ **the person's** children to public school in any school district in which a part of such real estate, contiguous to that upon which ~~his~~ **the person's** residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

(2) For all school years beginning on or after July 1, 2022, any person who owns residential real property or agricultural real property and pays a school tax in any district other than the district in which the person resides may send any of the person's children to a public school in any district in which the person pays such school tax. The school district of choice shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

4. **(1) For all school years ending on or before June 30, 2022,** any owner of agricultural land who, ~~pursuant to~~ **under subdivision (1) of** subsection 3 of this section, has the option of sending ~~his~~ **such person's** children to the public schools of more than one district shall exercise such option as provided in this ~~subsection~~ **subdivision**. Such person shall send written notice to all school districts involved specifying to which school

district ~~[his]~~ the children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of ~~[his]~~ the person's property lies. Such person shall not send any of ~~[his]~~ such person's children to the public schools of any district other than the one to which ~~[he]~~ such person has sent notice pursuant to this ~~[subsection]~~ subdivision in that school year or in which the majority of ~~[his]~~ such person's property lies without paying tuition to such school district.

(2) For all school years beginning on or after July 1, 2022, any owner of real property who elects to exercise the option provided in subdivision (2) of subsection 3 of this section shall exercise such option as provided in this subdivision. Such person shall send written notice to all school districts involved specifying which school district each child will attend thirty days prior to enrollment. When providing such notice, the person shall present proof of the person's payment of school taxes levied on the real property within such school district for the most recent two years. If a school district to which the person wishes to send a child does not receive the notification required under this subdivision, the child shall attend school in the district in which the person resides. Such person shall not send a child to the public schools of any district in which the person does not reside other than the district to which such person has sent notice under this subdivision relating to the particular child for that school year.

5. If a pupil is attending school in a district other than the district of residence and the pupil's parent is teaching in the school district or is a regular employee of the school district which the pupil is attending, then the district in which the pupil attends school shall allow the pupil to attend school upon payment of tuition in the same manner in which the district allows other pupils not entitled to free instruction to attend school in the district. The provisions of this subsection shall apply only to pupils attending school in a district which has an enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county ~~[of the first classification]~~ with a charter form of government which has a population in excess of six hundred thousand persons and not in excess of nine hundred thousand persons."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 3** was adopted.

On motion of Representative Fishel, **HB 253, as amended**, was ordered perfected and printed.

HB 313, relating to victim impact programs for driving while intoxicated offenders, was taken up by Representative Bromley.

On motion of Representative Bromley, the title of **HB 313** was agreed to.

On motion of Representative Bromley, **HB 313** was ordered perfected and printed.

HCS HB 320, relating to computer science courses, was taken up by Representative Fitzwater.

Representative Fitzwater moved that the title of **HCS HB 320** be agreed to.

Representative Basye offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 320, Page 1, In the Title, Line 3, by deleting the phrase "computer science courses" and inserting in lieu thereof the phrase "elementary and secondary education"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 320, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"166.400. Sections 166.400 to 166.455 shall be known and may be cited as the "Missouri Education [Savings] Program".

166.410. ~~[Definitions.]~~ As used in sections 166.400 to 166.455, except where the context clearly requires another interpretation, the following terms mean:

(1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified education expenses at an eligible educational institution;

(2) "Benefits", the payment of qualified education expenses on behalf of a beneficiary from a savings account during the beneficiary's attendance at an eligible educational institution;

(3) "Board", the Missouri education [savings] program board established in section 166.415;

(4) "Eligible educational institution", an ~~[institution of postsecondary education]~~ **eligible educational institution** as defined in Section ~~[529(e)(5)]~~ **529** of the Internal Revenue Code, ~~[and institutions of elementary and secondary education as provided in Sections 529(e)(7) and 529(e)(3) of the Internal Revenue Code,]~~ as amended;

(5) "Financial institution", a bank, insurance company or registered investment company;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Missouri education [savings] program" or "[savings] program", the program created pursuant to sections 166.400 to 166.455;

(8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.400 to 166.455 for the advance payment of qualified education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.400 to 166.455; and

(10) "Qualified higher education expenses" or "qualified education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section ~~[529(e)(3)]~~ **529** of the Internal Revenue Code, as amended.

166.415. 1. There is hereby created the "Missouri Education [Savings] Program". The program shall be administered by the Missouri education [savings] program board which shall consist of the Missouri state treasurer who shall serve as chairman, the commissioner of the department of higher education and workforce development, the commissioner of education, the commissioner of the office of administration, the director of the department of economic development, two persons having demonstrable experience and knowledge in the areas of finance or the investment and management of public funds, one of whom is selected by the president pro tem of the senate and one of whom is selected by the speaker of the house of representatives, and one person having demonstrable experience and knowledge in the area of banking or deposit rate determination and placement of depository certificates of deposit or other deposit investments. Such member shall be appointed by the governor with the advice and consent of the senate. The three appointed members shall be appointed to serve for terms of four years from the date of appointment, or until their successors shall have been appointed and shall have qualified. The members of the board shall be subject to the conflict of interest provisions of section 105.452. Any member who violates the conflict of interest provisions shall be removed from the board. In order to establish and administer the [savings] program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri education [savings] program and, notwithstanding any provision of sections 166.400 to 166.455 to the contrary, the [savings] programs and services consistent with the purposes and objectives of sections 166.400 to 166.455;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.400 to 166.455, to permit the [savings] program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code and to ensure the [savings] program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution for investment services, and their families, including special programs and materials to inform families with young children regarding methods for financing education and training;

(4) Enter into agreements with any financial institution, the state or any federal or other agency or entity as required for the operation of the [savings] program pursuant to sections 166.400 to 166.455;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the [savings] program;

(7) Invest the funds received from participants in appropriate investment instruments to achieve long-term total return through a combination of capital appreciation and current income;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.400 to 166.455 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the [savings] program;

(11) Effectuate and carry out all the powers granted by sections 166.400 to 166.455, and have all other powers necessary to carry out and effectuate the purposes, objectives and provisions of sections 166.400 to 166.455 pertaining to the [savings] program; and

(12) Procure insurance, guarantees or other protections against any loss in connection with the assets or activities of the [savings] program.

2. Any member of the board may designate a proxy for that member who will enjoy the full voting privileges of that member for the one meeting so specified by that member. No more than three proxies shall be considered members of the board for the purpose of establishing a quorum.

3. Four members of the board shall constitute a quorum. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. No action shall be taken by the board except upon the affirmative vote of a majority of the members present.

4. The board shall meet within the state of Missouri at the time set at a previously scheduled meeting or by the request of any four members of the board. Notice of the meeting shall be delivered to all other trustees in person or by depositing notice in a United States post office in a properly stamped and addressed envelope not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

5. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. For new contracts entered into after August 28, 2012, board members shall study investment plans of other states and contract with or negotiate to provide benefit options the same as or similar to other states' qualified plans for the purpose of offering additional options for members of the plan. The board may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of ~~his or her~~ the member's position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

6. No investment transaction authorized by the board shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment.

7. No trustee or employee of the [savings] program shall receive any gain or profit from any funds or transaction of the [savings] program. Any trustee, employee or agent of the [savings] program accepting any gratuity or compensation for the purpose of influencing such trustee's, employee's or agent's action with respect to the investment or management of the funds of the [savings] program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery.

8. The state treasurer may delegate any duties assigned to the state treasurer under sections 135.712 to 135.719 and 166.700 to 166.720 to the Missouri education program board established under this section.

166.420. 1. The board may enter into [savings] program participation agreements with participants on behalf of beneficiaries pursuant to the provisions of sections 166.400 to 166.455, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the [savings] program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) The execution of a participation agreement by the board shall not guarantee that the beneficiary named in any participation agreement will be admitted to an eligible educational institution, be allowed to continue to attend an eligible educational institution after having been admitted or will graduate from an eligible educational institution;

(4) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(5) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(6) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount ~~[which]~~ **that** may be contributed annually ~~[by a participant]~~ with respect to a beneficiary.

3. The board shall establish a total contribution limit for savings accounts established under the [savings] program with respect to a beneficiary to permit the [savings] program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code. No contribution may be made to a savings account for a beneficiary if it would cause the balance of all savings accounts of the beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a beneficiary from exceeding what is necessary to provide for the qualified education expenses of the beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the [savings] program to qualify pursuant to section 166.435. Any contributions or earnings that are withdrawn or distributed from a savings account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 166.430.

166.425. All money paid by a participant in connection with participation agreements shall be deposited as received and shall be promptly invested by the board. Contributions and earnings thereon accumulated on behalf of participants in the [savings] program may be used, as provided in the participation agreement, for qualified education expenses. Such contributions and earnings shall not be considered income for purposes of determining a participant's eligibility for financial assistance under any state student aid program.

166.435. 1. Notwithstanding any law to the contrary, the assets of the [savings] program held by the board, the assets of any deposit program authorized in section 166.500, and the assets of any qualified tuition [savings] program established pursuant to Section 529 of the Internal Revenue Code and any income therefrom shall be exempt from all taxation by the state or any of its political subdivisions. Income earned or received from the [savings] program, deposit, or other qualified tuition [savings] programs established under Section 529 of the Internal Revenue Code, or refunds of qualified education expenses received by a beneficiary from an eligible educational institution in connection with withdrawal from enrollment at such institution which are contributed within sixty days of withdrawal to a qualified tuition [savings] program of which such individual is a beneficiary shall not be subject to state income tax imposed pursuant to chapter 143 and shall be eligible for any benefits provided in accordance with Section 529 of the Internal Revenue Code. The exemption from taxation pursuant to this section shall apply only to assets and income maintained, accrued, or expended pursuant to the requirements of the [savings] program established pursuant to sections 166.400 to 166.455, the deposit program established pursuant to sections 166.500 to 166.529, and other qualified tuition [savings] programs established under Section 529 of the Internal Revenue Code, and no exemption shall apply to assets and income expended for any other purposes.

Annual contributions made to the [savings] program held by the board, the deposit program, and any qualified tuition [savings] program established under Section 529 of the Internal Revenue Code up to and including eight thousand dollars per [participating] taxpayer, and up to sixteen thousand dollars for married individuals filing a joint tax return, shall be subtracted in determining Missouri adjusted gross income pursuant to section 143.121.

2. If any deductible contributions to or earnings from any such program referred to in this section are distributed and not used to pay qualified education expenses, not transferred as allowed by 26 U.S.C. Section 529(c)(3)(C)(i), as amended, and any Internal Revenue Service regulations or guidance issued in relation thereto, or are not held for the minimum length of time established by the appropriate Missouri board, then the amount so distributed shall be included in the Missouri adjusted gross income of the participant, or, if the participant is not living, the beneficiary.

3. The provisions of this section shall apply to tax years beginning on or after January 1, 2008, and the provisions of this section with regard to sections 166.500 to 166.529 shall apply to tax years beginning on or after January 1, 2004.

166.440. The assets of the [savings] program shall at all times be preserved, invested and expended only for the purposes set forth in this section and in accordance with the participation agreements, and no property rights therein shall exist in favor of the state.

166.456. All personally identifiable information concerning participants and beneficiaries of accounts established within the Missouri education [savings] program pursuant to sections 166.400 to 166.456 shall be confidential, and any disclosure of such information shall be restricted to purposes directly connected with the administration of the program.

166.502. As used in sections 166.500 to 166.529, except where the context clearly requires another interpretation, the following terms mean:

- (1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified higher education expenses at an eligible educational institution;
- (2) "Benefits", the payment of qualified higher education expenses on behalf of a beneficiary from a deposit account during the beneficiary's attendance at an eligible educational institution;
- (3) "Board", the Missouri education [savings] program board established in section 166.415;
- (4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code;
- (5) "Financial institution", a depository institution and any intermediary that brokers certificates of deposits;
- (6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;
- (7) "Missouri higher education deposit program" or "deposit program", the program created pursuant to sections 166.500 to 166.529;
- (8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.500 to 166.529 for the advance payment of qualified higher education expenses on behalf of a beneficiary;
- (9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.500 to 166.529;
- (10) "Qualified higher education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code of 1986, as amended."; and

Further amend said bill, Page 7, Section 170.036, Line 59, by inserting after all of said section and line the following:

"209.610. 1. The board may enter into ABLE program participation agreements with participants on behalf of designated beneficiaries pursuant to the provisions of sections 209.600 to 209.645, including the following terms and conditions:

- (1) A participation agreement shall stipulate the terms and conditions of the ABLE program in which the participant makes contributions;
- (2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;
- (3) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(4) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(5) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount of contributions which may be made annually to an ABLE account, which shall be the same as the amount allowed by 26 U.S.C. Section 529A of the Internal Revenue Code of 1986, as amended.

3. The board shall establish a total contribution limit for savings accounts established under the ABLE program with respect to a designated beneficiary which shall in no event be less than the amount established as the contribution limit by the Missouri education [savings] program board for qualified tuition [savings] programs established under sections 166.400 to 166.450. No contribution shall be made to an ABLE account for a designated beneficiary if it would cause the balance of the ABLE account of the designated beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a designated beneficiary from exceeding what is necessary to provide for the qualified disability expenses of the designated beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ABLE program to qualify as tax exempt pursuant to section 209.625. Any contributions or earnings that are withdrawn or distributed from an ABLE account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 209.620."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 2** was adopted.

Representative Basye offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 320, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"162.052. 1. The registered voters of a school district may file a petition with the district's school board asking that an item be placed on a board meeting agenda. If the school board of a school district receives a petition, signed by at least five percent of the registered voters of the school district voting in the last school board election, calling for an item to be placed on the agenda for the school board's next meeting, the school board shall place the requested item on the next meeting's agenda and shall take a vote on the petitioned item. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed.

2. The school board shall follow all relevant board policies in regards to the placement of the item on the agenda, time allowed for discussion, testimony allowed, quorum requirements, the process by which a vote is taken, and the required number of votes for approval.

3. The petition shall contain a concise statement of what the school board is being requested to discuss and vote upon. Such statement shall consist of no more than one hundred words. The item requested by the petition shall be presented to the board in its exact form and shall not be modified by the board.

4. A petition to request an item to be placed on the school board's agenda shall not be submitted for the same item more than once every six months.

5. Items that may be presented to the board by petition shall include, but shall not be limited to:

(1) Implementing, changing, or repealing a board policy;

(2) Modifying or reversing an action by school administration or requesting that certain action be taken by school administration;

(3) Implementing, changing, or discontinuing the use of any curriculum or course of instruction; or

(4) Modifying the school calendar.

6. The petition process under this section shall not be used to recall board members, change district boundaries, authorize any bonding, impose any additional tax, or for any other purpose that would require an issue be placed on the ballot to be voted upon by residents at an election. However, a petition may be used

under this section to request that any of the issues described under this subsection be discussed at an upcoming school board meeting and voted upon by the school board for further consideration by the district's voters."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shaul offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 320, Page 1, Lines 9 to 10, by deleting all of said lines and inserting in lieu thereof the following:

"within the next three board meetings. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed. The school district shall verify the petition requirements with the local election authority of the district."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Basye, **House Amendment No. 3, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 320, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 320, as amended**, was ordered perfected and printed.

HCS HB 589, relating to the confiscation of animals, was taken up by Representative Knight.

Representative Knight moved that the title of **HCS HB 589** be agreed to.

Representative Schnelting offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 589, Page 1, In the Title, Line 3, by deleting the words "the confiscation of animals" and inserting in lieu thereof the words "public health"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schnelting, **House Amendment No. 1** was adopted.

Representative Schnelting offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 589, Page 4, Section 578.030, Line 32, by inserting the following after all of said section and line:

"Section 1. 1. No entity in this state shall require documentation of an individual having received a vaccination against any disease in order for the individual to access transportation systems or services, including but not limited to buses, air travel, rail travel, taxicab or limousine services, prearranged rides as defined in section 387.400, other public transportation, or any public transportation facilities, including but not limited to bus and airport facilities.

2. No Missouri government entity, subdivision, agency, or agent, is authorized to issue vaccine passports, vaccine passes, or other standardized documentation for the purpose of certifying an individual's COVID-19 vaccination status to a third party, or otherwise publish or share any individual's COVID-19 vaccination record or similar health information.

3. Missouri business entities are prohibited from requiring patrons or customers to provide any documentation certifying COVID-19 vaccination or post-transmission recovery to gain access to, entry upon, or service from the business entity.

4. All businesses must comply with this act to be eligible for grants or contracts funded through state revenue.

5. The requirements in this act do not otherwise restrict businesses from instituting COVID-19 screening protocols in accordance with state and federal law to protect public health, and nothing herein shall be construed to interfere with individuals' rights to access their own personal health information under federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Vescovo resumed the Chair.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 589, Page 1, Line 13, by deleting the words "**patrons or customers**" and inserting in lieu thereof the words "**patrons, customers, or employees**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan

Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 036

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gunby	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Phifer	Proudie	Quade	Rogers	Rowland
Sharp 36	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Black 7	Burnett	Christofanelli	Fitzwater
Gray	Ingle	Kidd	McDaniel	McGaugh
Nurrenbern	Person	Pietzman	Roeber	Sauls
Smith 163	Smith 67	Stephens 128	Stevens 46	Terry
Windham				

VACANCIES: 001

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Hannegan offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 589, Page 1, Line 1, by inserting after the number "589," the following:

"Page 1, Section A, Line 2, by inserting after all of the said section and line the following:

"566.111. 1. A person commits the offense of sex with an animal if he or she engages in sexual conduct with an animal.

2. The offense of sex with an animal is a class A misdemeanor unless the person has previously been found guilty of an offense under this section or has previously been found guilty of an offense in another jurisdiction which would constitute an offense under this section, in which case the offense is a class E felony.

3. In addition to any penalty imposed or as a condition of probation the court may:

(1) Prohibit the offender from harboring animals or residing in any household where animals are present during the period of probation; or

(2) Order all animals in the offender's possession subject to a civil forfeiture action under chapter 513; or

(3) Order psychological evaluation and counseling of the offender at the offender's expense.

4. **(1) In addition to any other penalty imposed by this section, the court shall order a person found guilty under this section to submit to a comprehensive evaluation to be conducted by a licensed mental health professional prior to sentencing. The court shall use the evaluation's findings in determining the appropriate sentence.**

(2) The costs of the comprehensive evaluation shall be paid by the defendant. If the court determines that the defendant is indigent, the cost of such evaluation shall be paid by the state. If the evaluation results in a recommendation of treatment and if the court so finds, the defendant shall be ordered to complete, as a condition of any jail or prison sentence, deferred judgment, suspended execution of sentence, suspended imposition of sentence, or probation, an appropriate treatment program designed to address the underlying causative factors for a violation under this section, as determined by the court after reviewing the comprehensive evaluation.

5. Nothing in this section shall be construed to prohibit generally accepted animal husbandry, farming and ranching practices or generally accepted veterinary medical practices.

~~[5-]~~ 6. For purposes of this section, the following terms mean:

(1) "Animal", every creature, either alive or dead, other than a human being;

(2) "Comprehensive evaluation", an evaluation that collects information on cognitive functioning; personality and mental health; social/developmental history; individual functioning/developmental competence; current family functioning; sexual and deviance issues; employment/academic functioning, delinquency, and behavioral issues; protective and risk factors; empathy and awareness of victim impact; substance abuse; offense and abuse characteristics; supervision and legal issues; and risk assessment;

(3) "Sexual conduct with an animal", any touching of an animal with the genitals or any touching of the genitals or anus of an animal for the purpose of arousing or gratifying the person's sexual desire.

578.005. As used in sections 578.005 to 578.023, the following terms shall mean:

(1) "Adequate care", normal and prudent attention to the needs of an animal, including wholesome food, clean water, shelter and health care as necessary to maintain good health in a specific species of animal;

(2) "Adequate control", to reasonably restrain or govern an animal so that the animal does not injure itself, any person, any other animal, or property;

(3) "Animal", every living vertebrate except a human being;

(4) "Animal shelter", a facility which is used to house or contain animals and which is owned, operated, or maintained by a duly incorporated humane society, animal welfare society, society for the prevention of cruelty to animals, or other not-for-profit organization devoted to the welfare, protection, and humane treatment of animals;

(5) "Comprehensive evaluation", an evaluation that collects information on cognitive functioning; personality and mental health; social/developmental history; individual functioning/developmental competence; current family functioning; sexual and deviance issues; employment/academic functioning, delinquency, and behavioral issues; protective and risk factors; empathy and awareness of victim impact; substance abuse; offense and abuse characteristics; supervision and legal issues; and risk assessment;

(6) "Farm animal", an animal raised on a farm or ranch and used or intended for use in farm or ranch production, or as food or fiber;

~~[(6)]~~ (7) "Farm animal professional", any individual employed at a location where farm animals are harbored;

~~[(7)]~~ (8) "Harbor", to feed or shelter an animal at the same location for three or more consecutive days;

(9) "Hoarding disorder", a behavioral pattern characterized by excessive acquisition of and an inability or unwillingness to discard large numbers of animals that results in inadequate care of the animals, has a negative impact on the animals' health and well-being, and often impacts the health and well-being of the collector;

~~[(8)]~~ (10) "Humane killing", the destruction of an animal accomplished by a method approved by the American Veterinary Medical Association's Panel on Euthanasia (JAVMA 173: 59-72, 1978); or more recent editions, but animals killed during the feeding of pet carnivores shall be considered humanely killed;

~~[(9)]~~ (11) "Owner", in addition to its ordinary meaning, any person who keeps or harbors an animal or professes to be owning, keeping, or harboring an animal;

~~[(40)]~~ (12) "Person", any individual, partnership, firm, joint stock company, corporation, association, trust, estate, or other legal entity;

~~[(44)]~~ (13) "Pests", birds, rabbits, or rodents which damage property or have an adverse effect on the public health, but shall not include any endangered species listed by the United States Department of the Interior nor any endangered species listed in the Wildlife Code of Missouri.

578.009. 1. A person commits the offense of animal neglect if he or she:

- (1) Has custody or ownership of an animal and fails to provide adequate care; ~~or~~
- (2) Knowingly abandons an animal in any place without making provisions for its adequate care; **or**
- (3) Has a hoarding disorder causing the accumulation of custody or ownership of animals.**

2. The offense of animal neglect **under subdivision (1) or (2) of subsection 1 of this section** is a class C misdemeanor unless the person has previously been found guilty of an offense under **subdivision (1) or (2) of subsection 1 of this section**, or an offense in another jurisdiction which would constitute an offense under **subdivision (1) or (2) of subsection 1 of this section**, in which case it is a class B misdemeanor.

3. **The offense of animal neglect under subdivision (3) of subsection 1 of this section is a class C misdemeanor unless the person has previously been found guilty of an offense under subdivision (3) of subsection 1 of this section, or an offense in another jurisdiction that would constitute an offense under subdivision (3) of subsection 1 of this section, in which case it is a class E felony.**

4. All fines and penalties for a first finding of guilt under this section may be waived by the court if the person found guilty of animal neglect shows that adequate, permanent remedies for the neglect have been made. Reasonable costs incurred for the care and maintenance of neglected animals may not be waived. This section shall not apply to the provisions of section 578.007 or chapter 272.

5. **(1) Any person who pleads guilty to or is convicted of an offense under subsection 3 of this section shall undergo a court-ordered comprehensive evaluation to be conducted by a licensed mental health professional prior to sentencing. The court shall use the evaluation's findings in determining the appropriate sentence.**

(2) The costs of the comprehensive evaluation shall be paid by the defendant. If the court determines that the defendant is indigent, the cost of such evaluation shall be paid by the state. If the evaluation results in a recommendation of treatment and if the court so finds, the defendant shall be ordered to complete, as a condition of any jail or prison sentence, deferred judgment, suspended execution of sentence, suspended imposition of sentence, or probation, an appropriate treatment program designed to address the underlying causative factors for a violation under this section, as determined by the court after reviewing the comprehensive evaluation.

~~[4-]~~ 6. In addition to any other penalty imposed by this section, the court may order a person found guilty of animal neglect to pay all reasonable costs and expenses necessary for:

- (1) The care and maintenance of neglected animals within the person's custody or ownership;
- (2) The disposal of any dead or diseased animals within the person's custody or ownership;
- (3) The reduction of resulting organic debris affecting the immediate area of the neglect; and
- (4) The avoidance or minimization of any public health risks created by the neglect of the animals.

578.012. 1. A person commits the offense of animal abuse if he or she:

(1) Intentionally or purposely kills an animal in any manner not allowed by or expressly exempted from the provisions of sections 578.005 to 578.023 and 273.030;

(2) Purposely or intentionally causes injury or suffering to an animal; or

(3) Having ownership or custody of an animal knowingly fails to provide adequate care which results in substantial harm to the animal.

2. Animal abuse is a class A misdemeanor, unless the defendant has previously been found guilty of animal abuse or the suffering involved in subdivision (2) of subsection 1 of this section is the result of torture or mutilation consciously inflicted while the animal was alive, in which case it is a class E felony.

3. **(1) In addition to any other penalty imposed by this section, the court shall order a person found guilty under this section to submit to a comprehensive evaluation to be conducted by a licensed mental health professional prior to sentencing. The court shall use the evaluation's findings in determining the appropriate sentence.**

(2) The costs of the comprehensive evaluation shall be paid by the defendant. If the court determines that the defendant is indigent, the cost of such evaluation shall be paid by the state. If the evaluation results in a recommendation of treatment and if the court so finds, the defendant shall be ordered

to complete, as a condition of any jail or prison sentence, deferred judgment, suspended execution of sentence, suspended imposition of sentence, or probation, an appropriate treatment program designed to address the underlying causative factors for a violation under this section, as determined by the court after reviewing the comprehensive evaluation."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hannegan, **House Amendment No. 2 to House Amendment No. 2** was adopted.

Representative Billington offered **House Amendment No. 3 to House Amendment No. 2.**

House Amendment No. 3
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 589, Page 1, Line 21, by inserting after all of said line the following:

"Further amend said bill, Page 4, Section 578.030, Line 32, by inserting after all of said line the following:

"Section 2. At all times, including during declared emergencies, religious services and activities of a religious organization shall be considered essential services and no rule, order, declaration, or direction of the state government shall treat any religious organization less favorably or more strictly than any other similarly situated organization in terms of function, service, assembly, size, or conduct. Any restriction of this right shall be subject to strict scrutiny."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Billington, **House Amendment No. 3 to House Amendment No. 2** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Falkner
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback

Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 034

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Burnett	Burton	Butz
Clemens	Collins	Doll	Fogle	Gunby
Johnson	Lewis 25	McCreery	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Rowland
Sharp 36	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 022

Aldridge	Bland Manlove	Bosley	Brown 27	Brown 70
Ellebracht	Evans	Fishel	Gray	Ingle
Kidd	Mackey	McDaniel	McGaugh	Person
Pietzman	Price IV	Roeber	Rogers	Sauls
Smith 67	Stephens 128			

VACANCIES: 001

On motion of Representative Schnelting, **House Amendment No. 2, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Schnelting:

AYES: 088

Andrews	Atchison	Bailey	Baker	Basye
Billington	Boggs	Brown 16	Buchheit-Courtway	Burger
Busick	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Deaton	DeGroot	Derges
Dinkins	Eggleston	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Mayhew	McGill	Morse	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Railsback	Reedy	Richey	Riggs	Roden
Rone	Ruth	Sassmann	Schnelting	Schroer
Seitz	Shaul	Simmons	Smith 155	Smith 163
Stacy	Tate	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Wallingford	Walsh 50
Wiemann	Wright	Mr. Speaker		

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NOES: 056

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Black 137	Black 7	Bromley
Burnett	Burton	Butz	Chipman	Clemens
Collins	Davidson	Davis	Dogan	Doll
Falkner	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Lovasco	McCreery	Merideth
Mosley	Murphy	Nurrenbern	Patterson	Person
Phifer	Quade	Riley	Roberts	Rowland
Sander	Sauls	Schwadron	Sharp 36	Sharpe 4
Shields	Smith 67	Stephens 128	Taylor 139	Turnbaugh
Unsicker	Veit	Walsh Moore 93	Weber	West
Young				

PRESENT: 002

Terry Windham

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Bosley	Brown 27	Brown 70
Ellebracht	Evans	Fishel	Kidd	Mackey
McDaniel	McGaugh	Pietzman	Roeber	Rogers
Stevens 46				

VACANCIES: 001

On motion of Representative Knight, **HCS HB 589, as amended**, was adopted.

On motion of Representative Knight, **HCS HB 589, as amended**, was ordered perfected and printed.

HCS HB 29, relating to the Missouri accountability portal, was taken up by Representative Walsh (50).

Representative Walsh (50) moved that the title of **HCS HB 29** be agreed to.

Representative Walsh (50) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 29, Page 1, In the Title, Lines 2 and 3, by deleting the words, "the Missouri accountability portal" and inserting in lieu thereof the words, "government accountability"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 1** was adopted.

Representative Walsh (50) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 29, Page 1, Section A, Line 2, by inserting after all of said line the following:

- "29.420. 1. This section shall be known as the "Government Lending Transparency Act".
2. As used in this section, the following terms mean:
- (1) "Administering agency", a department, office, board, commission, bureau, institution, or any other agency of the state charged by statute, regulation, or order with administering a credit support program or lending program;
- (2) "Credit support program", any state program that guarantees or provides credit enhancements, such as state support for interest or principal payments, to the debt of private parties or municipalities, under which the state would be required to provide moneys if the borrower failed to pay;
- (3) "Lending program", any state program that offers moneys to private parties or municipalities that come with the expectation of repayment.
3. Each administering agency shall report annually to the state auditor by August thirtieth the following information:
- (1) The name and statutory authority for each lending program and credit support program administered by the agency;
- (2) For the immediately preceding fiscal year, the total dollar amount of all lending for each lending program administered by the agency and the total amount of debt supported by each credit support program administered by the agency; and
- (3) For the immediately preceding fiscal year, the reasonable estimates of the costs of likely defaults for each lending program and credit support program administered by the agency, using private sector accounting standards to evaluate the likelihood and costs of defaults.
4. The state auditor shall make an annual report compiling the data received from the administering agencies under this section, and shall submit the report to the general assembly annually by December fifteenth.
5. Intentional or knowing failure to comply with any reporting requirement contained in this section shall be punishable by a fine of up to two thousand dollars."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 2** was adopted.

On motion of Representative Walsh (50), **HCS HB 29, as amended**, was adopted.

On motion of Representative Walsh (50), **HCS HB 29, as amended**, was ordered perfected and printed.

HCS HBs 165 & 196, relating to county commissioners, was taken up by Representative Richey.

Representative Richey moved that the title of **HCS HBs 165 & 196** be agreed to.

Representative Rowland offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 165 & 196, Page 1, In the Title, Lines 2-3, by deleting the words "county commissioners" and inserting in lieu thereof the word "counties"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland, **House Amendment No. 1** was adopted.

Representative Eggleston offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 165 & 196, Page 2, Section 49.057, Line 13, by inserting after all of said line the following:

"49.310. 1. Except as provided in sections 221.400 to 221.420 and subsection 2 of this section, the county commission in each county in this state shall erect and maintain at the established seat of justice a good and sufficient courthouse, jail and necessary fireproof buildings for the preservation of the records of the county; except that in counties having a special charter, the jail or workhouse may be located at any place within the county. In pursuance of the authority herein delegated to the county commission, the county commission may acquire a site, construct, reconstruct, remodel, repair, maintain and equip the courthouse and jail, and in counties wherein more than one place is provided by law for holding of court, the county commission may buy and equip or acquire a site and construct a building or buildings to be used as a courthouse and jail, and may remodel, repair, maintain and equip buildings in both places. The county commission may issue bonds as provided by the general law covering the issuance of bonds by counties for the purposes set forth in this section. In bond elections for these purposes in counties wherein more than one place is provided by law for holding of court, a separate ballot question may be submitted covering proposed expenditures in each separate site described therein, or a single ballot question may be submitted covering proposed expenditures at more than one site, if the amount of the proposed expenditures at each of the sites is specifically set out therein.

2. The county commission in all counties of the fourth classification and any county of the third, second, or first classification may provide for the erection and maintenance of a good and sufficient jail or holding cell facility at a site in the county other than at the established seat of justice.

3. In the absence of a local agreement otherwise, for any courthouse that contains both county offices and court facilities, the presiding judge of the circuit may establish rules and procedures for court facilities and areas necessary for court-related ingress, court-related egress and other reasonable court-related usage, but the county commission shall have authority over all other areas of the courthouse.

476.083. 1. In addition to any appointments made pursuant to section 485.010, the presiding judge of each circuit containing one or more facilities operated by the department of corrections with an average total inmate population in all such facilities in the circuit over the previous two years of more than two thousand five hundred inmates or containing, as of January 1, 2016, a diagnostic and reception center operated by the department of corrections and a mental health facility operated by the department of mental health which houses persons found not guilty of a crime by reason of mental disease or defect under chapter 552 and provides sex offender rehabilitation and treatment services (SORTS) may appoint a circuit court marshal to aid the presiding judge in the administration of the judicial business of the circuit by overseeing the physical security of ~~the courthouse,~~ **court facilities, including courtrooms, jury rooms, and chambers or offices of the court;** serving court-generated papers and orders[-] ; and assisting the judges of the circuit as the presiding judge determines appropriate. Such circuit court marshal appointed pursuant to the provisions of this section shall serve at the pleasure of the presiding judge. The circuit court marshal authorized by this section is in addition to staff support from the circuit clerks, deputy circuit clerks, division clerks, municipal clerks, and any other staff personnel which may otherwise be provided by law.

2. The salary of a circuit court marshal shall be established by the presiding judge of the circuit within funds made available for that purpose, but such salary shall not exceed ninety percent of the salary of the highest paid sheriff serving a county wholly or partially within that circuit. Personnel authorized by this section shall be paid from state funds or federal grant moneys which are available for that purpose and not from county funds.

3. Any person appointed as a circuit court marshal pursuant to this section shall have at least five years' prior experience as a law enforcement officer. In addition, any such person shall within one year after appointment, or as soon as practicable, attend a court security school or training program operated by the United States Marshal Service. In addition to all other powers and duties prescribed in this section, a circuit court marshal may:

- (1) Serve process;
- (2) Wear a concealable firearm; and

(3) Make an arrest based upon local court rules and state law, and as directed by the presiding judge of the circuit."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 2** was adopted.

Representative Rowland offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 165 & 196, Page 2, Section 49.057, Line 13, by inserting after all of said line the following:

"137.275. Every person who thinks himself aggrieved by the assessment of his property may appeal to the county board of equalization, in person, by attorney or agent, or in writing. Such appeals shall be lodged with the county board of equalization on or before the second Monday in July. **Upon receiving an appeal, the county board of equalization or its representative shall promptly issue a receipt to the person lodging the appeal, confirming that the appeal has been received. If the appeal is lodged in person, such receipt shall be issued immediately. If the appeal is lodged via mail or electronically, such receipt shall be issued within two business days.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Lewis 6	Mayhew	McGaugh	Morse
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Mr. Speaker

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins

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Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Rogers	Rowland	Sauls	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 002

Roden Smith 67

ABSENT WITH LEAVE: 019

Aldridge	Baker	Bosley	Fishel	Francis
Kidd	Knight	Lovasco	McDaniel	McGill
Murphy	Pietzman	Price IV	Roeber	Schroer
Sharp 36	Simmons	Stevens 46	Wright	

VACANCIES: 001

On motion of Representative Rowland, **House Amendment No. 3** was adopted.

On motion of Representative Richey, **HCS HBs 165 & 196, as amended**, was adopted.

On motion of Representative Richey, **HCS HBs 165 & 196, as amended**, was ordered perfected and printed.

HB 1070, relating to immunity from liability for inherent risks of camping, was taken up by Representative Hudson.

Representative Hudson moved that the title of **HB 1070** be agreed to.

Representative Knight offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1070, Page 1, In the Title, Lines 2-3, by deleting the words "immunity from liability for inherent risks of camping" and inserting in lieu thereof the words "landowner liability"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1** was adopted.

Representative Knight offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1070, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"316.250. 1. This section shall be known and may be cited as "Ethan's Law".

2. Every owner of a for-profit private swimming pool or facility shall maintain adequate insurance coverage in an amount of not less than one million dollars per occurrence for any liability incurred in the event of injury or death of a patron to such swimming pool or facility, including any liability incurred under paragraph ~~[(b)]~~ (a) of subdivision (3) of section 537.348. Such owners shall be required to register with the department of public safety and provide proof of such insurance coverage at the time of registration and when requested by any state or local governmental agency responsible for the enforcement of this section.

3. As used in this section, the following terms shall mean:

(1) "Owner", the owner of the land, including but not limited to a lessee, tenant, mortgagee in possession and the person in charge of the land on which a swimming pool is located;

(2) "Swimming pool or facility", any for-profit privately owned tank or body of water with a capacity of less than five hundred patrons which charges a fee per admission and is used and maintained for swimming or bathing purposes which has a maximum depth of greater than twenty-four inches. "Swimming pool or facility" shall include, but not be limited to, a swimming pool on lands in connection with the operation of any type of for-profit privately owned amusement or recreational park. "Swimming pool or facility" does not include a swimming pool or facility owned by a hotel, motel, public or governmental body, agency, or authority, a naturally occurring body of water or stream, or a body of water established by a person or persons and used for watering livestock, irrigation, or storm water management.

4. Any owner who violates the provisions of this section shall not be permitted to remain in operation until such owner meets the requirements of this section. Any such owner who allows operation of a swimming pool or facility in violation of this section shall be subject to a civil penalty of two hundred fifty dollars per day for each day of continued violation up to a maximum of ten thousand dollars and may be subject to liability for the costs incurred by the state or a political subdivision for enforcing the provisions of this section. In a separate court action, the attorney general may seek reimbursement on behalf of the state and a political subdivision may seek reimbursement on behalf of the political subdivision for costs incurred as a result of enforcing the provisions of this section. For purposes of this section, "each day of the violation" means each day that the swimming pool is operational and open for business and remains in violation of this section. It shall not include days that the swimming pool is not operational and open for business.

5. In addition, any owner who intentionally violates the provisions of this section is guilty of a class A misdemeanor. It shall be the duty of each prosecuting attorney and circuit attorney in their respective jurisdictions to commence any criminal actions under this section, and the attorney general shall have concurrent original jurisdiction to commence such criminal actions throughout the state where such violations have occurred.

6. The department of public safety shall implement and, with the assistance of local law enforcement agencies, enforce the provisions of this section.

7. An insurance company providing insurance coverage under this section shall notify the department of public safety if any owner of a swimming pool or facility as defined in this section terminates, cancels, or fails to renew such coverage. The department may utilize local law enforcement agencies to enforce the provisions of this section."; and

Further amend said bill, Page 3, Section 537.328, Line 70, by inserting after all of said section and line the following:

"537.346. 1. Except as provided in sections 537.345 to 537.348, and section 537.351, an owner of land owes no duty of care to any person who enters on the land without charge to keep his **or her** land safe for recreational use or to give any general or specific warning with respect to any natural or artificial condition, structure, or personal property thereon.

2. **No owner of land shall be liable for injuries of a trespasser occurring on his or her residential area or noncovered land, as those terms are defined in section 537.348, if such area or land is adjacent to a park as defined in section 253.010 or a trail as defined in section 258.100 if such trespasser is accessing or accessed the owner's property from the adjacent park or trail.**

537.347. Except as provided in sections 537.345 to 537.348, an owner of land who directly or indirectly invites or permits any person to enter his or her land for recreational use, without charge, whether or not the land is posted, or who directly or indirectly invites or permits any person to enter his or her land for recreational use in compliance with a state-administered recreational access **or wildlife management program**, does not thereby:

(1) Extend any assurance that the premises are safe for any purpose;

(2) Confer upon such person the status of an invitee, or any other status requiring of the owner a duty of special or reasonable care;

(3) Assume responsibility for or incur liability for any injury to such person or property caused by any natural or artificial condition, structure or personal property on the premises; or

(4) Assume responsibility for any damage or injury to any other person or property caused by an act or omission of such person.

537.348. Nothing in this act shall be construed to create liability, but it does not limit liability that otherwise would be incurred by those who use the land of others, or by owners of land for:

(1) Malicious or grossly negligent failure to guard or warn against a dangerous condition, structure, personal property which the owner knew or should have known to be dangerous, or negligent failure to guard or warn against an ultrahazardous condition which the owner knew or should have known to be dangerous;

(2) Injury suffered by a person who has paid a charge for entry to the land; or

(3) Injuries occurring on or in:

(a) ~~[Any land within the corporate boundaries of any city, municipality, town, or village in this state;~~

~~—(b)]~~ Any swimming pool. "Swimming pool" means a pool or tank, especially an artificial pool or tank, intended and adapted for swimming and held out as a swimming pool;

~~[(c)]~~ (b) Any residential area. "Residential area" as used ~~[herein]~~ **in this section** means ~~[a tract of land of one acre or less predominately used for residential purposes, or a tract of land of any size used for multifamily residential services]~~ **land used for residential purposes in an area in which housing predominates, as opposed to industrial and commercial areas, and any land used for farming or agricultural purposes; or**

~~[(d)]~~ (c) Any noncovered land. "Noncovered land" as used herein means any portion of any land, the surface of which portion is actually used primarily for commercial, industrial, mining or manufacturing purposes; provided, however, that use of any portion of any land primarily for agricultural, grazing, forestry, conservation, natural area, owner's recreation or similar or related uses or purposes shall not under any circumstances be deemed to be use of such portion for commercial, industrial, mining or manufacturing purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 2** was adopted.

On motion of Representative Hudson, **HB 1070, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS - INFORMAL

HCS HJR 22, relating to initiative petitions proposing amendments to the constitution, was placed back on the House Joint Resolutions for Perfection Calendar.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HS HB 297 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS#2 SB 26 - Fiscal Review

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 166**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Copeland, Hovis, Kelley (127), Roberts, Sauls and West

Noes (2): Davis and Sharp (36)

Absent (2): Aldridge and Seitz

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 88**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baker, Boggs, Deaton, Grier, Smith (155) and Trent

Noes (3): Barnes, Gunby and Johnson

Absent (2): Cupps and Riggs

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 690**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baker, Barnes, Boggs, Grier, Gunby, Johnson, Smith (155) and Trent

Noes (1): Deaton

Absent (2): Cupps and Riggs

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1339** and **HB 1324**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baker, Barnes, Boggs, Deaton, Grier, Gunby, Johnson, Smith (155) and Trent

Noes (0)

Absent (2): Cupps and Riggs

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 989**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Appelbaum, Buchheit-Courtway, Cook, Lewis (25), Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (5): Collins, Haden, Johnson, O'Donnell and Pollock (123)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1003**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Coleman (97), Davis, Ellebracht, Evans, Reedy, Sauls, Veit and Walsh (50)

Noes (0)

Absent (3): Mackey, Schroer and Wiemann

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1415**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Coleman (97), Davis, Evans, Reedy, Veit and Walsh (50)

Noes (2): Ellebracht and Sauls

Absent (3): Mackey, Schroer and Wiemann

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1259** and **HB 1230**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bromley, Buchheit-Courtway, Burger, Busick, Griesheimer, Hurlbert, Porter, Pouche, Ruth and Taylor (48)

Noes (4): Bangert, Butz, Mosley and Smith (67)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 49**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 441, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (9): Burnett, Hicks, Houx, Kelly (141), McCreery, Shaul, Taylor (139), Veit and Wiemann

Noes (0)

Absent (0)

COMMITTEE APPOINTMENTS

April 12, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Rusty Black to the Career Technical Education Advisory Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, April 13, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, April 14, 2021, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1183

Executive session may be held on any matter referred to the committee.

Discussion of House policy changes.

Room change.

CORRECTED

AGRICULTURE POLICY

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1411

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, April 13, 2021, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 21

Executive session may be held on any matter referred to the committee.

CORRECTED

CHILDREN AND FAMILIES

Wednesday, April 14, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431

Executive session will be held: HB 852, HB 1276

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 517

Executive session will be held: HB 1203, HB 1177

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 917, HB 886, HB 1303, HB 1399, HB 1362

Executive session will be held: HJR 48

Executive session may be held on any matter referred to the committee.

Added HB 1362.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 13, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: SB 86, SS SCS SB 152, HB 421

Executive session will be held: HB 743, HB 1381, HB 254, HB 368

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, April 13, 2021, 4:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.

Public hearing will be held: SCS SB 403, SS SB 64, SS SB 176, SCS SB 457, SCR 7

Executive session will be held: HB 1335

Executive session may be held on any matter referred to the committee.

CORRECTED

ETHICS

Tuesday, April 13, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.21(3) (personnel matters).

FISCAL REVIEW

Tuesday, April 13, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Pending referral of HB 297.

INSURANCE

Tuesday, April 13, 2021, 4:00 PM or upon afternoon recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 907, SS SB 6

Executive session will be held: HB 240

Executive session may be held on any matter referred to the committee.

Please Note: Time change.

CORRECTED

LOCAL GOVERNMENT

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 607, HB 1365

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 14, 2021, 9:00 AM, House Hearing Room 1.

Public hearing will be held: SB 9

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, April 13, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 863, HB 290

Executive session will be held: HB 1086, HB 1161, HB 955

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, April 13, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCS HB 86, HCS HBs 291 & 286, HCS HB 760, HB 971, HB 1008, HCS HB 1023, HCS HB 1212, HCS HB 1239, HCS HB 1291, HB 851, SS SB 22, HB 544, HB 605, HB 606, HB 626, HB 662, HB 930, HB 1111, HB 1217, HB 1238, HB 1306, HB 1367, HB 1413, HB 1437

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 13, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Follow-up discussion with the Department of Labor on the unemployment overpayments.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution and RSMo 610.021.

This hearing will be open to public testimony to discuss the operations within the Department of Social Services.

Please Note: Comment change.

CORRECTED

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 5. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 14, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SB 72

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, April 14, 2021, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SCS SB 520

Executive session will be held: HB 569, HB 1319, HB 1205, HB 1355

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, April 13, 2021, 4:00 PM or upon afternoon recess (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SB 258

Executive session may be held on any matter referred to the committee.

Please Note: Time change.

CORRECTED

WAYS AND MEANS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SCS SBs 153 & 97, SB 226, HJR 10

Executive session will be held: HB 688, SCR 2

Executive session may be held on any matter referred to the committee.

Added SCR 2.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-SECOND DAY, TUESDAY, APRIL 13, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HB 37 - Pollock (123)

HCS HB 217 - Perkins

HB 451 - Bailey

HB 461 - Dogan

HCS HB 494 - Hurlbert

HCS HB 499 - Schroer

HCS HB 541 - Lewis (6)

HCS HB 549 - Christofanelli

HCS HBs 647 & 841 - Pollitt (52)

HB 652 - Stevens (46)

HB 750 - Lovasco

HCS HB 842 - Hill

HCS HBs 848, 617 & 822 - Sander

HCS HB 849 - Griffith

HCS HBs 1141 & 1067 - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 261 - Black (137)
HB 318 - DeGroot
HCS HB 394 - Reedy
HB 395 - Reedy
HS HCS HB 441 - Falkner
HB 469 - Dinkins
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 825 - Schwadron
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent

HCS HB 27 - Walsh (50)
HB 259 - Evans
HCS HB 402 - Mosley
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439 - Davidson
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 137 - Richey
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 689 - Shields
HCS HB 649 - Shaul

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HS HB 297, (Fiscal Review 4/12/21) - Wallingford

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HB 500 - Schroer
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)

SENATE BILLS FOR THIRD READING

SB 189 - Sharp (36)
HCS SS#2 SB 26, (Fiscal Review 4/12/21) - Schroer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 13, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

God has not given us the spirit of fear; but of power, and of love, and of a sound mind (II Timothy 1:7)

Eternal God, our Hope, who is the refuge of Your people in every age and our strength in this present hour, make Yourself powerfully real to us, as we bow humbly in Your presence. Help us to recognize our dependence upon You, our constant need of Your strength, Your guidance, and Your love. Help us to know that You are always with us and that with You we can be made ready for every responsibility and equal to every experience.

We pray for peace in our hearts, for cooperation among us, and for a faith in You, which makes this body strong, gives us courage, and helps us on our journey during this bicentennial year.

May Your Spirit touch each one of us with healing power. Kindle our faith; make sensitive our consciences; dedicate our strength; fortify us in our difficulties; and send us out strong in You and in the power of Your might.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-first day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HB 297**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (3): Baringer, Eggleston and Terry

Absent (0)

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 512, relating to the expenditure of public funds on printed matter, was taken up by Representative Lovasco.

On motion of Representative Lovasco, the title of **HCS HB 512** was agreed to.

Speaker Vescovo assumed the Chair.

On motion of Representative Lovasco, **HCS HB 512** was adopted.

On motion of Representative Lovasco, **HCS HB 512** was ordered perfected and printed.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SS SCS HCS HB 429** and **SS SCS HCS HB 430** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SS SCS HCS HB 429** and **SS SCS HCS HB 430** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF SENATE BILL

All other business of the House was suspended while **SS SB 2** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

THIRD READING OF HOUSE BILLS

HS HB 297, relating to institutions of higher education, was taken up by Representative Wallingford.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Evans	Falkner
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6

Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 009

Derges	Fishel	Ingle	McDaniel	Pietzman
Roeber	Seitz	Toalson Reisch	Turnbaugh	

VACANCIES: 001

On motion of Representative Wallingford, **HS HB 297** was read the third time and passed by the following vote:

AYES: 128

Adams	Andrews	Atchison	Bailey	Baker
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Doll	Ellebracht	Evans	Falkner
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McCreery	McGaugh	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade

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Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stevens 46	Tate	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Wright	Mr. Speaker		

NOES: 014

Anderson	Aune	Baringer	Brown 70	Burton
Chipman	Collins	Eggleston	Gunby	Mackey
Proudie	Taylor 139	Walsh Moore 93	Windham	

PRESENT: 012

Aldridge	Appelbaum	Bangert	Bland Manlove	Bosley
Clemens	Lewis 25	Merideth	Price IV	Terry
Unsicker	Young			

ABSENT WITH LEAVE: 008

Derges	Fishel	Ingle	McDaniel	Pietzman
Roeber	Stephens 128	Turnbaugh		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Hudson.

Representative Kelly (141) suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 036

Atchison	Aune	Barnes	Basye	Brown 27
Busick	Collins	Cook	Cupps	Davis
Derges	Haffner	Hardwick	Hicks	Hill
Hurlbert	Kelley 127	Kelly 141	Lewis 6	McGill
Morse	Mosley	Murphy	Owen	Pollock 123
Railsback	Richey	Riggs	Roberts	Sharp 36
Smith 155	Taylor 139	Veit	Walsh 50	West
Wright				

NOES: 001

Rowland

PRESENT: 069

Anderson	Andrews	Appelbaum	Baker	Bangert
Billington	Black 137	Boggs	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Copeland	Davidson	Deaton	DeGroot
Dinkins	Doll	Eggleston	Ellebracht	Evans
Falkner	Fogle	Gray	Gregory 96	Griffith
Gunby	Haley	Hannegan	Houx	Hudson
Kalberloh	Knight	Lewis 25	Nurrenbern	Patterson
Perkins	Pike	Porter	Pouche	Reedy
Riley	Roden	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 163	Smith 67	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Van Schoiack
Wallingford	Walsh Moore 93	Weber	Young	

ABSENT WITH LEAVE: 056

Adams	Aldridge	Bailey	Baringer	Black 7
Bland Manlove	Bosley	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Dogan	Fishel	Fitzwater
Francis	Gregory 51	Grier	Griesheimer	Haden
Henderson	Hovis	Ingle	Johnson	Kidd
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	Merideth	O'Donnell	Person	Phifer
Pietzman	Plocher	Pollitt 52	Price IV	Proudie
Quade	Roeber	Rogers	Rone	Sauls
Schnelting	Simmons	Stacy	Stephens 128	Stevens 46
Tate	Terry	Unsicker	Wiemann	Windham
Mr. Speaker				

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 66, relating to aircraft taxation, was taken up by Representative Pike.

On motion of Representative Pike, the title of **HCS HB 66** was agreed to.

On motion of Representative Pike, **HCS HB 66** was adopted.

On motion of Representative Pike, **HCS HB 66** was ordered perfected and printed.

HB 261, relating to the Missouri nuclear clean power act, was taken up by Representative Black (137).

On motion of Representative Black (137), the title of **HB 261** was agreed to.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 100

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fitzwater
Francis	Gregory 51	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Person	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Phifer	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Bailey	Bosley	Chipman	Fishel
Gregory 96	Grier	Griesheimer	Hicks	Houx
Knight	McDaniel	Pietzman	Price IV	Proudie
Roeber	Schroer	Tate	Mr. Speaker	

VACANCIES: 001

On motion of Representative Black (137), **HB 261** was ordered perfected and printed.

HCS HB 689, relating to limited tax credits for certain medical education-related preceptorships, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS HB 689** was agreed to.

Representative Shields offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 689, Page 2, Section 135.690, Lines 19 and 20, by deleting the phrase ", **in a rural area as defined in this subsection or with a Missouri FQHC**"; and

Further amend said bill, page, and section, Lines 29 to 32, by deleting all of said lines and subdivision and renumbering said section accordingly; and

Further amend said bill and section, Page 3, Lines 57 to 60, by deleting all of said lines and inserting in lieu thereof the following:

"section are able to claim the tax credit. The cumulative amount of tax credits awarded under this section shall not exceed"; and

Further amend said bill, page, and section, Line 63, by deleting the word "**department**" on said line and inserting in lieu thereof the word "**division**"; and

Further amend said bill, page, and section, Line 79, by deleting the word "**department**" on said line and inserting in lieu thereof the word "**division**"; and

Further amend said bill and section, Page 4, Line 92, by deleting the word "**department**" on said line and inserting in lieu thereof the word "**division**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1** was adopted.

On motion of Representative Shields, **HCS HB 689, as amended**, was adopted.

On motion of Representative Shields, **HCS HB 689, as amended**, was ordered perfected and printed.

Speaker Vescovo resumed the Chair.

HCS HB 137, relating to funding for charter schools, was taken up by Representative Richey.

Representative Richey moved that the title of **HCS HB 137** be agreed to.

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 137, Page 1, In the Title, Line 3, by deleting the word "charter"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted.

Representative Black (7) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 137, Page 5, Section 160.415, Line 134, by inserting after the word "revenues" the following:

", except that an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants may annually withhold merchants' and manufacturers' tax revenues required for repayment of Series 2009, Series 2010, Series 2015, and Series 2016 bonds. Such school district shall not withhold merchants' and manufacturers' tax revenues after the fiscal year ending June 30, 2036"; and

Further amend said bill, page, and section, Line 152, by deleting all of said line and inserting in lieu thereof the following:

"(2) Notwithstanding any other provision of law to the contrary, the calculation in this subsection shall be used to calculate state and local aid only for charter schools operated in:

- (a) A metropolitan school district;**
 - (b) An urban school district containing part or all of a city with more than three hundred fifty thousand inhabitants;**
 - (c) A school district that has been classified as unaccredited by the state board of education;**
 - (d) A school district that has been accredited without provisions, sponsored only by the local school board. No board with a current school year enrollment of at least one thousand five hundred fifty students shall permit more than thirty-five percent of the school district's student enrollment to enroll in charter schools sponsored by the local board under the authority of this subdivision, except that this restriction shall not apply to any school district that subsequently becomes eligible under paragraph (a) or (b) of this subdivision or to any district accredited without provisions that sponsors charter schools prior to having a current school year student enrollment of at least one thousand five hundred fifty students; or**
 - (e) A school district that has been classified as provisionally accredited by the state board of education and has received scores on its annual performance report consistent with a classification of provisionally accredited or unaccredited for three consecutive school years beginning with the 2012-13 accreditation year under the following conditions:**
 - a. The eligibility for charter schools of any school district whose provisional accreditation is based in whole or in part on financial stress, as defined in sections 161.520 to 161.529, or on financial hardship, as defined by rule of the state board of education, shall be decided by a vote of the state board of education during the third consecutive school year after the designation of provisional accreditation; and**
 - b. The sponsor is limited to the local school board or a sponsor who has met the standards of accountability and performance as determined by the department based on sections 160.400 to 160.425 and section 167.349 and properly promulgated rules of the department.**
- (3) Each charter school and each school district responsible for distributing local"; and**

Further amend said bill, page, and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill and section, Page 6, Lines 174 to 182, by deleting all of said lines and inserting in lieu of the following:

"(6) (a) The school district shall withhold, from the January local effort payment received by the school district, an annual administrative fee for the purpose of supporting administrative costs the school district incurs for charter schools operating within the school district. The administrative fee shall be equal to one-fourth of one percent of the sum of the prior year's state aid received by the school district, the prior year's state aid received by the charter schools within the school district, and the prior year's local aid received by the school district and the charter schools within the school district. As used in this paragraph, "state aid" means the product of the school district or charter school's weighted average daily attendance and the state adequacy target, multiplied by the dollar value modifier for the district, less the school district or charter school's share of local effort as defined in section 163.011."; and

Further amend said bill, page, and section, Line 185, by deleting the number "(6)" and inserting in lieu thereof the following: "(7)"; and

Further amend said bill and section, Page 7, Line 206, by deleting the number "(6)" and inserting in lieu thereof the following: "(7)"; and

Further amend said bill, page, and section, Line 224, by deleting the number "(7)" and inserting in lieu thereof the following: "(8)"; and

Further amend said bill, page, and section, Line 225, by deleting all of said line and inserting in lieu thereof the following:

"(10) (a) For the purposes of this subdivision, net cost for providing special educational services for the school district and each charter school within the school district shall be calculated as the total special educational services costs minus the total special educational services funding.

(b) For the purposes of this subdivision, total special educational services costs shall be calculated as the sum of the total cost of the following as reported on the annual secretary of the board report for the school district and each charter school within the school district:

- a. Department-defined special education instruction;**
- b. Tuition for special education programs;**
- c. Health services;**
- d. Psychology services;**
- e. Speech and language services;**
- f. Audiology services;**
- g. Occupational therapy;**
- h. Physical therapy;**
- i. Visually impaired services; and**
- j. Special education transportation services.**

(c) For the purposes of this subdivision, total special educational services funding shall be calculated as the sum of the state aid and local effort per weighted average daily attendance for the school district and the sum of the state aid and local aid per weighted average daily attendance for the charter schools within the school district multiplied by the total number of students with an individualized educational plan as reported in December to the department, plus any funds received under 162.974, plus any funds received under the federal Individuals with Disabilities Education Act (IDEA) (20 U.S.C. Section 1400, et seq.), as amended, plus any additional weighted state aid funds received as a result of serving a percentage of special education students that exceeds the special educational threshold as defined in 163.011. As used in this subdivision, "school district state aid" means the product of the school district's weighted average daily attendance and the state adequacy target, multiplied by the dollar value modifier for the district, less the school district's share of local effort as defined in section 163.011. As used in this subdivision, "charter school state aid" means the product of the charter school's weighted average daily attendance and the state adequacy target, multiplied by the dollar value modifier for the district, less the charter school's share of local effort as defined in section 163.011.

(d) Each school district that has charter schools operating within the school district and each charter school shall, as part of the annual audit provided to the department, report the number of students with an individualized educational plan, the costs incurred for providing special educational services as described in paragraph (b) of this subdivision, the amount of funds drawn down under section 162.974, and the amount of funds drawn down under the federal Individuals with Disabilities Education Act (IDEA) (20 U.S.C. Section 1400, et seq.), as amended.

(e) On or before February fourteenth of each year, the department shall calculate for each school district that has charter schools operating within the school district and each charter school the net cost for providing special educational services. The department shall transmit such calculations to the charter school or school district and make such calculations publicly available on the department's website.

(f) The February local aid payment to charter schools within the school district shall be paid from the total local aid funds received in January by the school district. The February local aid payment per weighted average daily attendance to charter schools within the school district shall be calculated as follows:

a. The school district shall withhold the administrative fee described in paragraph (a) of subdivision (6) of this subsection from the total local aid funds received in January by the school district.

b. After withholding the administrative fee, the school district shall withhold from the remaining local aid funds an amount equal to the school district's prior year positive net cost for providing special educational services only if the school district is determined to have a positive net cost by the department under paragraph (e) of this subdivision.

c. After withholding the administrative fee, the school district shall withhold from the remaining local aid funds an amount equal to the sum of the prior year positive net cost for providing special educational services for charter schools within the school district for charter schools determined to have a positive net cost by the department under paragraph (e) of this subdivision. No later than February twenty-eighth of each year the school district shall distribute such funds to each charter school determined to have a positive net cost an amount equal to each charter school's positive net cost as calculated under paragraph (e) of this subdivision.

d. After withholding the administrative fee and special education funds under subparagraphs a., b., and c. of this paragraph, the school district shall divide the remaining local aid funds by the sum of the current year estimated weighted average daily attendance for January of the school district plus the sum of the current year estimated weighted average daily attendance for January of all charter schools within the school district.

e. To determine the amount of the February local aid payment to each charter school within the school district, the school district shall multiply the value calculated in subparagraph d. of this paragraph by the current year estimated weighted average daily attendance for January for each charter school within the school district. The school district shall distribute the February local aid payment to each charter school within the school district on or before February twenty-eighth.

(g) The department shall adjust the net cost for providing special educational services for each charter school and each school district that has charter schools operating within the school district based on the report required in paragraph (d) of this subdivision for reasons including, but not limited to, underreporting or overreporting the number of students with an individualized educational plan or the cost to provide services to students with an individualized educational plan, failure to draw down funds under section 162.974, failure to draw down or accrue for within the applicable fiscal year all funds to which the charter school or school district is entitled under the federal Individuals with Disabilities Education Act (IDEA) (20 U.S.C Section 1400 et seq.), as amended, and costs determined by the department to be excessive relative to the special educational services provided.

(h) Any funds received by the school district or charter school under this subdivision shall not be considered when calculating a withhold or payment in paragraph (f) of this subdivision in the following year.

(i) This subdivision shall apply beginning on February 1, 2024.

(11) This subsection shall apply beginning on July 1, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Aldridge offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 137, Page 1, Line 1, by deleting the phrase "Page 5, Section 160.415", and inserting in lieu thereof the following:

"Page 1, Section 160.415, Line 12, by deleting all of said line and inserting in lieu thereof the following:

"2. In all school districts except a metropolitan school district, this subsection shall apply to all school years ending on or before June 30, 2022. In all metropolitan school districts, this subsection shall apply to all school years ending on or before June 30, 2024."; and

Further amend said bill and section, Page 2, Line 33, by deleting all of said line and inserting in lieu thereof the following:

"3. In all school districts except a metropolitan school district, this subsection shall apply to all school years ending on or before June 30, 2022. In all metropolitan school districts, this subsection shall apply to all school years ending on or before June 30, 2024."; and

Further amend said bill, page and section, Line 38, by deleting all of said line and inserting in lieu thereof the following:

"4. In all school districts except a metropolitan school district, this subsection shall apply to all school years ending on or before June 30, 2022. In all metropolitan school districts, this subsection shall apply to all school years ending on or before June 30, 2024."; and

Further amend said bill, page and section, Line 49, by deleting all of said line and inserting in lieu thereof the following:

"5. In all school districts except a metropolitan school district, this subsection shall apply to all school years ending on or before June 30, 2022. In all metropolitan school districts, this subsection shall apply to all school years ending on or before June 30, 2024."; and

Further amend said bill and section, Page 5,"; and

Further amend said amendment, Page 2, Line 25, by inserting after the number "(10)" the following:

"(a) The annual review conducted pursuant to subdivision (8) of this subsection shall also assess whether public school and charter school recipients of state and local taxpayer dollars provide similar amounts and quality of services to schools and their pupils, including but not limited to:

- a. taxpayer accountability for use of public funds;**
- b. transparency in accreditation standards and classifications;**
- c. student transportation;**
- d. school calendar allowances and requirements;**
- e. ability to enroll and accommodate new students;**
- f. teacher certification; and**
- g. teacher retention.**

(b) The results of the annual assessment shall be a public record and distributed to the general assembly.

(11)"; and

Further amend said amendment, Page 3, Lines 49 to 50, by deleting all of said lines and inserting in lieu thereof the following:

"(i) In all school districts except a metropolitan school district, this subdivision shall apply beginning on February 1, 2024. In all metropolitan school districts, this subdivision shall apply beginning on February 1, 2026.

(12) In all school districts except a metropolitan school district, this subsection shall apply to all school years beginning on or after July 1, 2022. In all metropolitan school districts, this subsection shall apply to all school years beginning on or after July 1, 2024."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Aldridge, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Merideth offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 137, Page 3, Line 50, by inserting after all of said line the following:

"Further amend said bill, Page 8, Section 160.415, Line 234, by inserting after all of said line the following:

"163.161. 1. Any school district which makes provision for transporting pupils as provided in section 162.621 and sections 167.231 and 167.241 shall receive state aid for the ensuing year for such transportation on the basis of the cost of pupil transportation services provided the current year. A district shall receive, pursuant to section 163.031, an amount not greater than seventy-five percent of the allowable costs of providing pupil transportation services to and from school and to and from public accredited vocational courses, and shall not receive an amount per pupil greater than one hundred twenty-five percent of the state average approved cost per pupil transported the second preceding school year, except when the state board of education determines that sufficient circumstances exist to authorize amounts in excess of the one hundred twenty-five percent of the state average approved cost per pupil transported the second previous year.

2. The state board of education shall determine public school district route approval procedures to be used by each public school district board of education to approve all bus routes or portions of routes and determine the total miles each public school district needs for safe and cost-efficient transportation of the pupils and the state board of education shall determine allowable costs. No state aid shall be paid for the costs of transporting pupils living less than one mile from the school. However, if the state board of education determines that circumstances exist where no appreciable additional expenses are incurred in transporting pupils living less than one mile from school, such pupils may be transported without increasing or diminishing the district's entitlement to state aid for transportation.

3. State aid for transporting handicapped and severely handicapped students attending classes within the school district or in a nearby district under a contractual arrangement shall be paid in accordance with the provisions of section 163.031 and an amount equal to seventy-five percent of the additional cost of transporting handicapped and severely handicapped students above the average per pupil cost of transporting all students of the district shall be apportioned pursuant to section 163.031 where such special transportation is approved in advance by the department of elementary and secondary education. State aid for transportation of handicapped and severely handicapped children in a special school district shall be seventy-five percent of allowable costs as determined by the state board of education which may for sufficient reason authorize amounts in excess of one hundred twenty-five percent of the state average approved cost per pupil transported the second previous year. In no event shall state transportation aid exceed seventy-five percent of the total allowable cost of transporting all pupils eligible to be transported; provided that no district shall receive reduced reimbursement for costs of transportation of handicapped and severely handicapped children based upon inefficiency.

4. No state transportation aid received pursuant to section 163.031 shall be used to purchase any school bus manufactured prior to April 1, 1977, that does not meet the federal motor vehicle safety standards.

5. Any school district that operates magnet schools as part of a master desegregation settlement agreement shall not be considered inefficient for purposes of state aid for transportation of pupils attending such magnet schools and shall not receive a financial penalty for the magnet school transportation portion of the overall transportation budget as a result thereof."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 2 to House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Black (7), **House Amendment No. 2, as amended**, was adopted.

Representative Richey offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 137, Page 8, Section 160.415, Line 234, by inserting after all of said section and line the following:

"167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in sections 167.121, 167.131, 167.132, and 167.895.

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support—if the children are between the ages of six and twenty years and are unable to pay tuition—may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. **(1) For all school years ending on or before June 30, 2022**, any person who pays a school tax in any other district than that in which ~~he~~ **the person** resides may send ~~his~~ **the person's** children to any public school in the district in which the tax is paid and receive as a credit on the amount charged for tuition the amount of the school tax paid to the district; except that any person who owns real estate of which eighty acres or more are used for agricultural purposes and upon which ~~his~~ **the person's** residence is situated may send ~~his~~ **the person's** children to public school in any school district in which a part of such real estate, contiguous to that upon which ~~his~~ **the person's** residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

(2) For all school years beginning on or after July 1, 2022, any person who owns residential real property or agricultural real property and pays a school tax in any district other than the district in which the person resides may send any of the person's children to a public school in any district in which the person pays such school tax. The school district of choice shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

4. **(1) For all school years ending on or before June 30, 2022**, any owner of agricultural land who, ~~pursuant to~~ **under subdivision (1) of subsection 3 of this section**, has the option of sending ~~his~~ **such person's** children to the public schools of more than one district shall exercise such option as provided in this ~~subsection~~ **subdivision**. Such person shall send written notice to all school districts involved specifying to which school district ~~his~~ **the** children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of ~~his~~ **the person's** property lies. Such person shall not send any of ~~his~~ **such person's** children to the public schools of any district other than the one to which ~~he~~ **such person** has sent notice pursuant to this ~~subsection~~ **subdivision** in that school year or in which the majority of ~~his~~ **such person's** property lies without paying tuition to such school district.

(2) For all school years beginning on or after July 1, 2022, any owner of real property who elects to exercise the option provided in subdivision (2) of subsection 3 of this section shall exercise such option as provided in this subdivision. Such person shall send written notice to all school districts involved specifying which school district each child will attend thirty days prior to enrollment. When providing such notice, the person shall present proof of the person's payment of school taxes levied on the real property within such school district for the most recent two years. If a school district to which the person wishes to send a child does not receive the notification required under this subdivision, the child shall attend school in the district in which the person resides. Such person shall not send a child to the public schools of any district in which the person does not reside other than the district to which such person has sent notice under this subdivision relating to the particular child for that school year.

5. If a pupil is attending school in a district other than the district of residence and the pupil's parent is teaching in the school district or is a regular employee of the school district which the pupil is attending, then the district in which the pupil attends school shall allow the pupil to attend school upon payment of tuition in the same

manner in which the district allows other pupils not entitled to free instruction to attend school in the district. The provisions of this subsection shall apply only to pupils attending school in a district which has an enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county ~~[of the first classification]~~ with a charter form of government which has a population in excess of six hundred thousand persons and not in excess of nine hundred thousand persons."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 3** was adopted.

Representative Dinkins offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 137, Page 8, Section 160.415, Line 234, by inserting after said section and line the following:

"163.024. **1.** All moneys received in the Iron County school fund, Reynolds County school fund, Jefferson County school fund, and Washington County school fund from the payment of a civil penalty pursuant to a consent decree filed in the United States district court for the eastern district of Missouri in December, 2011, in the case of *United States of America and State of Missouri v. the Doe Run Resources Corporation d/b/a "The Doe Run Company," and the Buick Resource Recycling Facility, LLC*, because of environmental violations shall not be included in any district's local effort figure, as such term is defined in section 163.011. The provisions of this ~~[section]~~ **subsection** shall terminate on July 1, 2016.

2. (1) No moneys received in the Iron County school fund from the payment of any penalty, whether to resolve violations or as payment of any stipulated penalty, under Administrative Order on Consent No. APCP-2019-001 ("Order") issued by the department of natural resources and effective on August 30, 2019, shall be included in such school district's local effort calculation, as such term is defined in section 163.011.

(2) The department of natural resources shall notify the revisor of statutes when the Order is terminated as provided in the Order, and this subsection shall expire on the last day of the fiscal year in which the revisor receives such notification from the department.

Section B. Because immediate action is necessary to exclude moneys received from payments of penalties from local effort school district funding calculations, section 163.024 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 163.024 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 4** was adopted.

Representative Collins offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 137, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

- "160.400. **1.** A charter school is an independent public school.
- 2.** Except as further provided in subsection 4 of this section, charter schools may be operated only:
- (1) In a metropolitan school district;
 - (2) In an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants;
 - (3) In a school district that has been classified as unaccredited by the state board of education;

(4) In a school district that has been classified as provisionally accredited by the state board of education and has received scores on its annual performance report consistent with a classification of provisionally accredited or unaccredited for three consecutive school years beginning with the 2012-13 accreditation year under the following conditions:

(a) The eligibility for charter schools of any school district whose provisional accreditation is based in whole or in part on financial stress as defined in sections 161.520 to 161.529, or on financial hardship as defined by rule of the state board of education, shall be decided by a vote of the state board of education during the third consecutive school year after the designation of provisional accreditation; and

(b) The sponsor is limited to the local school board or a sponsor who has met the standards of accountability and performance as determined by the department based on sections 160.400 to 160.425 and section 167.349 and properly promulgated rules of the department; or

(5) In a school district that has been accredited without provisions, sponsored only by the local school board; provided that no board with a current year enrollment of one thousand five hundred fifty students or greater shall permit more than thirty-five percent of its student enrollment to enroll in charter schools sponsored by the local board under the authority of this subdivision, except that this restriction shall not apply to any school district that subsequently becomes eligible under subdivision (3) or (4) of this subsection or to any district accredited without provisions that sponsors charter schools prior to having a current year student enrollment of one thousand five hundred fifty students or greater.

3. Except as further provided in subsection 4 of this section, the following entities are eligible to sponsor charter schools:

(1) The school board of the district in any district which is sponsoring a charter school as of August 27, 2012, as permitted under subdivision (1) or (2) of subsection 2 of this section, the special administrative board of a metropolitan school district during any time in which powers granted to the district's board of education are vested in a special administrative board, or if the state board of education appoints a special administrative board to retain the authority granted to the board of education of an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants, the special administrative board of such school district;

(2) A public four-year college or university with an approved teacher education program that meets regional or national standards of accreditation;

(3) A community college, the service area of which encompasses some portion of the district;

(4) Any private four-year college or university with an enrollment of at least one thousand students, with its primary campus in Missouri, and with an approved teacher preparation program;

(5) Any two-year private vocational or technical school designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended, and accredited by the Higher Learning Commission, with its primary campus in Missouri;

(6) The Missouri charter public school commission created in section 160.425.

4. Changes in a school district's accreditation status that affect charter schools shall be addressed as follows, except for the districts described in subdivisions (1) and (2) of subsection 2 of this section:

(1) As a district transitions from unaccredited to provisionally accredited, the district shall continue to fall under the requirements for an unaccredited district until it achieves three consecutive full school years of provisional accreditation;

(2) As a district transitions from provisionally accredited to full accreditation, the district shall continue to fall under the requirements for a provisionally accredited district until it achieves three consecutive full school years of full accreditation;

(3) In any school district classified as unaccredited or provisionally accredited where a charter school is operating and is sponsored by an entity other than the local school board, when the school district becomes classified as accredited without provisions, a charter school may continue to be sponsored by the entity sponsoring it prior to the classification of accredited without provisions and shall not be limited to the local school board as a sponsor.

A charter school operating in a school district identified in subdivision (1) or (2) of subsection 2 of this section may be sponsored by any of the entities identified in subsection 3 of this section, irrespective of the accreditation classification of the district in which it is located. A charter school in a district described in this subsection whose charter provides for the addition of grade levels in subsequent years may continue to add levels until the planned expansion is complete to the extent of grade levels in comparable schools of the district in which the charter school is operated.

5. The mayor of a city not within a county may request a sponsor under subdivision (2), (3), (4), (5), or (6) of subsection 3 of this section to consider sponsoring a "workplace charter school", which is defined for purposes of sections 160.400 to 160.425 as a charter school with the ability to target prospective students whose parent or parents are employed in a business district, as defined in the charter, which is located in the city.

6. No sponsor shall receive from an applicant for a charter school any fee of any type for the consideration of a charter, nor may a sponsor condition its consideration of a charter on the promise of future payment of any kind.

7. The charter school shall be organized as a Missouri nonprofit corporation incorporated pursuant to chapter 355. The charter provided for herein shall constitute a contract between the sponsor and the charter school.

8. As a nonprofit corporation incorporated pursuant to chapter 355, the charter school shall select the method for election of officers pursuant to section 355.326 based on the class of corporation selected. Meetings of the governing board of the charter school shall be subject to the provisions of sections 610.010 to 610.030.

9. A sponsor of a charter school, its agents and employees are not liable for any acts or omissions of a charter school that it sponsors, including acts or omissions relating to the charter submitted by the charter school, the operation of the charter school and the performance of the charter school.

10. A charter school may affiliate with a four-year college or university, including a private college or university, or a community college as otherwise specified in subsection 3 of this section when its charter is granted by a sponsor other than such college, university or community college. Affiliation status recognizes a relationship between the charter school and the college or university for purposes of teacher training and staff development, curriculum and assessment development, use of physical facilities owned by or rented on behalf of the college or university, and other similar purposes. A university, college or community college may not charge or accept a fee for affiliation status.

11. The expenses associated with sponsorship of charter schools shall be defrayed by the department of elementary and secondary education retaining one and five-tenths percent of the amount of state and local funding allocated to the charter school under section 160.415, not to exceed one hundred twenty-five thousand dollars, adjusted for inflation. The department of elementary and secondary education shall remit the retained funds for each charter school to the school's sponsor, provided the sponsor remains in good standing by fulfilling its sponsorship obligations under sections 160.400 to 160.425 and 167.349 with regard to each charter school it sponsors, including appropriate demonstration of the following:

(1) Expends no less than ninety percent of its charter school sponsorship funds in support of its charter school sponsorship program, or as a direct investment in the sponsored schools;

(2) Maintains a comprehensive application process that follows fair procedures and rigorous criteria and grants charters only to those developers who demonstrate strong capacity for establishing and operating a quality charter school;

(3) Negotiates contracts with charter schools that clearly articulate the rights and responsibilities of each party regarding school autonomy, expected outcomes, measures for evaluating success or failure, performance consequences based on the annual performance report, and other material terms;

(4) Conducts contract oversight that evaluates performance, monitors compliance, informs intervention and renewal decisions, and ensures autonomy provided under applicable law; and

(5) Designs and implements a transparent and rigorous process that uses comprehensive data to make merit-based renewal decisions.

12. Sponsors receiving funds under subsection 11 of this section shall be required to submit annual reports to the joint committee on education demonstrating they are in compliance with subsection 17 of this section.

13. No university, college or community college shall grant a charter to a nonprofit corporation if an employee of the university, college or community college is a member of the corporation's board of directors.

14. No sponsor shall grant a charter under sections 160.400 to 160.425 and 167.349 without ensuring that a criminal background check and family care safety registry check are conducted for all members of the governing board of the charter schools or the incorporators of the charter school if initial directors are not named in the articles of incorporation, nor shall a sponsor renew a charter without ensuring a criminal background check and family care safety registry check are conducted for each member of the governing board of the charter school. **No individual shall be allowed to serve on a governing board of a charter school if the individual has been found guilty of or pled guilty to a felony under the federal laws of the United States of America, or to a felony under the laws of this state or an offense committed in another state that would be considered a felony in this state, or if such individual is prohibited from serving on any school board under section 162.014.**

15. No member of the governing board of a charter school shall hold any office or employment from the board or the charter school while serving as a member, nor shall the member have any substantial interest, as defined in section 105.450, in any entity employed by or contracting with the board. No board member shall be an

employee of a company that provides substantial services to the charter school. All members of the governing board of the charter school shall be considered decision-making public servants as defined in section 105.450 for the purposes of the financial disclosure requirements contained in sections 105.483, 105.485, 105.487, and 105.489.

16. A sponsor shall develop the policies and procedures for:

(1) The review of a charter school proposal including an application that provides sufficient information for rigorous evaluation of the proposed charter and provides clear documentation that the education program and academic program are aligned with the state standards and grade-level expectations, and provides clear documentation of effective governance and management structures, and a sustainable operational plan;

(2) The granting of a charter;

(3) The performance contract that the sponsor will use to evaluate the performance of charter schools. Charter schools shall meet current state academic performance standards as well as other standards agreed upon by the sponsor and the charter school in the performance contract;

(4) The sponsor's intervention, renewal, and revocation policies, including the conditions under which the charter sponsor may intervene in the operation of the charter school, along with actions and consequences that may ensue, and the conditions for renewal of the charter at the end of the term, consistent with subsections 8 and 9 of section 160.405;

(5) Additional criteria that the sponsor will use for ongoing oversight of the charter; and

(6) Procedures to be implemented if a charter school should close, consistent with the provisions of subdivision (15) of subsection 1 of section 160.405.

The department shall provide guidance to sponsors in developing such policies and procedures.

17. (1) A sponsor shall provide timely submission to the state board of education of all data necessary to demonstrate that the sponsor is in material compliance with all requirements of sections 160.400 to 160.425 and section 167.349. The state board of education shall ensure each sponsor is in compliance with all requirements under sections 160.400 to 160.425 and 167.349 for each charter school sponsored by any sponsor. The state board shall notify each sponsor of the standards for sponsorship of charter schools, delineating both what is mandated by statute and what best practices dictate. The state board shall evaluate sponsors to determine compliance with these standards every three years. The evaluation shall include a sponsor's policies and procedures in the areas of charter application approval; required charter agreement terms and content; sponsor performance evaluation and compliance monitoring; and charter renewal, intervention, and revocation decisions. Nothing shall preclude the department from undertaking an evaluation at any time for cause.

(2) If the department determines that a sponsor is in material noncompliance with its sponsorship duties, the sponsor shall be notified and given reasonable time for remediation. If remediation does not address the compliance issues identified by the department, the commissioner of education shall conduct a public hearing and thereafter provide notice to the charter sponsor of corrective action that will be recommended to the state board of education. Corrective action by the department may include withholding the sponsor's funding and suspending the sponsor's authority to sponsor a school that it currently sponsors or to sponsor any additional school until the sponsor is reauthorized by the state board of education under section 160.403.

(3) The charter sponsor may, within thirty days of receipt of the notice of the commissioner's recommendation, provide a written statement and other documentation to show cause as to why that action should not be taken. Final determination of corrective action shall be determined by the state board of education based upon a review of the documentation submitted to the department and the charter sponsor.

(4) If the state board removes the authority to sponsor a currently operating charter school under any provision of law, the Missouri charter public school commission shall become the sponsor of the school.

18. If a sponsor notifies a charter school of closure under subsection 8 of section 160.405, the department of elementary and secondary education shall exercise its financial withholding authority under subsection 12 of section 160.415 to assure all obligations of the charter school shall be met. The state, charter sponsor, or resident district shall not be liable for any outstanding liability or obligations of the charter school."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Collins, **House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded by Representative Collins:

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AYES: 129

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Brown 16	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Clemens	Collins	Cook	Copeland	Cupps
Deaton	Dinkins	Dogan	Doll	Eggleston
Evans	Falkner	Fitzwater	Fogle	Francis
Gray	Gregory 51	Griesheimer	Griffith	Gunby
Haden	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Mackey
Mayhew	McCreery	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Windham	Young	Mr. Speaker	

NOES: 011

Basye	Bromley	Davis	DeGroot	Derges
Haffner	Lovasco	Sander	Seitz	Simmons
Wright				

PRESENT: 002

Christofanelli	Terry
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ABSENT WITH LEAVE: 020

Brown 27	Brown 70	Chipman	Coleman 32	Coleman 97
Davidson	Ellebracht	Fishel	Gregory 96	Grier
Kidd	McDaniel	McGaugh	Person	Pietzman
Roden	Roeber	Smith 67	Tate	Wiemann

VACANCIES: 001

Representative Merideth offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 137, Page 5, Section 160.415, Line 151, by inserting after said line the following:

"(2) (a) For any school year in which the amount appropriated and expended for pupil transportation under section 163.161 falls below one hundred percent of the projected amount necessary to fully fund the cost for transporting pupils under 163.161, each charter school and each school district having one or more resident pupils in a charter school shall calculate actual transportation costs, based upon the number of students in that district or charter school that use school transportation.

(b) The district and charter school shall compare the actual transportation cost under paragraph (a) of this subdivision to the amount of transportation funding provided by the state to that school district and the charter school for the cost of transporting pupils as provided in section 163.161.

(c) The school district shall distribute an amount from the local aid equal to the amount calculated in paragraph (b) of this subdivision to charter schools and public school entities in the district that provide school transportation. The distribution of local aid under this paragraph shall occur in the same manner as provided in section 163.161.

(d) The calculations made under this subdivision shall occur before all other calculations required in this subsection."; and

Further amend said bill, page, and section by renumbering all of said section; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 058

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Bland Manlove
Bosley	Brown 27	Brown 70	Burton	Butz
Collins	Copeland	Dinkins	Dogan	Doll
Ellebracht	Falkner	Fogle	Gray	Griesheimer
Gunby	Haley	Henderson	Ingle	Johnson
Kelley 127	Knight	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Pollitt 52	Proudie	Roden	Rogers	Rowland
Ruth	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Veit	Walsh Moore 93
Weber	Windham	Young		

NOES: 087

Bailey	Baker	Basye	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Burnett	Busick	Christofanelli	Coleman 32	Coleman 97
Cook	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Eggleston	Evans	Fitzwater
Gregory 51	Griffith	Haden	Haffner	Hannegan
Hardwick	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelly 141	Lewis 6
Lovasco	Mayhew	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollock 123	Porter	Pouche	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul

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Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Van Schoiack	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes	Billington	Chipman	Clemens	Fishel
Francis	Gregory 96	Grier	Kidd	McDaniel
McGaugh	Pietzman	Price IV	Roeber	Simmons
Tate	Trent			

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fitzwater
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGill	Morse
Murphy	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Quade
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes	Billington	Bland Manlove	Chipman	Clemens
Fishel	Francis	Grier	Kidd	McDaniel
McGaugh	O'Donnell	Pietzman	Price IV	Proudie
Roeber	Rogers	Simmons	Tate	Trent

VACANCIES: 001

On motion of Representative Richey, **HCS HB 137, as amended**, was adopted.

On motion of Representative Richey, **HCS HB 137, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 087

Aldridge	Bailey	Baker	Baringer	Basye
Black 137	Black 7	Bland Manlove	Boggs	Brown 27
Buchheit-Courtway	Burnett	Butz	Christofanelli	Coleman 32
Coleman 97	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Eggleston	Fitzwater
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hardwick	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelly 141
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McGaugh	McGill	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Plocher	Pollitt 52
Pollock 123	Pouche	Railsback	Richey	Riggs
Riley	Roden	Rone	Rowland	Sander
Schnelting	Schroer	Schwadron	Seitz	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Toalson Reisch	Van Schoiack
Wallingford	Walsh 50	Weber	West	Wiemann
Young	Mr. Speaker			

NOES: 060

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Bosley	Bromley	Brown 16
Brown 70	Burger	Burton	Busick	Collins
Cook	Copeland	Derges	Doll	Ellebracht
Evans	Falkner	Fogle	Gray	Gunby
Haley	Henderson	Houx	Ingle	Johnson
Kelley 127	Kidd	Knight	McCreery	Merideth
Morse	Mosley	Person	Phifer	Pike
Porter	Quade	Reedy	Roberts	Rogers
Ruth	Sassmann	Sauls	Sharp 36	Sharpe 4
Smith 67	Stevens 46	Terry	Thompson	Turnbaugh
Unsicker	Veit	Walsh Moore 93	Windham	Wright

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 014

Barnes	Billington	Chipman	Clemens	Fishel
Francis	Grier	McDaniel	Pietzman	Price IV
Roeber	Simmons	Tate	Trent	

VACANCIES: 001

HCS HB 402, relating to prohibiting the publishing of the names of lottery winners, was taken up by Representative Mosley.

On motion of Representative Mosley, the title of **HCS HB 402** was agreed to.

Representative Mosley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 402, Page 1, Section 313.303, Lines 9-11, by deleting all of said lines and inserting in lieu thereof the following:

"4. (1) This section shall not apply to any entity described in subsection 1 of this section if the person who wins the state lottery authorizes in writing, on a form to be provided by the lottery commission, the public disclosure of his or her name, address, or any other identifying information.

(2) The form provided by the lottery commission under subdivision (1) of this subsection shall only be provided upon the request of a lottery winner and shall not be offered unsolicited, and shall clearly state in no less than fourteen-point bolded font at the top of such form that the signing of such form allowing the public disclosure of identifying information is not required for the person to claim his or her lottery winnings, and that the person may claim his or her lottery winnings while remaining anonymous to the public."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mosley, **House Amendment No. 1** was adopted.

On motion of Representative Mosley, **HCS HB 402, as amended**, was adopted.

On motion of Representative Mosley, **HCS HB 402, as amended**, was ordered perfected and printed.

On motion of Representative Plocher, the House recessed until 5:30 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 026

Andrews	Atchison	Basye	Brown 27	Busick
Collins	Cook	Cupps	Davis	Derges
Haffner	Hardwick	Kelley 127	Kelly 141	McGill
Morse	Owen	Pollock 123	Railsback	Richey
Riggs	Simmons	Smith 155	Taylor 139	Veit
Walsh 50				

NOES: 002

Fitzwater	Rowland
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PRESENT: 105

Adams	Anderson	Appelbaum	Aune	Baker
Bangert	Baringer	Barnes	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Butz
Coleman 32	Coleman 97	Copeland	Davidson	Deaton
DeGroot	Dinkins	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griffith	Gunby
Haley	Hannegan	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kidd	Knight	Lewis 25	Lewis 6
Mayhew	McCreery	McGaugh	Mosley	Murphy
Nurrenbern	O'Donnell	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Reedy	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Sharp 36	Sharpe 4	Shaul	Shields
Smith 163	Smith 67	Stephens 128	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Wallingford	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

ABSENT WITH LEAVE: 029

Aldridge	Bailey	Bland Manlove	Bosley	Chipman
Christofanelli	Clemens	Dogan	Gray	Griesheimer
Haden	Ingle	Lovasco	Mackey	McDaniel
Merideth	Person	Pietzman	Price IV	Quade
Roeber	Rogers	Sauls	Schnelting	Seitz
Stacy	Stevens 46	Tate	Windham	

VACANCIES: 001

MOTION

Representative Fitzwater, having voted on the prevailing side, moved that the vote by which **HCS HB 320, as amended**, was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

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AYES: 117

Andrews	Atchison	Baker	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Busick	Butz	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mayhew	McGaugh	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stephens 128
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 021

Adams	Anderson	Appelbaum	Aune	Bangert
Burnett	Burton	Doll	Fogle	Johnson
Lewis 25	McCreery	Meredith	Person	Phifer
Quade	Rowland	Sharp 36	Unsicker	Walsh Moore 93
Weber				

PRESENT: 000

ABSENT WITH LEAVE: 024

Aldridge	Bailey	Bland Manlove	Bosley	Christofanelli
Clemens	Collins	Griesheimer	Hovis	Ingle
Lovasco	Mackey	McDaniel	Pietzman	Price IV
Roden	Roeber	Rogers	Sauls	Seitz
Stacy	Stevens 46	Tate	Windham	

VACANCIES: 001

Representative Fitzwater, having voted on the prevailing side, moved that the vote by which **HCS HB 320, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 116

Anderson	Atchison	Baker	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland

Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Mayhew	McGaugh	McGill
Morse	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 024

Adams	Appelbaum	Aune	Bangert	Burnett
Burton	Collins	Doll	Fogle	Gray
Johnson	Lewis 25	McCreery	Merideth	Mosley
Person	Phifer	Quade	Rowland	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	

PRESENT: 000

ABSENT WITH LEAVE: 022

Aldridge	Andrews	Bailey	Bosley	Clemens
Dogan	Hovis	Ingle	Lovasco	Mackey
McDaniel	Pietzman	Price IV	Roden	Roeber
Rogers	Sauls	Seitz	Sharp 36	Stevens 46
Tate	Windham			

VACANCIES: 001

Representative Fitzwater, having voted on the prevailing side, moved that the vote by which **House Amendment No. 3, as amended**, to **HCS HB 320, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 118

Anderson	Andrews	Atchison	Baker	Baringer
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51

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Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mayhew	McGaugh
McGill	Morse	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 027

Adams	Appelbaum	Aune	Bangert	Barnes
Bland Manlove	Burnett	Burton	Collins	Doll
Fogle	Gray	Johnson	Lewis 25	McCreery
Merideth	Mosley	Person	Phifer	Quade
Rowland	Sharp 36	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber			

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Bailey	Bosley	Dogan	Ingle
Lovasco	Mackey	McDaniel	Pietzman	Price IV
Roeber	Rogers	Seitz	Stevens 46	Tate
Thompson	Windham			

VACANCIES: 001

Representative Fitzwater, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1 to House Amendment No. 3 to HCS HB 320, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 117

Anderson	Andrews	Atchison	Baker	Baringer
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight

Lewis 6	Mayhew	McGaugh	McGill	Morse
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 027

Adams	Appelbaum	Aune	Bangert	Barnes
Bland Manlove	Burnett	Burton	Clemens	Collins
Doll	Fogle	Gray	Johnson	Lewis 25
McCreery	Merideth	Mosley	Phifer	Quade
Rowland	Sharp 36	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber			

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Bailey	Bosley	Cupps	Dogan
Ingle	Lovasco	Mackey	McDaniel	Pietzman
Price IV	Roeber	Rogers	Seitz	Stephens 128
Stevens 46	Tate	Windham		

VACANCIES: 001

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

Representative Fitzwater offered **House Amendment No. 2 to House Amendment No. 3**.

House Amendment No. 2
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 320, Page 1, Lines 9 to 10, by deleting all of said lines and inserting in lieu thereof the following:

"petitioned item within the next three board meetings. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed. The school district shall verify the petition requirements with the local election authority of the district."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2 to House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

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AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Bailey	Bosley	Chipman	Dogan
Ingle	Mackey	McDaniel	Pietzman	Price IV
Roeber	Schnelting	Tate	Windham	

VACANCIES: 001

On motion of Representative Basye, **House Amendment No. 3, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 320, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 320, as amended**, was ordered re-perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

Representative Evans moved that **HB 259** be committed to the Committee on Legislative Review.

Which motion was adopted.

HCS HB 825, relating to the offense of mail theft, was taken up by Representative Schwadron.

Representative Schwadron moved that the title of **HCS HB 825** be agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 825, Page 1, In the Title, Lines 2-3, by deleting the words "the offense of mail theft" and inserting in lieu thereof the words "package delivery"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Fitzwater offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 825, Page 1, Section A, Line 2, by inserting after said section and line the following:

"304.900. 1. As used in this section, the following terms mean:

(1) **"Agent"**, a person given the responsibility, by an entity, of navigating and operating a personal delivery device;

(2) **"Personal delivery device"**, a powered device operated primarily on sidewalks and crosswalks, intended primarily for the transport of property on public rights-of-way, and capable of navigating with or without the active control or monitoring of a natural person. Notwithstanding any other provision of law, a "personal delivery device" shall not be defined as a motor vehicle or a vehicle;

(3) **"Personal delivery device operator"**, an entity or its agent that exercises physical control or monitoring over the navigation system and operation of a personal delivery device. A "personal delivery device operator" does not include an entity or person that requests or receives the services of a personal delivery device for the purpose of transporting property or an entity or person who merely arranges for and dispatches the requested services of a personal delivery device.

2. Notwithstanding any other provision of law, a personal delivery device is authorized to operate in this state:

(1) **On any sidewalk or crosswalk of any county or municipality in the state; and**

(2) **On any roadway of any county or municipality in the state, provided that the personal delivery device shall not unreasonably interfere with motor vehicles or traffic.**

3. A personal delivery device shall:

(1) **Not block public rights-of-way;**

(2) **Obey all traffic and pedestrian control signals and devices;**

(3) **Operate at a speed that does not exceed a maximum speed of ten miles per hour on a sidewalk or crosswalk;**

- (4) Contain a unique identifying number that is displayed on the device;
 - (5) Include a means of identifying the personal delivery device operator; and
 - (6) Be equipped with a system that enables the personal delivery device to come to a controlled stop.
4. Subject to the requirements of this section, a personal delivery device operating on a sidewalk or crosswalk shall have all the rights and responsibilities applicable to a pedestrian under the same circumstances.
5. A personal delivery device shall be exempt from motor vehicle registration requirements.
6. A personal delivery device operator shall maintain an insurance policy that provides general liability coverage of at least one hundred thousand dollars for damages arising from the combined operations of personal delivery devices under a personal delivery device operator's control.
7. If the personal delivery device is being operated between sunset and sunrise, it shall be equipped with lighting on both the front and rear of the personal delivery device visible in clear weather from a distance of at least five hundred feet to the front and rear of the personal delivery device.
8. A personal delivery device shall not be used for the transportation of hazardous material regulated under the Hazardous Materials Transportation Act, 49 USC Section 5103, and required to be placarded under 49 CFR Part 172, Subpart F.
9. Nothing in this section shall prohibit a political subdivision from regulating the operation of personal delivery devices on a highway or pedestrian area to insure the welfare and safety of its residents. However, political subdivisions shall not regulate the design, manufacture and maintenance of a personal delivery device nor the types of property that may be transported by a personal delivery device. Additionally, no political subdivision shall treat personal delivery devices differently for the purposes of assessment and taxation or other charges from personal property that is similar in nature.
10. A personal delivery device operator may not sell or disclose a personally identifiable likeness to a third party in exchange for monetary compensation. For purposes of this section, a personally identifiable likeness includes photographic images, videos, digital image files, or other digital data that can be used to either directly or indirectly identify an individual. "Personally identifiable likeness" does not include aggregated or anonymized data. The use of any personally identifiable likeness by a personal delivery device operator to improve their products and services is allowed under this section. Information that would otherwise be protected under this section as confidential shall only be provided to a law enforcement entity with a properly executed, lawful subpoena."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2** was adopted.

On motion of Representative Schwadron, **HCS HB 825, as amended**, was adopted.

On motion of Representative Schwadron, **HCS HB 825, as amended**, was ordered perfected and printed.

HCS HB 394, relating to public safety sales taxes, was taken up by Representative Reedy.

Representative Reedy moved that the title of **HCS HB 394** be agreed to.

Representative Murphy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 394, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "relating to taxation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Murphy, **House Amendment No. 1** was adopted.

Representative Hurlbert offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 394, Page 2, Section 94.900, Line 29, by deleting the word "**or**"; and

Further amend said bill, page, and section, Line 33, by deleting all of said line and inserting in lieu thereof the following:

"hundred thousand inhabitants; or

(l) Any city of the fourth classification with more than eight thousand but fewer than nine thousand inhabitants and located partially in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants and partially in any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 2** was adopted.

Representative Murphy offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 394, Page 1, Section A, Line 2, by inserting after said section and line the following:

"92.111. 1. After December 31, 2011, no city, including any constitutional charter city, shall impose or levy an earnings tax, except a constitutional charter city that imposed or levied an earnings tax on November 2, 2010, may continue to impose the earnings tax if it submits to the voters of such city pursuant to section 92.115 the question whether to continue such earnings tax for a period of five years and a majority of such qualified voters voting thereon approve such question, however, if no such election is held, or if in any election held to continue to impose or levy the earnings tax a majority of such qualified voters voting thereon fail to approve the continuation of the earnings tax, such city shall no longer be authorized to impose or levy such earnings tax except to reduce such tax in the manner provided by section 92.125.

2. As used in sections 92.111 to 92.200, unless the context clearly requires otherwise, the term "earnings tax" means a tax on the:

- (1) Salaries, wages, commissions and other compensation earned by its residents;
- (2) Salaries, wages, commissions and other compensation earned by nonresidents of the city for work done or services performed or rendered in the city;
- (3) Net profits of associations, businesses or other activities conducted by residents;
- (4) Net profits of associations, businesses or other activities conducted in the city by nonresidents;
- (5) Net profits earned by all corporations as the result of work done or services performed or rendered and business or other activities.

3. Notwithstanding any provision of law to the contrary, no city, including any constitutional charter city, shall impose or levy an earnings tax on any salaries, wages, commissions, net profits, or other compensation earned by a nonresident of the city for work that is performed by the nonresident through telecommuting or otherwise remotely."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Black (7) assumed the Chair.

Representative Trent offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 394, Page 1, Line 17, by inserting after the word "city" the following:

". For all tax returns filed on or after January 1, 2021, "work done or services performed or rendered in the city" shall not include any work or services performed or rendered through telecommuting or otherwise performed or rendered remotely unless the location where such remote work or services were performed is located in the city"; and

Further amend said amendment, Page 1, Lines 22-26, by deleting all of said lines from the amendment and inserting in lieu thereof the following:

"rendered and business or other activities."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Falkner	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Veit	Wallingford	Walsh 50	West
Wiemann				

NOES: 033

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Burnett
Burton	Butz	Clemens	Collins	Doll

Ellebracht	Fogle	Gunby	Johnson	Lewis 25
Merideth	Nurrenbern	Phifer	Proudie	Quade
Rogers	Rowland	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 033

Aldridge	Bailey	Brown 27	Brown 70	Coleman 32
Evans	Fishel	Fitzwater	Francis	Gray
Gregory 51	Gregory 96	Hicks	Ingle	Kelly 141
Mackey	McCreery	McDaniel	Mosley	Person
Pietzman	Price IV	Roden	Roeber	Sauls
Sharp 36	Smith 67	Stevens 46	Tate	Van Schoiack
Windham	Wright	Mr. Speaker		

VACANCIES: 001

On motion of Representative Trent, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Murphy, **House Amendment No. 3, as amended**, was adopted.

Representative Trent offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 394, Page 1, Section A, Line 2, by inserting after said section and line the following:

"92.117. 1. Any city not within a county that imposes or levies an earnings tax under sections 92.105 to 92.200 shall submit to the qualified voters of such city on the next general municipal election date immediately following August 28, 2021, the question of whether to exempt workers who are paid wages at the minimum wage rate described under section 290.502 from the earnings tax.

2. The question submitted to the qualified voters in any such city shall contain substantially the following language:

Shall workers who are paid the minimum wage rate for their services be exempted from the earnings tax in this city, currently levied and imposed at the rate of ____ percent?

☐ Yes ☐ No

3. (1) If the question described in subsection 2 is approved by the majority of qualified voters voting thereon, effective January first of the calendar year immediately following the calendar year in which the question is approved, there shall be no earnings tax levied and imposed in the city on any workers who are paid wages at the minimum wage rate described under section 290.502.

(2) If the question described in subsection 2 is not approved by the majority of qualified voters voting thereon, workers who are paid wages at the minimum wage rate described under section 290.502 shall continue to remain subject to the earnings tax and the earnings tax shall continue to be levied and imposed according to all applicable provisions of sections 92.105 to 92.200."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 4** was adopted.

On motion of Representative Reedy, **HCS HB 394, as amended**, was adopted.

On motion of Representative Reedy, **HCS HB 394, as amended**, was ordered perfected and printed.

HB 177, relating to closed meetings of governmental bodies, was taken up by Representative Ellebracht.

Representative Ellebracht moved that the title of **HB 177** be agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 177, Page 1, In the Title, Lines 2 to 3, by deleting the phrase "closed meetings of governmental bodies" and inserting in lieu thereof the phrase "public access to records"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Ellebracht offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 177, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"479.162. Notwithstanding any provision of law, supreme court rule, or court operating rule, in a proceeding for a municipal ordinance violation or any other proceeding before a municipal court if the charge carries the possibility of fifteen days or more in jail or confinement, a defendant shall not be charged any fee for obtaining a police report, a probable cause statement, or any video relevant to the traffic stop or arrest. Such police report, probable cause statement, or video shall be provided by the prosecutor upon written request by the defendant for discovery."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ellebracht, **House Amendment No. 2** was adopted.

Representative Trent offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 177, Page 4, Section 610.021, Lines 112–117, by deleting all of said lines and inserting in lieu thereof the following:

"(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; ~~and~~

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; and

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 3** was adopted.

Representative DeGroot offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 177, Page 4, Section 610.021, Lines 115–117, by deleting said lines and inserting in lieu thereof the following:

"information the disclosure of which may endanger the competitiveness of a business; ~~and~~
(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; and

(25) Email addresses and telephone numbers submitted to a public governmental body by individuals or entities for the sole purpose of receiving electronic or other communications limited to newsletters, notifications, advisories, alerts, and periodic reports."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Coleman (97) offered **House Amendment No. 1 to House Amendment No. 4**.

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Bill No. 177, Page 1, Line 1, by inserting after the words "No. 177," the following:

"Page 1, Section A, Line 2, by inserting after said section and line the following:

"37.717. 1. The office shall create a safety reporting system in which employees of the children's division may report information regarding the safety of those served by the children's division and the safety of such division's employees.

2. The identity of any individual who reports to or participates in the reporting system under subsection 1 of this section shall:

(1) Be sealed from inspection by the public or any other entity or individual who is otherwise provided access to the department of social services' confidential records;

(2) Not be subject to discovery or introduction into evidence in any civil proceeding; and

(3) Be disclosed only as necessary to carry out the purpose of the reporting system under subsection 1 of this section.

3. Any criminal act reported into the reporting system under subsection 1 of this section shall be disclosed by the office of child advocate to the appropriate law enforcement agency or prosecuting or city attorney.

4. Any investigation conducted as a result of a report made under this section shall be conducted by an unbiased and disinterested investigator.

210.152. 1. All information, including telephone reports reported pursuant to section 210.145, relating to reports of abuse or neglect received by the division shall be retained by the division or removed from the records of the division as follows:

(1) For investigation reports contained in the central registry, the report and all information shall be retained by the division;

(2) (a) For investigation reports initiated against a person required to report pursuant to section 210.115, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report by a person required to report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(b) For investigation reports, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(c) For investigation reports initiated by a person required to report under section 210.115, where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for ten years from the conclusion of the investigation. For all other investigation reports where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for five years from the conclusion of the investigation. Such reports shall include any exculpatory evidence known by the division, including exculpatory evidence obtained after the closing of the case. At the end of such time period, the identifying information shall be removed from the records of the division and destroyed;

(d) For investigation reports where the identification of the specific perpetrator or perpetrators cannot be substantiated and the division has specific evidence to determine that a child was abused or neglected, the division shall retain the report and all information but shall not place an unknown perpetrator on the central registry. The division shall retain all information. The division shall retain and disclose information and findings in the same manner as the division retains and discloses family assessments. If the division made a finding of abuse or neglect against an unknown perpetrator prior to August 28, 2017, the division shall remove the unknown perpetrator from the central registry but shall retain and utilize all information as otherwise provided in this section;

(3) For reports where the division uses the family assessment and services approach, information shall be retained by the division;

(4) For reports in which the division is unable to locate the child alleged to have been abused or neglected, information shall be retained for eighteen years from the date of the report and then shall be removed from the records by the division.

2. Within ninety days, or within one hundred twenty days in cases involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality, after receipt of a report of abuse or neglect that is investigated, the alleged perpetrator named in the report and the parents of the child named in the report, if the alleged perpetrator is not a parent, shall be notified in writing of any determination made by the division based on the investigation. The notice shall advise either:

(1) That the division has determined by a probable cause finding prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, that abuse or neglect exists and that the division shall retain all information regarding the abuse or neglect; that such information shall remain confidential and will not be released except to law enforcement agencies, prosecuting or circuit attorneys, or as provided in section 210.150; that the alleged perpetrator has sixty days from the date of receipt of the notice to seek reversal of the division's determination through a review by the child abuse and neglect review board as provided in subsection 4 of this section;

(2) That the division has not made a probable cause finding or determined by a preponderance of the evidence that abuse or neglect exists; or

(3) The division has been unable to determine the identity of the perpetrator of the abuse or neglect. The notice shall also inform the child's parents and legal guardian that the division shall retain, utilize, and disclose all information and findings as provided in family assessment and services cases.

3. The children's division may reopen a case for review if new, specific, and credible evidence is obtained.

4. Any person named in an investigation as a perpetrator who is aggrieved by a determination of abuse or neglect by the division as provided in this section may seek an administrative review by the child abuse and neglect review board pursuant to the provisions of section 210.153. Such request for review shall be made within sixty days of notification of the division's decision under this section. In those cases where criminal charges arising out of facts of the investigation are pending, the request for review shall be made within sixty days from the court's final

disposition or dismissal of the charges. **Nothing in this section shall preclude the office of child advocate from releasing findings regarding the professional performance of any individual member of the multidisciplinary team as described in section 660.520.**

5. In any such action for administrative review, the child abuse and neglect review board shall sustain the division's determination if such determination was supported by evidence of probable cause prior to August 28, 2004, or is supported by a preponderance of the evidence after August 28, 2004, and is not against the weight of such evidence. The child abuse and neglect review board hearing shall be closed to all persons except the parties, their attorneys and those persons providing testimony on behalf of the parties.

6. If the alleged perpetrator is aggrieved by the decision of the child abuse and neglect review board, the alleged perpetrator may seek de novo judicial review in the circuit court in the county in which the alleged perpetrator resides and in circuits with split venue, in the venue in which the alleged perpetrator resides, or in Cole County. If the alleged perpetrator is not a resident of the state, proper venue shall be in Cole County. The case may be assigned to the family court division where such a division has been established. The request for a judicial review shall be made within sixty days of notification of the decision of the child abuse and neglect review board decision. In reviewing such decisions, the circuit court shall provide the alleged perpetrator the opportunity to appear and present testimony. The alleged perpetrator may subpoena any witnesses except the alleged victim or the reporter. However, the circuit court shall have the discretion to allow the parties to submit the case upon a stipulated record.

7. In any such action for administrative review, the child abuse and neglect review board shall notify the child or the parent, guardian or legal representative of the child that a review has been requested."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman (97), **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative DeGroot, **House Amendment No. 4, as amended**, was adopted.

On motion of Representative Ellebracht, **HB 177, as amended**, was ordered perfected and printed.

HCS HB 1030, relating to disclosure of personal information to public agencies, was taken up by Representative Taylor (139).

On motion of Representative Taylor (139), the title of **HCS HB 1030** was agreed to.

On motion of Representative Taylor (139), **HCS HB 1030** was adopted.

On motion of Representative Taylor (139), **HCS HB 1030** was ordered perfected and printed.

HCS HB 553, relating to employee residency requirements, was taken up by Representative Hicks.

Representative Hicks moved that the title of **HCS HB 553** be agreed to.

Representative Mayhew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 553, Page 1, In the Title, Line 3, by deleting the word "employee"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 1** was adopted.

Representative Schroer offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 553, Page 2, Section 285.043, Line 5, by inserting after said section and line the following:

~~"590.500. 1. [Any law enforcement officer, other than an elected sheriff or deputy, who possesses the duty and power of arrest for violations of the criminal laws of this state or for violations of ordinances of counties or municipalities of this state, who is regularly employed for more than thirty hours per week, and who is employed by a law enforcement agency of this state or political subdivision of this state which employs more than fifteen law enforcement officers, shall be given upon written request a meeting within forty-eight hours of a dismissal, disciplinary demotion or suspension that results in a reduction or withholding of salary or compensatory time. The meeting shall be held before any individual or board as designated by the governing body. At any such meeting, the employing law enforcement agency shall at a minimum provide a brief statement, which may be oral, of the reason of the discharge, disciplinary demotion or suspension, and permit the law enforcement officer the opportunity to respond. The results from such meeting shall be reduced to writing.] The provisions of this section shall be known and may be cited as the "Law Enforcement Officers' Bill of Rights". Any law enforcement agency that has substantially similar or greater procedures shall be deemed to be in compliance with this section. [This section shall not apply to an officer serving in a probationary period or to the highest ranking officer of any law enforcement agency.]~~

2. For purposes of this section, the following terms mean:

- (1) "Board", any individual or body authorized by an agency or department to hear and make final decisions regarding appeals of disciplinary actions issued by an agency or department;
- (2) "Color of law", any act by a law enforcement officer, whether on duty or off duty, that is performed in furtherance of his or her sworn duty to enforce laws and to protect and serve the public;
- (3) "Economic loss", any economic loss including, but not limited to, loss of overtime accrual, overtime income, sick time accrual, sick time, secondary employment income, holiday pay, and vacation pay;
- (4) "Good cause", sufficient evidence or facts that would support a party's request for extensions of time or any other requests seeking accommodations outside the scope of the rules set out in this section;
- (5) "Law enforcement officer", any sworn peace officer with the power to arrest for a violation of the criminal code who is employed by any unit of the state or any county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision or is employed by the board of police commissioners as defined in chapter 84. "Law enforcement officer" shall not include any officer who is the highest ranking officer in the law enforcement agency;
- (6) "Record", any transcription or audio or video recording of all interviews or hearings and complete documentary file.

3. Whenever a law enforcement officer is under investigation or is subjected to questioning that the officer reasonably believes could lead to disciplinary action, demotion, dismissal, transfer, or placement on a status that could lead to economic loss, the investigation or questioning shall be conducted under the following conditions:

- (1) The law enforcement officer who is the subject of the investigation shall be informed, in writing, of the existence and nature of the alleged violation and the individuals who will be conducting the investigation. Notice shall be provided to the officer along with a copy of the complaint at least twenty-four hours prior to any interrogation or interview of the officer;

(2) Any person, including members of the same agency or department as the officer under investigation, filing a complaint against a law enforcement officer shall have the complaint supported by a written statement outlining the complaint that includes the personal identifying information of the person filing the complaint. All personal identifying information shall be held confidential by the investigating agency;

(3) When a law enforcement officer is questioned or interviewed regarding matters pertaining to his or her law enforcement duties or actions taken within the scope of his or her employment, such questioning shall be conducted for a reasonable length of time and only while the officer is on duty unless exigent circumstances exist that necessitate questioning the officer while he or she is off duty;

(4) Any interviews or questioning shall be conducted at a secure location at the agency that is conducting the investigation or at the place where the officer reports to work, unless the officer consents to another location;

(5) Law enforcement officers may be questioned by up to two investigators and shall be informed of the name, rank, and command of the officer or officers conducting the investigation; except that, separate investigators shall be assigned to investigate alleged department policy violations and alleged criminal violations;

(6) Interview sessions shall be for a reasonable period of time. There shall be times provided for the officer to allow for such personal necessities and rest periods as are reasonably necessary;

(7) Prior to an interview session, the investigator or investigators conducting the investigation shall advise the law enforcement officer of the rule set out in *Garrity v. New Jersey*, 385 U.S. 493 (1967), specifically that the law enforcement officer is being ordered to answer questions under threat of disciplinary action and that the officer's answers to the questions will not be used against the officer in criminal proceedings;

(8) Law enforcement officers shall not be threatened, harassed, or promised rewards to induce them into answering any question; except that, law enforcement officers may be compelled by their employer to give protected *Garrity* statements to an investigator under the direct control of the employer, but such compelled statements shall not be used or derivatively used against the officer in any aspect of a criminal case brought against the officer;

(9) Law enforcement officers under investigation are entitled to have an attorney or any duly authorized representative present during any questioning that the law enforcement officer reasonably believes may result in disciplinary action. The attorney or representative shall be permitted to confer with the officer but shall not unduly disrupt or interfere with the interview. The questioning shall be suspended for a period of up to twenty-four hours if the officer requests representation;

(10) Prior to the law enforcement officer being interviewed, the officer and his or her representative shall have the opportunity to review the complaint;

(11) Law enforcement officers or their designated representative shall have the right to bring their own recording device and may record all aspects of the interview;

(12) The law enforcement agency conducting the investigation shall have ninety days from receipt of a citizen complaint or from the date the agency became aware of the alleged conduct upon which the allegation rests to complete the investigation. The date shall be stated on the document providing notice to the law enforcement officer. The agency shall determine the disposition of the complaint and render a disciplinary decision, if any, within ninety days. The agency may, for good cause, petition the board overseeing the administration of discipline for an extension of time to complete the investigation. Absent consent from the officer being investigated, the board overseeing the administration of discipline shall set the petition for extension for hearing and provide notice of the hearing to the law enforcement officer under investigation. The officer shall have the right to attend the hearing and to present evidence and arguments against extension. If the board finds the agency has shown good cause for the granting of an extension of time to complete the investigation, the board shall grant an extension of up to sixty days. The agency shall be limited to two extensions per investigation; except that, if there is an ongoing criminal investigation, there shall be no limitation on the amount of sixty-day extensions;

(13) Within five days of the conclusion of the administrative investigation, the investigator shall inform the officer in writing of the investigative findings and any recommendation for further action, including discipline;

(14) A complete record of the administrative investigation shall be kept by the law enforcement agency conducting such investigation. Upon completion of the investigation, a copy of the entire record including, but not limited to, audio, video, or transcribed statements, shall be provided to the officer or the officer's representative within five business days of the officer's written request. The agency may request a protective order to redact all personal identifying witness information;

(15) Law enforcement officers shall have the right to compensation for any economic loss incurred during an investigation if the alleged misconduct is not sustained by the agency conducting the investigation; and

(16) All records compiled as a result of any investigation subject to the provisions of this section shall be held confidential and shall not be subject to disclosure under chapter 610 except by court order.

4. Law enforcement officers who are suspended without pay, demoted, terminated, transferred, or placed on a status resulting in economic loss shall be entitled to a full due process hearing. The proceeding shall constitute a contested case under chapter 536. The components of the hearing shall include, at a minimum:

(1) The right of the law enforcement officer to be represented by an attorney or other individual of his or her choice during the hearing;

(2) The right of the law enforcement officer or his or her attorney to conduct discovery prior to the hearing. Depositions may be taken in the same manner and under the same conditions as provided for in the Missouri civil rules of civil procedure for civil cases in the circuit court. Subpoenas may be issued by the board conducting the hearing or by the circuit court or the office of the clerk for the county where the agency has its principal place of business;

(3) Seven days' notice of the hearing date and time;

(4) An opportunity for the law enforcement officer or his or her attorney to access and review the investigatory record at least seven days prior to the hearing;

(5) The right of the law enforcement officer or his or her attorney to present witnesses and evidence in the officer's defense and a right to cross-examine any adverse witnesses against the officer;

(6) The right of the law enforcement officer to refuse to testify at the hearing if the officer is concurrently facing criminal charges in connection with the same incident. A law enforcement officer's decision not to testify shall not result in additional internal charges or discipline;

(7) A complete record of the hearing to be kept by the agency for purposes of appeal. The record shall be provided to the law enforcement officer or his or her attorney upon written request; and

(8) The entire record of the hearing to remain confidential and shall not be subject to disclosure under chapter 610 except by lawful subpoena or court order.

5. Any decision, order, or action taken following the hearing shall be in writing and shall be accompanied by findings of fact. The findings shall consist of a concise statement upon each issue in the case. A copy of the decision or order accompanying the findings and conclusions along with the written action and right of appeal, if any, shall be delivered or mailed promptly to the law enforcement officer or to the officer's attorney or representative of record.

6. Law enforcement officers shall have the opportunity to provide a written response to any adverse materials placed in their personnel file, and such written response shall be permanently attached to the adverse material.

7. Law enforcement officers shall have the right to compensation for any economic loss incurred as a result of disciplinary action by an agency if the alleged misconduct is not sustained by the administrative body hearing the disciplinary appeal.

8. Law enforcement officers may petition the circuit court in the county in which the law enforcement agency has its principal place of business to review the decision of the administrative body hearing the appeal of discipline. Upon a finding that the discipline was not justified, the circuit court may award the law enforcement officer back pay and costs incurred in bringing the suit, including attorney's fees.

9. Employers shall defend and indemnify law enforcement officers from and against civil claims made against them in their official and individual capacities if the alleged conduct arose in the course and scope of their obligations and duties as law enforcement officers. This includes any actions taken while off duty if such actions were taken under color of law. In the event a law enforcement officer is convicted of or pleads guilty to criminal charges arising out of the same conduct, the employer shall no longer be obligated to defend and indemnify the officer in connection with related civil claims.

10. No law enforcement officer shall be disciplined, demoted, dismissed, transferred, or placed on a status resulting in economic loss as a result of the officer's assertion of his or her constitutional rights in any judicial proceeding unless the officer admits to wrongdoing, in which case the provisions of this section shall not apply.

11. No state or local governmental unit including, but not limited to, a county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision that employs a law enforcement officer shall enact, promulgate, enforce, or follow any law, regulation, or policy that would abolish, conflict with, modify, or in any way diminish any right or remedy provided to law enforcement officers under this section.

12. The rights set out in this section are minimum standards to be applied throughout the state. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided in this section.

13. The remedies provided by this section against law enforcement agencies or governmental bodies shall be in addition to those provided by any other provision of law. Any aggrieved law enforcement officer or authorized representative may seek judicial enforcement of the requirements of these sections. Suits to enforce these sections shall be brought in the circuit court for the county in which the law enforcement agency or governmental body has its principal place of business.

14. Upon a finding by a preponderance of the evidence that a law enforcement agency, governmental body, or member of such an entity has violated any provision of this section, a court shall void any action taken under this section. Suit for enforcement shall be brought within one year from the time a violation is ascertainable.

15. Nothing in this section shall apply to any investigation or other action by the director regarding a license issued by the director under this chapter.

590.1265. 1. The provisions of this section shall be known and may be cited as the "Police Use of Force Transparency Act of 2021".

2. For purposes of this section, the following terms mean:

- (1) "Law enforcement agency", the same meaning as defined in section 590.1040;
- (2) "Peace officer", the same meaning as defined in section 590.010;
- (3) "Use-of-force incident", an incident in which:
 - (a) A fatality occurs that is connected to a use of force by a peace officer;
 - (b) Serious bodily injury occurs that is connected to a use of force by a peace officer; or
 - (c) In the absence of death or serious bodily injury, a peace officer discharges a firearm at, or in the direction of, a person.

3. Each law enforcement agency shall, at least annually, collect and report local data on use-of-force incidents involving peace officers to the National Use of Force Data Collection through the Law Enforcement Enterprise Portal administered by the Federal Bureau of Investigation.

4. Each law enforcement agency shall additionally report the data submitted under subsection 3 of this section to the department of public safety. Law enforcement agencies shall not include personally identifying information of individual peace officers in their reports.

5. The department of public safety shall, no later than June 30, 2022, develop standards and procedures governing the collection and reporting of use-of-force data under this section. The standards and procedures shall be consistent with the requirements, definitions, and methods of the National Use of Force Data Collection administered by the Federal Bureau of Investigation.

6. The department of public safety shall publish the data reported by law enforcement agencies under subsection 4 of this section, including statewide aggregate data and agency-specific data, in a publicly available report. Such data shall be deemed a public record consistent with the provisions and exemptions contained in chapter 610.

7. The department of public safety shall undertake an analysis of any trends and disparities in rates of use of force by all law enforcement agencies, with a report to be released to the public no later than January 1, 2025. The report shall be updated periodically thereafter, but not less than once every five years.

Section B. Section 590.1265 of section A of this act shall become effective on January 1, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bland Manlove raised a point of order that **House Amendment No. 2** is not germane to the bill.

Representative Black (7) requested a parliamentary ruling.

House Amendment No. 2 was withdrawn.

Representative Mayhew offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 553, Page 1, Section 27.010, Line 11, by inserting after all of said section and line the following:

"79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.

2. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

- (1) The board has no authority to set utility rates or to issue bonds;**
- (2) The person resides within five miles of the city limits;**
- (3) The person owns real property or a business in the city;**
- (4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and**
- (5) The person has no pecuniary interest in, and is not a board member of, any utility company that offers the same type of service as a utility managed by the board."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 3** was adopted.

Representative Mackey offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 553, Page 2, Section 285.043, Line 5, by inserting after said section and line the following:

"285.575. 1. This section shall be known and may be cited as the "Whistleblower's Protection Act".

2. As used in this section, the following terms shall mean:

(1) "Because" or "because of", as it relates to the adverse decision or action, the person's status as a protected person was the motivating factor;

(2) "Employer", an entity that has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year. "Employer" shall not include the state of Missouri or its agencies, instrumentalities, or political subdivisions, including but not limited to any public institution of higher education, a corporation wholly owned by the state of Missouri, an individual employed by an employer, or corporations and associations owned or operated by religious or sectarian organizations; except that, "employer" shall include law enforcement agencies;

(3) "Proper authorities", a governmental or law enforcement agency, an officer of an employee's employer, the employee's supervisor employed by the employer, or the employee's human resources representative employed by the employer;

(4) "Protected person", an employee of an employer who has reported to the proper authorities an unlawful act of his or her employer; an employee of an employer who reports to his or her employer serious misconduct of the employer that violates a clear mandate of public policy as articulated in a constitutional provision, statute, or regulation promulgated under statute; or an employee of an employer who has refused to carry out a directive issued by his or her employer that if completed would be a violation of the law[~~—An employee of an employer is not a protected person if:~~

~~—(a) The employee is a supervisory, managerial, or executive employee or an officer of his or her employer and the unlawful act or serious misconduct reported concerns matters upon which the employee is employed to report or provide professional opinion; or~~

~~—(b) The proper authority or person to whom the employee makes his or her report is the person whom the employee claims to have committed the unlawful act or violation of a clear mandate of public policy];~~

(5) "The motivating factor", the employee's protected classification actually played a role in the adverse decision or action and had a determinative influence on the adverse decision or action.

3. This section is intended to codify the existing common law exceptions to the at-will employment doctrine and to limit their future expansion by the courts. This section, in addition to chapter 213 and chapter 287, shall provide the exclusive remedy for any and all claims of unlawful employment practices.

4. It shall be an unlawful employment practice for an employer to discharge an individual defined as a protected person in this section because of that person's status as a protected person.

5. A protected person aggrieved by a violation of this section shall have a private right of action for actual damages for violations of this section but not for punitive damages. [~~However, if a private right of action for damages exists under another statutory or regulatory scheme, whether under state or federal law, no private right of action shall exist under this statute.~~]

6. Any party to any action initiated under this section may demand a trial by jury.

7. A protected person aggrieved by a violation of this section shall have a private right of action that may be filed in a court of competent jurisdiction. The only remedies available in such an action shall be:

(1) Back pay;

(2) Reimbursement of medical bills directly related to a violation of this section; and

(3) Additionally, if a protected person proves, by clear and convincing evidence, that the conduct of the employer was outrageous because of the employer's evil motive or reckless indifference to the rights of others, then, such person may receive double the amount awarded under subdivisions (1) and (2) of this subsection, as liquidated damages. In applying this subdivision, the provisions of section 510.263 shall be applied as though liquidated damages were punitive damages and as though the amounts referenced in subdivisions (1) and (2) of this subsection were compensatory damages.

8. The court, in addition to the damages set forth in subsection 7 of this section, may award the prevailing party court costs and reasonable attorney fees; except that a prevailing respondent may be awarded reasonable attorney fees only upon a showing that the case was without foundation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mackey, **House Amendment No. 4** was adopted.

On motion of Representative Hicks, **HCS HB 553, as amended**, was adopted.

On motion of Representative Hicks, **HCS HB 553, as amended**, was ordered perfected and printed.

HCS HB 556, relating to labeling of ballot measures, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HCS HB 556** was agreed to.

On motion of Representative Eggleston, **HCS HB 556** was adopted.

On motion of Representative Eggleston, **HCS HB 556** was ordered perfected and printed.

HB 920, relating to the general municipal election day, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HB 920** was agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 920, Page 1, Sections 77.070 and 77.450, by removing all of said sections from the bill; and

Further amend said bill, Page 2, Section 115.121, Lines 1 to 7, by deleting said section and lines and inserting in lieu thereof the following:

"115.121. 1. The general election day shall be the first Tuesday after the first Monday in November of even-numbered years.

2. The primary election day shall be the first Tuesday after the first Monday in August of even-numbered years.

3. The election day for the election of political subdivision and special district officers shall be the first Tuesday after the first Monday in April each year, and shall be known as the general municipal election day.

4. The election day for bond elections, tax measures, and any other local ballot measure submitted to a vote of the people by a political subdivision or special district of this state shall be held on the first Tuesday after the first Monday in November or as otherwise authorized under this section or law except that this subsection shall supersede any statutory authorization to hold such elections on the municipal election day or during the month of February; however, this subsection shall not apply to any elections held under section 115.123 or held under the authority of a city or county charter.

115.123. 1. All public elections shall be held on Tuesday. Except as provided in subsections 2 and 3 of this section, and section 247.180, all public elections shall be held on the general election day, the primary election day, the general municipal election day, the first Tuesday after the first Monday in November, or on another day expressly provided by city or county charter, and in nonprimary years on the first Tuesday after the first Monday in August. ~~[Bond elections may be held on the first Tuesday after the first Monday in February but no other issue shall be included on the ballot for such election.]~~

2. Notwithstanding the provisions of subsection 1 of this section, an election for a presidential primary held pursuant to sections 115.755 to 115.785 shall be held on the second Tuesday after the first Monday in March of each presidential election year.

3. The following elections shall be exempt from the provisions of subsection 1 of this section:

(1) Bond elections necessitated by fire, vandalism or natural disaster;

(2) Elections for which ownership of real property is required by law for voting;

(3) Special elections to fill vacancies and to decide tie votes or election contests; and

(4) Tax elections necessitated by a financial hardship due to a five percent or greater decline in per-pupil state revenue to a school district from the previous year.

4. Nothing in this section prohibits a charter city or county from having its primary election in March if the charter provided for a March primary before August 28, 1999.

5. Nothing in this section shall prohibit elections held pursuant to section 65.600, but no other issues shall be on the March ballot except pursuant to this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Coleman (97) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 920, Page 1, Lines 4-21, by deleting said lines and inserting in lieu thereof the following:

"Further amend said bill, Page 2, Section 115.121, Line 7, by inserting after said section and line the following:

"115.123. 1. All public elections shall be held on Tuesday. Except as provided in"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Gregory 51	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollock 123	Porter	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Nurrenbern	Person	Phifer	Pouche
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

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PRESENT: 000

ABSENT WITH LEAVE: 021

Aldridge	Bailey	Brown 27	Chipman	Christofanelli
DeGroot	Fitzwater	Francis	Gregory 96	Grier
Kidd	McDaniel	Mosley	Pietzman	Pollitt 52
Price IV	Proudie	Roeber	Schroer	Smith 163
Tate				

VACANCIES: 001

Representative Baker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Gregory 51
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Chipman	Christofanelli	DeGroot	Fitzwater
Francis	Gregory 96	Haley	Kidd	McDaniel
Pietzman	Price IV	Roeber	Schroer	Tate

VACANCIES: 001

On motion of Representative Baker, **HB 920** was ordered perfected and printed.

Speaker Pro Tem Wiemann resumed the Chair.

HCS HB 27, relating to the sunshine law, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), the title of **HCS HB 27** was agreed to.

On motion of Representative Walsh (50), **HCS HB 27** was adopted.

On motion of Representative Walsh (50), **HCS HB 27** was ordered perfected and printed.

HCS HB 649, relating to employment security, was taken up by Representative Shaul.

On motion of Representative Shaul, the title of **HCS HB 649** was agreed to.

Representative Knight offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 649, Page 7, Section 288.104, Line 55, by inserting after all of said section and line the following:

"288.405. 1. This section shall be known and may be cited as the "Employment Security Business Tax Reform Act of 2021".

2. For purposes of this section, the following terms mean:

(1) "Employee", the same definition as provided under 287.020;

(2) "New business", any individual, corporation, limited liability company, firm, partnership, voluntary association, joint-stock association, or other business organization, or the state of Missouri or any department, agency, or political subdivision thereof; provided that, such business employs one or more workers and such business has not been assigned an experience rating under this chapter;

(3) "Qualifying number of hours", one thousand five hundred hours per full calendar year, adjusted proportionally downward based on the percentage of a calendar year for which an employee was actually employed by a new business.

3. Notwithstanding any provision of law to the contrary, a new business shall be experience-rated under the applicable provisions of this chapter twelve months after the date on which the new business first hires an employee who works a qualifying number of hours for the new business.

4. The division of employment security shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536

are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void."; and

Further amend said bill, Page 7, Section C, Line 1, by deleting all of said line and inserting in lieu thereof the words "Section C. The enactment of sections 288.104 and 288.405 of Section A of this act shall become"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1** was adopted.

Representative Grier offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 649, Page 6, Section 288.104, Line 12, by deleting the phrase "**and managed by the division**" on said line; and

Further amend said bill, page, and section, Line 14, by inserting immediately after the phrase "**security rolls.**" on said line the following:

"The division may also utilize other government or commercially available services to achieve the purposes of this act."; and

Further amend said bill and section, Page 6, Line 19, by inserting immediately after the number "**5.**" on said line the following:

"The division shall, on a weekly basis, check its new-hire records against the records contained in the National Directory of New Hires in order to verify the eligibility of the individuals named in the division's new-hire records.

6."; and

Further amend said bill and section, Page 7, Lines 31 to 33, by deleting all of said lines and subdivision from the bill; and

Further amend said bill by renumbering subdivisions accordingly; and

Further amend said bill, page, and section, Lines 37 to 39, by deleting all of said lines and subsection from the bill; and

Further amend said bill by renumbering subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 2** was adopted.

Representative Shaul offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 649, Page 3, Section 288.060, Line 53, by inserting after the second occurrence of the word "average" the words "**of the six most recently reported months**"; and

Further amend said bill, page, and section, Line 55-62, by deleting all of said lines and inserting in lieu thereof the following:

~~"Department of Labor, Bureau of Labor Statistics[, for the time periods of January first through March thirty first and July first through September thirtieth. The average of the seasonally adjusted statewide unemployment rates for the time period of January first through March thirty first shall be effective on and after July first of each year and shall be effective through December thirty first. The average of the seasonally adjusted statewide unemployment rates for the time period of July first through September thirtieth shall be effective on and after January first of each year and shall be effective through June thirtieth; and~~
(9) The provisions of this subsection shall become effective January 1, 2016] or the most recently reported month's unemployment rate, whichever is greater, when the worker applies for such benefits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 3** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Coleman 32	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelly 141	Kidd	Knight	Lewis 6	Mayhew
McGaugh	McGill	Morse	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright				

NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Rowland	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

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PRESENT: 000

ABSENT WITH LEAVE: 025

Brown 27	Chipman	Christofanelli	Coleman 97	Dogan
Eggleston	Francis	Gray	Gregory 96	Hill
Kelley 127	Lovasco	McDaniel	Murphy	Pietzman
Price IV	Roeber	Sauls	Schroer	Sharp 36
Smith 67	Stephens 128	Tate	Toalson Reisch	Mr. Speaker

VACANCIES: 001

On motion of Representative Shaul, **HCS HB 649, as amended**, was adopted.

On motion of Representative Shaul, **HCS HB 649, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 162 - Fiscal Review
HB 253 - Fiscal Review
HCS HB 922 - Fiscal Review
HB 1336 - Local Government

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 21**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (22): Andrews, Black (137), Boggs, Burnett, Cupps, Deaton, Evans, Fogle, Gregory (51), Gregory (96), Hudson, Kelly (141), Lewis (6), McGaugh, Nurrenbern, Richey, Riley, Shields, Smith (163), Unsicker, Walsh (50) and West

Noes (0)

Present (3): Aldridge, Bosley and Merideth

Absent (6): Black (7), Bland Manlove, Fishel, Mayhew, Roberts and Windham

Committee on Conservation and Natural Resources, Vice Chair Mayhew reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 564**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Basye, Brown (70), Burton, Haden, Haley, Knight, Lewis (25), Mayhew, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (7): Cupps, Dinkins, Grier, Hill, McDaniel, Pietzman and Rone

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 254**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Hill, Mackey, Nurrenbern, Pollitt (52), Sharp (36), Terry and Toalson Reisch

Noes (0)

Absent (4): Grier, Hicks, Patterson and Stacy

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 743**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Hill, Mackey, Nurrenbern, Pollitt (52), Sharp (36), Terry and Toalson Reisch

Noes (0)

Absent (4): Grier, Hicks, Patterson and Stacy

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 955**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cook, Hardwick, Mosley, Phifer, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (3): Bland Manlove, McDaniel and Schroer

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 1086**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Cook, Hardwick, Mosley, Phifer, Roden and Taylor (48)

Noes (0)

Absent (4): Bland Manlove, McDaniel, Schroer and Walsh (50)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 1161**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cook, Hardwick, Mosley, Phifer, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (3): Bland Manlove, McDaniel and Schroer

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 195**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Anderson, Black (137), Coleman (97), DeGroot, Ellebracht and Riley

Noes (0)

Absent (4): Christofanelli, Hardwick, Rogers and Trent

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 9**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, McGaugh, Patterson and Ruth

Noes (2): Mackey and Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 28**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Present (2): Bosley and Mackey

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 51**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Present (1): Dogan

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 308**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh and Ruth

Noes (5): Bosley, Ingle, Mackey, Patterson and Phifer

Present (1): Dogan

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 511**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): Ingle

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 638**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 665**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 700**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Present (1): Bosley

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 734**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 758**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Present (1): Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 807**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 835**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 893**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 925**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1333**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Cupps, Gregory (96) and McDaniel

COMMITTEE CHANGES

April 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Health and Mental Health Policy committee:

I hereby remove Representative Michael O'Donnell from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

The following members' presence was noted: McDaniel and Roeber.

ADJOURNMENT

On motion of Representative Davidson, the House adjourned until 10:00 a.m.,
Wednesday, April 14, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, April 14, 2021, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1183

Executive session may be held on any matter referred to the committee.

Room Change.

Discussion of House Policy Changes.

CORRECTED

BUDGET

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later),
Joint Hearing Room (117).

Public hearing will be held: HB 728

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Wednesday, April 14, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431

Executive session will be held: HB 852, HB 1276

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 517

Executive session will be held: HB 1203, HB 1177

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 15, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 365

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 917, HB 886, HB 1303, HB 1362

Executive session will be held: HJR 48

Executive session may be held on any matter referred to the committee.

Removed HB 1399.

AMENDED

ETHICS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Thursday, April 15, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 16, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Monday, April 19, 2021, 12:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FISCAL REVIEW

Thursday, April 15, 2021, 9:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).
Executive session may be held on any matter referred to the committee.
JCPER second quarter meeting.

JUDICIARY

Wednesday, April 14, 2021, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SS SCS SBs 53 & 60, SCS SB 91, SS SB 141
Executive session may be held on any matter referred to the committee.
CORRECTED

LOCAL GOVERNMENT

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 7.
Public hearing will be held: HB 607, HB 1336
Executive session may be held on any matter referred to the committee.
Removed HB 1365 and added HB 1336.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 14, 2021, 9:00 AM, House Hearing Room 1.
Public hearing will be held: SB 9
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Please Note: Comment change.
Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, and RSMo 610.021.
This hearing will be open to public testimony to discuss the operations within the Department of Social Services.
CORRECTED

SPECIAL COMMITTEE ON LITIGATION REFORM

Thursday, April 15, 2021, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1358
Executive session will be held: HB 900
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 14, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SB 72

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, April 14, 2021, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SCS SB 520

Executive session will be held: HB 569, HB 1319, HB 1205, HB 1355

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SCS SBs 153 & 97, SB 226, HJR 10

Executive session will be held: HB 688, SCR 2

Executive session may be held on any matter referred to the committee.

Added SCR 2.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 14, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HJR 17 - Kidd
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 21 - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 494 - Hurlbert
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill
HCS HBs 848, 617 & 822 - Sander
HCS HB 849 - Griffith
HCS HBs 1141 & 1067 - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan

HB 445 - McGirl
HCS HB 835 - Haffner
HB 1061 - Eggleston
HCS HB 1139 - Eggleston

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HS HCS HB 441 - Falkner
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 491 - Grier
HCS HB 782 - Trent
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent
HB 259, (Legislative Review 4/13/21) - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439 - Davidson
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HB 570 - Basye
HB 507 - Rone
HCS HB 162, (Fiscal Review 4/13/21) - Veit
HCS HB 944 - Reedy
HB 1069 - Evans
HCS HB 475 - Grier
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HB 317 - Toalson Reisch
HB 253, (Fiscal Review 4/13/21) - Fishel
HB 313 - Bromley
HCS HB 589 - Knight
HCS HB 29 - Walsh (50)
HCS HBs 165 & 196 - Richey
HB 1070 - Hudson

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HB 500 - Schroer
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)

SENATE BILLS FOR THIRD READING

SB 189 - Sharp (36)
HCS SS#2 SB 26, (Fiscal Review 4/12/21) - Schroer
SB 37 - Knight

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-THIRD DAY, WEDNESDAY, APRIL 14, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicks, Chaplain.

My help cometh from the Lord, who made heaven and earth. (Psalm 121:2)

Almighty God, who has given us this wonderful state for our heritage of 200 years, we humbly pray that we may always be a people mindful of Your favors, eager to do Your will, and glad to be of service to our fellow citizens, with humility, during our final month of session.

Save us from pride and prejudice, from vindictiveness and verbal violence, and lead us into the glorious freedom of those who put their trust in You and who walk in the way of Your commandments.

Give us wisdom to know Your will clearly and the strength to obey it. Fill us all with the love of truth, righteousness, and common sense, that we may be a blessing to Missouri and in turn our beloved Missouri be a blessing to our United States.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Evan Meyer.

The Journal of the fifty-second day was approved as printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 29, relating to Harris-Stowe State University, was taken up by Representative Riggs.

On motion of Representative Riggs, **HCR 29** was read the third time and passed by the following vote:

AYES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Butz

Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGirt	Merideth	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bailey	Bland Manlove	Burton	Busick	DeGroot
Haden	Houx	Morse	Mosley	Pietzman
Roden	Roeber	Stephens 128	Tate	Wallingford

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 307, relating to electric bicycles, was taken up by Representative Griesheimer.

Representative Griesheimer moved that the title of **HCS HB 307** be agreed to.

Representative Walsh (50) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 307, Page 1, In the Title, Line 4, by deleting the words "electric bicycles" and inserting in lieu thereof the words "motor vehicles"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 1** was adopted.

Representative Copeland offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 307, Pages 8-9, Section 301.010, Lines 114-125, by deleting all of said lines and inserting in lieu thereof the following:

"an area extending not more than a ~~[one hundred]~~ **one hundred fifty** mile radius from such site~~], carries a load with dimensions not in excess of twenty five cubic yards per two axles with dual wheels,]~~ **; operated with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle rating set by the manufacturer, with a total weight not to exceed one hundred five thousand pounds;** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the ~~[one hundred]~~ **one hundred fifty** mile radius from such site with an extended distance local log truck permit, such vehicle ~~[shall]~~ **does** not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck ~~[may]~~ **shall** not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, ~~[such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds]~~ **violations of axle weight limitations shall be subject to the load limit penalty as described in sections 304.180 to 304.220;**" and

Further amend said bill and section, Page 9, Lines 127-133, by deleting all of said lines and inserting in lieu thereof the following:

"under this chapter to operate as a motor vehicle on the public highways of this state~~];~~ **; used exclusively in this state];** ~~]; used to transport harvested forest products];~~ **; operated at a forested site and in an area extending not more than a** ~~[one hundred]~~ **one hundred fifty** ~~mile radius from such site~~], operates]~~~~ **; operated** with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, **except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle weight rating set by the manufacturer with a total weight not to exceed one hundred five thousand pounds;** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the ~~[one hundred]~~ **one hundred fifty** mile radius from such site with an extended distance"; and

Further amend said bill, Page 21, Section 304.001, Line 66, by inserting after all of said section and line the following:

"304.240. **1.** Any person, firm, corporation, partnership or association violating any of the provisions of sections 304.170 to 304.230 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than five dollars or by confinement in a county jail for not more than twelve months, or by both the fine and confinement; provided, however, that where load limits as defined in sections 304.180 to 304.220 have been violated, the fine shall be two cents for each pound of excess weight up to and including five hundred, and five cents for each pound of excess weight above five hundred and not exceeding one thousand, and ten cents for each pound in excess weight above one thousand; provided that, when any vehicle is being operated under a special permit as provided in section 304.200, the term "excess weight" means only weight in excess of the amount permitted in the permit as issued. The court may, in its discretion, cause to be impounded the motor vehicle operated by any person violating the provisions of this section until such time as the fine and cost assessed by the court under this section is paid.

2. Notwithstanding subsection 1 of this section, the fine for a load-limit violation under sections 304.180 to 304.220 involving a local log truck or a local log truck tractor, as such terms are defined in section 301.010, shall be as follows:

(1) If the weight exceeds the limit by one pound to four thousand nine hundred ninety-nine pounds, the fine shall be ten cents for each pound of excess weight;

(2) If the weight exceeds the limit by five thousand pounds to nine thousand nine hundred ninety-nine pounds, the fine shall be twenty cents for each pound of excess weight; and

(3) If the weight exceeds the limit by ten thousand pounds or more, the fine shall be fifty cents for each pound of excess weight."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 2** was adopted.

Representative Walsh (50) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 307, Page 21, Section 304.001, Line 66, by inserting after all of said section and line the following:

"304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, ~~or~~ coroner, **medical examiner, or forensic investigator of the county medical examiner's office**, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials or in support of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor."; and

Further amend said bill, Page 21, Section 307.025, Line 4, by inserting after all of said section and line the following:

"307.175. 1. Motor vehicles and equipment which are operated by any member of an organized fire department, ambulance association, or rescue squad, whether paid or volunteer, may be operated on streets and highways in this state as an emergency vehicle under the provisions of section 304.022 while responding to a fire call or ambulance call or at the scene of a fire call or ambulance call and while using or sounding a warning siren and using or displaying thereon fixed, flashing or rotating blue lights, but sirens and blue lights shall be used only in bona fide emergencies.

2. (1) Notwithstanding subsection 1 of this section, the following vehicles may use or display fixed, flashing, or rotating red or red and blue lights:

(a) Emergency vehicles, as defined in section 304.022, when responding to an emergency;

(b) Vehicles operated as described in subsection 1 of this section;

(c) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the red or red and blue lights shall be displayed on vehicles or equipment described in this paragraph only between dusk and dawn, when such vehicles or equipment are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs. No more than two vehicles or pieces of equipment in a work zone may display fixed, flashing, or rotating lights under this subdivision;

(d) Vehicles and equipment owned, leased, or operated by a coroner, medical examiner, or forensic investigator of the county medical examiner's office or a similar entity, when responding to a crime scene, motor vehicle accident, workplace accident, or any location at which the services of such professionals have been requested by a law enforcement officer.

(2) The following vehicles and equipment may use or display fixed, flashing, or rotating amber or amber and white lights:

(a) Vehicles and equipment owned or leased by the state highways and transportation commission and operated by an authorized employee of the department of transportation;

(b) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the amber or amber and white lights shall be displayed on vehicles

described in this paragraph only when such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs;

(c) Vehicles and equipment operated by a utility worker performing work for the utility, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, a utility worker is present, and such work zone is designated by a sign or signs. As used in this paragraph, the term "utility worker" means any employee while in performance of his or her job duties, including any person employed under contract of a utility that provides gas, heat, electricity, water, steam, telecommunications or cable services, or sewer services, whether privately, municipally, or cooperatively owned.

3. Permits for the operation of such vehicles equipped with sirens or blue lights shall be in writing and shall be issued and may be revoked by the chief of an organized fire department, organized ambulance association, rescue squad, or the state highways and transportation commission and no person shall use or display a siren or blue lights on a motor vehicle, fire, ambulance, or rescue equipment without a valid permit authorizing the use. A permit to use a siren or lights as heretofore set out does not relieve the operator of the vehicle so equipped with complying with all other traffic laws and regulations. Violation of this section constitutes a class A misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 3** was adopted.

Representative Basye offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 307, Page 5, Section 300.010, Line 141, by inserting after all of said section and line the following:

"300.155. Whenever traffic is controlled by traffic control signals exhibiting different colored lights, or colored lighted arrows, successively one at a time or in combination, only the colors green, red and yellow shall be used, except for special pedestrian signals carrying a word legend, and said lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(1) Green indication

(a) Vehicular traffic facing a circular green signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited;

(b) Vehicular traffic facing a green arrow signal, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by such arrow, or such other movement as is permitted by other indications shown at the same time. Such vehicular traffic shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection;

(c) Unless otherwise directed by a pedestrian control signal as provided in section 300.160, pedestrians facing any green signal, except when the sole green signal is a turn arrow, may proceed across the roadway within any marked or unmarked crosswalk.

(2) Steady yellow indication

(a) Vehicular traffic facing a steady yellow signal is thereby warned that the related green movement is being terminated or that a red indication will be exhibited immediately thereafter when vehicular traffic shall not enter the intersection;

(b) Pedestrians facing a steady yellow signal, unless otherwise directed by a pedestrian control signal as provided in section 300.160, are thereby advised that there is insufficient time to cross the roadway before a red indication is shown and no pedestrian shall then start to cross the roadway.

(3) Steady red indication

(a) Vehicular traffic facing a steady red signal alone shall stop before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until a green indication is shown except as provided in paragraph (b) of this subdivision;

(b) The driver of a vehicle which is stopped as close as practicable at the entrance to the crosswalk on the near side of the intersection or, if none, then at the entrance to the intersection in obedience to a red signal, may cautiously enter the intersection to make a right turn but shall yield the right-of-way to pedestrians and other traffic proceeding as directed by the signal at the intersection, except that the state highways and transportation commission with reference to an intersection involving a state highway, and local authorities with reference to an intersection involving other highways under their jurisdiction, may prohibit any such right turn against a red signal at any intersection where safety conditions so require, said prohibition shall be effective when a sign is erected at such intersection giving notice thereof;

(c) The driver of a vehicle which is in the left-most lane on a one-way street and stopped as close as practicable at the entrance to the crosswalk on the near side of the intersection or, if none, then at the entrance to the intersection in obedience to a red signal, may cautiously enter the intersection to make a left turn onto a one-way street but shall yield the right-of-way to pedestrians and other traffic proceeding as directed by the signal at the intersection, except that the state highways and transportation commission with reference to an intersection involving a state highway, and local authorities with reference to an intersection involving other highways under their jurisdiction, may prohibit any such left turn against a red signal at any intersection where safety conditions so require and such prohibition shall be effective when a sign is erected at such intersection giving notice thereof;

(d) Unless otherwise directed by a pedestrian control signal as provided in section 300.160, pedestrians facing a steady red signal alone shall not enter the roadway.

(4) In the event an official traffic control signal is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking the stop shall be made at the signal."; and

Further amend said bill, Page 21, Section 304.001, Line 66, by inserting after all of said section and line the following:

"304.281. 1. Whenever traffic is controlled by traffic control signals exhibiting different colored lights, or colored lighted arrows, successively one at a time or in combination, only the colors green, red and yellow shall be used, except for special pedestrian signals carrying a word legend, and said lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(1) Green indication

(a) Vehicular traffic facing a circular green signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited;

(b) Vehicular traffic facing a green arrow signal, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by such arrow, or such other movement as is permitted by other indications shown at the same time. Such vehicular traffic shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection;

(c) Unless otherwise directed by a pedestrian control signal, as provided in section 304.291, pedestrians facing any green signal, except when the sole green signal is a turn arrow, may proceed across the roadway within any marked or unmarked crosswalk.

(2) Steady yellow indication

(a) Vehicular traffic facing a steady yellow signal is thereby warned that the related green movement is being terminated or that a red indication will be exhibited immediately thereafter when vehicular traffic shall not enter the intersection;

(b) Pedestrians facing a steady yellow signal, unless otherwise directed by a pedestrian control signal as provided in section 304.291, are thereby advised that there is insufficient time to cross the roadway before a red indication is shown and no pedestrian shall then start to cross the roadway.

(3) Steady red indication

(a) Vehicular traffic facing a steady red signal alone shall stop before entering the crosswalk on the near side of the intersection at a clearly marked stop line but, if none, then before entering the intersection and shall remain standing until an indication to proceed is shown except as provided in paragraph (b);

(b) The driver of a vehicle which is stopped as close as practicable at the entrance to the crosswalk on the near side of the intersection or, if none, then at the entrance to the intersection in obedience to a red signal, may cautiously enter the intersection to make a right turn but shall yield the right-of-way to pedestrians and other traffic proceeding as directed by the signal at the intersection, except that the state highways and transportation commission with reference to an intersection involving a state highway, and local authorities with reference to an intersection involving other highways under their jurisdiction, may prohibit any such right turn against a red signal at any intersection where safety conditions so require, said prohibition shall be effective when a sign is erected at such intersection giving notice thereof;

(c) **The driver of a vehicle which is in the left-most lane on a one-way street and stopped as close as practicable at the entrance to the crosswalk on the near side of the intersection or, if none, then at the entrance to the intersection in obedience to a red signal, may cautiously enter the intersection to make a left turn onto a one-way street but shall yield the right-of-way to pedestrians and other traffic proceeding as directed by the signal at the intersection, except that the state highways and transportation commission with reference to an intersection involving a state highway, and local authorities with reference to an intersection involving other highways under their jurisdiction, may prohibit any such left turn against a red signal at any intersection where safety conditions so require and such prohibition shall be effective when a sign is erected at such intersection giving notice thereof;**

(d) Unless otherwise directed by a pedestrian control signal as provided in section 304.291, pedestrians facing a steady red signal alone shall not enter the roadway.

(4) In the event an official traffic control signal is erected and maintained at a place other than an intersection, the provision of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking the stop shall be made at the signal.

2. Notwithstanding the provisions of section 304.361, violation of this section is a class C misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 4** was adopted.

Representative Eggleston assumed the Chair.

On motion of Representative Griesheimer, **HCS HB 307, as amended**, was adopted.

On motion of Representative Griesheimer, **HCS HB 307, as amended**, was ordered perfected and printed.

HB 158, relating to meeting fees for certain county bodies, was taken up by Representative Hudson.

On motion of Representative Hudson, the title of **HB 158** was agreed to.

MOTION

Representative Hudson, having voted on the prevailing side, moved that the vote by which the title for **HB 158** was agreed to be reconsidered.

Which motion was adopted by the following vote:

AYES: 142

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Bosley	Bromley	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 67	Stacy	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Aune	Bailey	Boggs	Brown 16	Burton
Cupps	DeGroot	Houx	Lovasco	McDaniel
Morse	Pietzman	Roeber	Schroer	Simmons
Smith 163	Stephens 128	Tate	Toalson Reisch	Veit

VACANCIES: 001

Representative Rowland offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 158, Page 1, In the Title, Line 3, by deleting the words "meeting fees for certain"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland, **House Amendment No. 1** was adopted.

Representative Hudson offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 158, Page 3, Section 64.870, Line 63, by inserting after all of said section and line the following:

"230.205. 1. The alternative county highway commission provided by sections 230.200 to 230.260 shall not become operative in any county unless adopted by a vote of the majority of the voters of the county voting upon the question at an election. All counties of this state which have adopted the alternative county highway commission may abolish it ~~[and return to the county highway commission provided for by sections 230.010 to 230.110]~~ by submitting the question to a vote of the voters of the county in the manner provided by law **or by a vote of the governing body.**

2. Any county which does not adopt the alternative county highway commission provided by sections 230.200 to 230.260, or any county in which ~~[a majority of the voters of the county voting upon the question reject]~~ the alternative county highway commission provided by sections 230.200 to 230.260 **is abolished** shall ~~[retain]~~ **adopt either** the county highway commission provided by sections 230.010 to 230.110 **or the provisions of sections 231.010 to 231.130.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 2** was adopted.

Representative Rowland offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 158, Page 3, Section 64.870, Line 63, by inserting after all of said line the following:

"137.275. Every person who thinks himself aggrieved by the assessment of his property may appeal to the county board of equalization, in person, by attorney or agent, or in writing. Such appeals shall be lodged with the county board of equalization on or before the second Monday in July. **Upon receiving an appeal, the county board of equalization or its representative shall promptly issue a receipt to the person lodging the appeal, confirming that the appeal has been received. If the appeal is lodged in person, such receipt shall be issued immediately. If the appeal is lodged via mail or electronically, such receipt shall be issued within two business days.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland, **House Amendment No. 3** was adopted.

Representative Kidd offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 158, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"49.055. 1. A county commissioner, presiding county commissioner, or county executive in any county of the first classification may be removed by the qualified voters of such county by recall petition in accordance with the procedures under sections 49.055 to 49.057, subject to the following limitations:

- (1) The commissioner shall have held office for at least six months;
- (2) The recall election shall be held at least nine months before the end of the commissioner's term;

and

(3) A recalled commissioner shall not be a candidate to succeed himself or herself at a special election held to fill the vacancy created by the commissioner's recall and shall not be appointed to fill the vacancy.

2. A petition, signed by voters eligible to vote for a successor to the commissioner sought to be removed, that demands the recall of the commissioner may be filed with the county election authority. The petition shall have a number of signatures equal to at least ten percent of the total number of registered voters in such county voting in the last election at which the commissioner was elected. The petition shall contain a statement of the reason recall is sought, which shall not be more than two hundred words in length. The petition for recall shall be filed no later than sixty days after the date of the earliest signature on the petition. A reason for recall may be misconduct in office, incompetence, or failure to perform duties prescribed by law. The signatures to the petition need not all be appended to one page. Each signer to the petition shall add his or her signature; the signer's place of residence, including street and number; and the date signed. One of the signers of each page shall make an oath before an officer competent to administer oaths that the statements made therein are true, as he or she believes, and that each signature to the page appended is the genuine signature of the person whose name it purports to be."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kidd, **House Amendment No. 4** was adopted.

Representative Kalberloh offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 158, Page 3, Section 64.870, Line 63, by inserting after said section and line the following:

"214.160. 1. Under sections 214.140 to 214.180, and as otherwise not prohibited under Article VI, Section 23 of the Constitution of Missouri, the county commission may invest or loan said trust fund or funds in United States government, state, county or municipal bonds, certificates of deposit, first real estate mortgages, or deeds of trust and may utilize investment managers to invest, reinvest, and manage assets, subject to the terms, conditions, and limitations provided in this section and Article IV, Section 15 of the Constitution of Missouri. ~~[They]~~ **When sufficient, the commission** shall use the net income from said trust fund or funds or such investments or so much thereof as is necessary to support and maintain and beautify any public or private cemetery or any particular part thereof which may be designated by the person, persons or firm or association making said gift or bequest. **If the net income from said trust fund or funds is not sufficient to support and maintain and beautify a cemetery, the commission may also use as much of the principal thereof as the commission deems necessary for such purposes.** In maintaining or supporting the cemetery or any particular part or portion thereof the commission shall as nearly as possible follow the expressed wishes of the creator of said trust fund.

2. An investment manager shall discharge his or her duties in the interest of the public or private cemetery and the interest of the person, persons, or firm making the gift or bequest and shall:

(1) Act with the same care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a similar capacity and familiar with those matters would use in the conduct of a similar enterprise with similar aims;

(2) Act with due regard for the management, reputation, and stability of the issuer and the character of the particular investments being considered;

(3) Make investments for the purpose of supporting, maintaining, and beautifying any public or private cemetery or any particular part thereof, which may be designated by the person, persons, or firm or association making said gift or bequest, and of defraying reasonable expenses of investing the assets;

(4) Give appropriate consideration to those facts and circumstances that the investment fiduciary knows or should know are relevant to the particular investment or investment course of action involved, including the role the investment or investment course of action plays in that portion of the investments for which the investment fiduciary has responsibility. For purposes of this subdivision, "appropriate consideration" shall include, but is not limited to, a determination by the investment fiduciary that a particular investment or investment course of action is reasonably designed to further the purposes of supporting, maintaining, and beautifying any public or private cemetery or any

particular part thereof, which may be designated by the person, persons, or firm or association making said gift or bequest, while considering the risk of loss and the opportunity for gain or other return associated with the investment or investment course of action and considering the following factors as they relate to the investment or investment course of action:

- (a) The diversification of the investments;
 - (b) The liquidity and current return of the investments relative to the anticipated cash flow requirements;
- and
- (c) The projected return of the investments relative to the funding objectives; and
- (5) Give appropriate consideration to investments that would enhance the general welfare of this state and its citizens if those investments offer the safety and rate of return comparable to other investments available to the investment fiduciary at the time the investment decision is made.
3. As used in this section, "invest" or "investment" means utilization of moneys in the expectation of future returns in the form of income or capital gain.
- 214.270. As used in sections 214.270 to 214.410, the following terms mean:
- (1) "Agent" or "authorized agent", any person empowered by the cemetery operator to represent the operator in dealing with the general public, including owners of the burial space in the cemetery;
 - (2) "Burial merchandise", a monument, marker, memorial, tombstone, headstone, urn, outer burial container, or similar article ~~[which]~~ **that** may contain specific lettering, shape, color, or design as specified by the purchaser;
 - (3) "Burial space", one or more than one plot, grave, mausoleum, crypt, lawn, surface lawn crypt, niche, or space used or intended for the interment of the human dead;
 - (4) "Cemetery", property restricted in use for the interment of the human dead by formal dedication or reservation by deed but shall not include any of the foregoing held or operated by the state or federal government or any political subdivision thereof, any incorporated city or town, any county, or any religious organization, cemetery association, or fraternal society holding the same for sale solely to members and their immediate families;
 - (5) "Cemetery association", any number of persons who shall have associated themselves by articles of agreement in writing as a not-for-profit association or organization, whether incorporated or unincorporated, formed for the purpose of ownership, preservation, care, maintenance, adornment and administration of a cemetery. Cemetery associations shall be governed by a board of directors. Directors shall serve without compensation;
 - (6) "Cemetery operator" or "operator", any person who owns, controls, operates or manages a cemetery;
 - (7) "Cemetery prearranged contract", any contract with a cemetery or cemetery operator for burial merchandise or burial services covered by sections 214.270 to 214.410 ~~[which]~~ **that** is entered into before the death of the individual for whom the burial merchandise or burial services are intended;
 - (8) "Cemetery service" or "burial service", those services performed by a cemetery owner or operator licensed as an endowed care or nonendowed cemetery including setting a monument or marker, setting a tent, excavating a grave, interment, entombment, inurnment, setting a vault, or other related services within the cemetery;
 - (9) "Columbarium", a building or structure for the inurnment of cremated human remains;
 - (10) "Community mausoleum", a mausoleum containing a substantial area of enclosed space and having either a heating, ventilating, or air conditioning system;
 - (11) "Department", department of commerce and insurance;
 - (12) "Developed acreage", the area ~~[which]~~ **that** has been platted into grave spaces and has been developed with roads, paths, features, or ornamentations and in which burials can be made;
 - (13) "Director", director of the division of professional registration;
 - (14) "Division", division of professional registration;
 - (15) "Endowed care", the maintenance, repair, and care of all burial space subject to the endowment within a cemetery, including any improvements made for the benefit of such burial space. Endowed care shall include the general overhead expenses needed to accomplish such maintenance, repair, care, and improvements. Endowed care shall include the terms perpetual care, permanent care, continual care, eternal care, care of duration, or any like term;
 - (16) "Endowed care cemetery", a cemetery, or a section of a cemetery, ~~[which]~~ **that** represents itself as offering endowed care and ~~[which]~~ **that** complies with the provisions of sections 214.270 to 214.410;
 - (17) "Endowed care fund", "endowed care trust", or "trust", any cash or cash equivalent, to include any income therefrom, impressed with a trust by the terms of any gift, grant, contribution, payment, devise, or bequest to an endowed care cemetery, or its endowed care trust, or funds to be delivered to an endowed care cemetery's trust received pursuant to a contract and accepted by any endowed care cemetery operator or ~~[his]~~ **the operator's** agent. This definition includes the terms endowed care funds, maintenance funds, memorial care funds, perpetual care funds, or any like term;

(18) "Escrow account", an account established in lieu of an endowed care fund as provided under section 214.330 or an account used to hold deposits under section 214.387;

(19) "Escrow agent", an attorney, title company, certified public accountant, or other person authorized by the division to exercise escrow powers under the laws of this state;

(20) "Escrow agreement", an agreement subject to approval by the office between an escrow agent and a cemetery operator or its agent or related party with common ownership[;] to receive and administer payments under cemetery prearranged contracts sold by the cemetery operator;

(21) "Family burial ground", a cemetery in which no burial space is sold to the public and in which interments are restricted to persons related by blood or marriage;

(22) "Fraternal cemetery", a cemetery owned, operated, controlled, or managed by any fraternal organization or auxiliary organizations thereof, in which the sale of burial space is restricted solely to its members and their immediate families;

(23) "Garden mausoleum", a mausoleum without a substantial area of enclosed space and having its crypt and niche fronts open to the atmosphere. Ventilation of the crypts by forced air or otherwise does not constitute a garden mausoleum as a community mausoleum;

(24) "Government cemetery", or "municipal cemetery", a cemetery owned, operated, controlled, or managed by the federal government, the state, or a political subdivision of the state, including a county or municipality or instrumentality thereof;

(25) "Grave" or "plot", a place of ground in a cemetery, used or intended to be used for burial of human remains;

(26) **"Human and pet cemetery", a tract of real estate separate from a cemetery in which both human remains and the remains of creatures other than human may be interred and memorialized at the discretion of the lot holder and subject to the rules of the human and pet cemetery. Burial space in a human and pet cemetery shall have the same meaning as defined in this section but be applicable to pets as well as human dead. A human and pet cemetery shall be treated as a cemetery under sections 214.270 to 214.410 for purposes of licensing and endowed care;**

(27) "Human remains", the body of a deceased person in any state of decomposition, as well as cremated remains;

~~[(27)]~~ (28) "Inurnment", placing an urn containing cremated remains in a burial space;

~~[(28)]~~ (29) "Lawn crypt", a burial vault or other permanent container for a casket ~~[which]~~ **that** is permanently installed below ground prior to the time of the actual interment. A lawn crypt may permit single or multiple interments in a grave space;

~~[(29)]~~ (30) "Mausoleum", a structure or building for the entombment of human remains in crypts;

~~[(30)]~~ (31) "Niche", a space in a columbarium used or intended to be used for inurnment of cremated remains;

~~[(31)]~~ (32) "Nonendowed care cemetery", or "nonendowed cemetery", a cemetery or a section of a cemetery for which no endowed care trust fund has been established in accordance with sections 214.270 to 214.410;

~~[(32)]~~ (33) "Office", the office of endowed care cemeteries within the division of professional registration;

~~[(33)]~~ (34) "Owner of burial space", a person to whom the cemetery operator or ~~[his]~~ **the operator's** authorized agent has transferred the right of use of burial space;

~~[(34)]~~ (35) "Person", an individual, corporation, partnership, joint venture, association, trust, or any other legal entity;

~~[(35)]~~ (36) "Registry", the list of cemeteries maintained in the division office for public review. The division may charge a fee for copies of the registry;

~~[(36)]~~ (37) "Religious cemetery", a cemetery owned, operated, controlled, or managed by any church, convention of churches, religious order, or affiliated auxiliary thereof in which the sale of burial space is restricted solely to its members and their immediate families;

~~[(37)]~~ (38) "Surface lawn crypt", a sealed burial chamber whose lid protrudes above the land surface;

~~[(38)]~~ (39) "Total acreage", the entire tract ~~[which]~~ **that** is dedicated to or reserved for cemetery purposes;

~~[(39)]~~ (40) "Trustee of an endowed care fund", the separate legal entity qualified under section 214.330 appointed as trustee of an endowed care fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kalberloh, **House Amendment No. 5** was adopted.

On motion of Representative Hudson, **HB 158, as amended**, was ordered perfected and printed.

HS HCS HB 441, relating to political subdivisions, was taken up by Representative Falkner.

On motion of Representative Falkner, the title of **HS HCS HB 441** was agreed to.

Representative Falkner offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Substitute for House Committee Substitute for House Bill No. 441, Page 6, Section 67.1421, Line 36, by deleting the word "**twenty-one**" and inserting in lieu thereof the word "**twenty-seven**"; and

Further amend said bill, Page 12, Section 67.1461, Line 64, by inserting after the word "**petition**" the words "**or any amendment**"; and

Further amend said bill and section, Page 14, Line 122, by deleting the phrase "**or professional services**" and inserting in lieu thereof the phrase "**of any improvement to be owned by the community improvement district**"; and

Further amend said bill, Page 15, Section 67.1471, Lines 24–29, by deleting all of said lines; and

Further amend said bill and section, Page 16, Lines 27–33, by deleting all of said lines and inserting in lieu thereof the following:

"5. Upon expiration or termination of a district, the assets of such district shall **either be ~~distributed~~ sold or transferred** in accordance with the plan for dissolution as approved by ordinance. Every effort should be made by the municipality for the assets of the district to be distributed in such a manner so as to benefit the real property which was formerly a part of the district."; and

Further amend said bill, page, and section, Line 37, by deleting the word "**twenty-one**" and inserting in lieu thereof the word "**twenty-seven**"; and

Further amend said bill, Pages 17–18, Section 67.1545, Lines 54–61, by deleting said lines and inserting in lieu thereof the following:

"11. In each district in which a sales tax is imposed under this section, every retailer shall prominently display the rate of the sales tax imposed or increased at the cash register area."; and

Further amend said bill, Page 18, Section 105.145, Line 13, by inserting after the word "period." the words "**A copy of the annual report shall be provided to the municipality in which it is located.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 6** was adopted.

Representative Mayhew offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Substitute for House Committee Substitute for House Bill No. 441, Page 18, Section 67.1545, Line 61, by inserting after all of said section and line the following:

"79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.

2. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

- (1) The board has no authority to set utility rates or to issue bonds;**
- (2) The person resides within five miles of the city limits;**
- (3) The person owns real property or a business in the city;**
- (4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and**
- (5) The person has no pecuniary interest in, and is not a board member of, any utility company that offers the same type of service as a utility managed by the board.";** and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 7** was adopted.

Representative McGaugh offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Substitute for House Committee Substitute for House Bill No. 441, Page 3, Section 49.266, Line 22, by inserting after all of said line the following:

"50.815. 1. On or before the first Monday in March of each year, the county commission of each county of the first ~~[class not having a charter form of government]~~, second, third, or fourth classification shall, with the assistance of the county clerk or other officer responsible for the preparation of the financial statement, prepare and publish in some newspaper of general circulation published in the county, as provided under section 493.050, a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

- (1) A summary of the receipts of each fund of the county for the year;**
- (2) A summary of the disbursements and transfers of each fund of the county for the year;**
- (3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;**
- (4) A summary of delinquent taxes and other due bills for each fund of the county;**
- (5) A summary of warrants of each fund of the county outstanding at the end of the year;**
- (6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county; ~~and~~**

(7) A statement of the tax levies of each fund of the county for the year; and

(8) The name, office, and current gross annual salary of each elected or appointed county official whose salary is set by the county salary commission.

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees except to comply with subdivision (8) of subsection 2 of this section, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other information which are not specifically required to be retained by the officer having initial charge thereof ~~[and which would be required to be~~

~~included in or to construct a financial statement in the form prescribed for other counties by section 50.800]~~ shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 **of this section** in the office of the county clerk~~], and].~~ The county clerk **or other officer responsible for the preparation of the financial statement** shall preserve the same, **shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data,** and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his **or her** office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

We _____, _____, and _____, duly elected commissioners of the county commission of _____ County, Missouri, and I, _____, county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, ~~[49]~~ **20** _____, and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.)
Exceptions: the above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers _____.

Date _____

Commissioners, County Commission

County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his **or her** bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the division of corrections for a term of not less than two years nor more than five years.

~~[6. The provisions of sections 50.800 and 50.810 do not apply to counties of the first class not having a charter form of government, except as provided in subsection 3 of this section.]~~

50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission.

As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement. The county commission shall ~~[not]~~ pay the publisher ~~[until]~~ **upon the filing of** proof of publication ~~[is filed]~~ with the commission ~~[and]~~. **After verification,** the state auditor ~~[notifies]~~ **shall notify** the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be ~~[pasted on]~~ **placed in** the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed. ~~[Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable therefor on his official bond.]~~

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall ~~[mail]~~ **provide** the same to the county clerk of each county of the first ~~[class not having a charter form of government]~~, **second, third, or fourth classification** in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails, neglects, or refuses to comply with the provisions of this section or section 50.815 ~~[he]~~, **the county officer** shall, in addition to other penalties provided by law, be liable on his ~~or her~~ official bond for dereliction of duty."; and

Further amend said bill, Page 29, Section 610.021, Line 118, by inserting after all of said line the following:

~~"[50.800. 1. On or before the first Monday in March of each year, the county-~~
~~commission of each county of the second, third, or fourth class shall prepare and publish~~
~~in some newspaper as provided for in section 493.050, if there is one, and if not by~~
~~notices posted in at least ten places in the county, a detailed financial statement of the~~
~~county for the year ending December thirty first, preceding.~~
~~2. The statement shall show the bonded debt of the county, if any, kind of bonds, date of~~
~~maturity, interest rate, rate of taxation levied for interest and sinking fund and authority~~
~~for the levy, the total amount of interest and sinking fund that has been collected and~~
~~interest and sinking fund on hand in cash.~~
~~3. The statement shall also show separately the total amount of the county and township~~
~~school funds on hand and loaned out, the amount of penalties, fines, levies, utilities,~~
~~forfeitures, and any other taxes collected and disbursed or expended during the year and~~
~~turned into the permanent school fund, the name of each person who has a loan from the~~
~~permanent school fund, whether county or township, the amount of the loan, date loan~~
~~was made and date of maturity, description of the security for the loan, amount, if any, of~~
~~delinquent interest on each loan.~~
~~4. The statement shall show the total valuation of the county for purposes of taxation, the~~
~~highest rate of taxation the constitution permits the county commission to levy for~~
~~purposes of county revenue, the rate levied by the county commission for the year~~
~~covered by the statement, division of the rate levied among the several funds and total~~
~~amount of delinquent taxes for all years as of December thirty first.~~
~~5. The statement shall show receipts or revenues into each and every fund separately.~~
~~Each fund shall show the beginning balance of each fund; each source of revenue; the~~
~~total amount received from each source of revenue; the total amount available in each~~
~~fund; the total amount of disbursements or expenditures from each fund and the ending~~
~~balance of each fund as of December thirty first. The total receipts or revenues for the~~
~~year into all funds shall be shown in the recapitulation. In counties with the township~~
~~form of government, each township shall be considered a fund pursuant to this~~
~~subsection.~~
~~6. Total disbursements or expenditures shall be shown for warrants issued in each~~
~~category contained in the forms developed or approved by the state auditor pursuant to~~
~~section 50.745. Total amount of warrants, person or vendor to whom issued and purpose~~
~~for which issued shall be shown except as herein provided. Under a separate heading in~~
~~each fund the statements shall show what warrants are outstanding and unpaid for the~~
~~lack of funds on that date with appropriate balance or overdraft in each fund as the case~~
~~may be.~~
~~7. Warrants issued to pay for the service of election judges and clerks of elections shall~~
~~be in the following form:~~
~~Names of judges and clerks of elections at \$ _____ per day (listing the~~
~~names run in and not listing each name by lines, and at the end of the~~
~~list of names giving the total of the amount of all the warrants issued~~
~~for such election services).~~

8. Warrants issued to pay for the service of jurors shall be in the following form:
Names of jurors at \$ _____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election service).
9. Warrants to Internal Revenue Service for Social Security and withholding taxes shall be brought into one call.
10. Warrants to the director of revenue of Missouri for withholding taxes shall be brought into one call.
11. Warrants to the division of employment security shall be brought into one call.
12. Warrants to Missouri local government employees' retirement system or other retirement funds for each office shall be brought into one call.
13. Warrants for utilities such as gas, water, lights and power shall be brought into one call except that the total shall be shown for each vendor.
14. Warrants issued to each telephone company shall be brought into one call for each office in the following form:
(Name of Telephone Company for _____ office and total amount of warrants issued).
15. Warrants issued to the postmaster for postage shall be brought into one call for each office in the following form:
(Postmaster for _____ office and total amount of warrants issued).
16. Disbursements or expenditures by road districts shall show the warrants, if warrants have been issued in the same manner as provided for in subsection 5 of this section. If money has been disbursed or expended by overseers the financial statement shall show the total paid by the overseer to each person for the year, and the purpose of each payment. Receipts or revenues into the county distributive school fund shall be listed in detail, disbursements or expenditures shall be listed and the amount of each disbursement or expenditure. If any taxes have been levied by virtue of Section 12(a) of Article X of the Constitution of Missouri the financial statement shall contain the following:
By virtue and authority of the discretionary power conferred upon the county commissions of the several counties of this state to levy a tax of not to exceed 35 cents on the \$100 assessed valuation the county commission of _____ County did for the year covered by this report levy a tax rate of _____ cents on the \$100 assessed valuation which said tax amounted to \$ _____ and was disbursed or expended as follows:-

The statement shall show how the money was disbursed or expended and if any part of the sum has not been accounted for in detail under some previous appropriate heading the portion not previously accounted for shall be shown in detail.

17. At the end of the statement the person designated by the county commission to prepare the financial statement herein required shall append the following certificate:
I, _____, the duly authorized agent appointed by the county commission of _____ County, state of Missouri, to prepare for publication the financial statement as required by section 50.800, RSMo, hereby certify that I have diligently checked the records of the county and that the above and foregoing is a complete and correct statement of every item of information required in section 50.800, RSMo, for the year ending December 31, _____, and especially have I checked every receipt from every source whatsoever and every disbursement or expenditure of every kind and to whom and for what each such disbursement or expenditure was made and that each receipt or revenue and disbursement or expenditure is accurately shown. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: The above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following

officer or officers. The person designated to prepare the financial statement shall give in detail any incomplete data called for by this section.

Date _____

Officer designated by county commission to prepare financial statement required by section 50.800, RSMo.

Or if no one has been designated said statement having been prepared by the county clerk, signature shall be in the following form:

Clerk of the county commission and ex officio officer designated to prepare financial statement required by section 50.800, RSMo.

18. Any person falsely certifying to any fact covered by the certificate is liable on his bond and upon conviction of falsely certifying to any fact covered by the certificate is guilty of a misdemeanor and punishable by a fine of not less than two hundred dollars or more than one thousand dollars or by imprisonment in the county jail for not less than thirty days nor more than six months or by both fine and imprisonment. Any person charged with the responsibility of preparing the financial report who willfully or knowingly makes a false report of any record, is, in addition to the penalty otherwise provided for in this law, deemed guilty of a felony and upon conviction shall be sentenced to the penitentiary for not less than two years nor more than five years.]

[50.810. 1. The statement shall be printed in not less than 8 point type, but not more than the smallest point type over 8 point type available and in the standard column width measure that will take the least space. The publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. The county commission shall not pay the publisher until proof of publication is filed with the commission and shall not pay the person designated to prepare the statement for the preparation of the copy for the statement until the state auditor notifies the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement that may be pasted on the record. The publisher shall itemize the cost of publishing said statement by column inch as properly chargeable to the several funds and shall submit such costs for payment to the county commission. The county commission shall pay out of each fund in the proportion that each item bears to the total cost of publishing said statement and shall issue warrants therefor; provided any part not properly chargeable to any specific fund shall be paid from the county general revenue fund.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any commissioner of any county commission until notice is received from the state auditor that the required proof of publication has been filed. Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable on his official bond therefor.

4. The state auditor shall prepare sample forms for financial statements and shall mail the same to the county clerks of the several counties in this state. If the county commission employs any person other than a bonded county officer to prepare the financial statement the county commission shall require such person to give bond with good and sufficient sureties in the penal sum of one thousand dollars for the faithful performance of his duty. If any county officer or other person employed to prepare the financial statement herein provided for shall fail, neglect, or refuse to, in any manner, comply with the provisions of this law he shall, in addition to other penalties herein provided, be liable on his official bond for dereliction of duty.]; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 8** was adopted.

On motion of Representative Falkner, **HS HCS HB 441, as amended**, was adopted.

On motion of Representative Falkner, **HS HCS HB 441, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 098

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bosley
Brown 16	Brown 27	Burger	Burnett	Burton
Busick	Butz	Clemens	Coleman 32	Collins
Davidson	Derges	Dinkins	Doll	Ellebracht
Evans	Falkner	Fishel	Fogle	Francis
Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Knight	Mackey	Mayhew	McGaugh
McGill	Merideth	Mosley	Nurrenbern	O'Donnell
Owen	Patterson	Person	Pike	Plocher
Pollitt 52	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Riggs	Riley
Rogers	Rowland	Ruth	Sassmann	Sauls
Sharp 36	Sharpe 4	Shields	Smith 155	Smith 67
Stephens 128	Stevens 46	Tate	Terry	Thompson
Turnbaugh	Unsicker	Van Schoiack	Walsh Moore 93	Weber
Windham	Wright	Young		

NOES: 048

Appelbaum	Baker	Billington	Boggs	Bromley
Brown 70	Buchheit-Courtway	Chipman	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davis	Deaton
Eggleston	Fitzwater	Grier	Hill	Kelley 127
Kelly 141	Lewis 25	Lewis 6	McCreery	Phifer
Pollock 123	Richey	Roberts	Roden	Rone
Sander	Schnelting	Schroer	Schwadron	Seitz
Shaul	Smith 163	Stacy	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Wallingford	Walsh 50
West	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

DeGroot	Dogan	Gray	Griesheimer	Hicks
Ingle	Kidd	Lovasco	McDaniel	Morse
Murphy	Perkins	Pietzman	Roeber	Simmons
Veit				

VACANCIES: 001

THIRD READING OF SENATE BILLS

SB 189, relating to a Negro Leagues Baseball Museum special license plate, was taken up by Representative Sharp (36).

On motion of Representative Sharp (36), the title of **SB 189** was agreed to.

On motion of Representative Sharp (36), **SB 189** was truly agreed to and finally passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Mosley
Murphy	Nurrenbern	Owen	Patterson	Person
Phifer	Pike	Plocher	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Baringer	DeGroot	Francis	Hicks	Ingle
McDaniel	Morse	O'Donnell	Perkins	Pietzman
Pollitt 52	Roerber	Veit		

VACANCIES: 001

Representative Eggleston declared the bill passed.

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Wiemann.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 017

Atchison	Bailey	Basye	Busick	Cook
Cupps	Davis	Haffner	Hardwick	Kelly 141
McGill	Pollock 123	Richey	Shields	Smith 155
Taylor 139	Walsh 50			

NOES: 000

PRESENT: 084

Anderson	Andrews	Appelbaum	Aune	Baker
Billington	Boggs	Bromley	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Coleman 32
Davidson	Deaton	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fogle	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Gunby	Haley	Hannegan	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Johnson	Knight	Lewis 25	Lewis 6	Mayhew
McCreery	Murphy	O'Donnell	Pike	Plocher
Pollitt 52	Porter	Pouche	Proudie	Railsback
Reedy	Riley	Roberts	Roden	Rogers
Ruth	Sander	Sassmann	Schnelting	Schroer
Seitz	Sharpe 4	Shaul	Smith 163	Smith 67
Stacy	Taylor 48	Terry	Thomas	Thompson
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Weber
West	Wiemann	Windham	Young	

ABSENT WITH LEAVE: 061

Adams	Aldridge	Bangert	Baringer	Barnes
Black 137	Black 7	Bland Manlove	Bosley	Brown 16
Brown 27	Chipman	Christofanelli	Clemens	Coleman 97
Collins	Copeland	DeGroot	Derges	Fitzwater
Francis	Griffith	Haden	Hicks	Ingle
Kalberloh	Kelley 127	Kidd	Lovasco	Mackey
McDaniel	McGaugh	Merideth	Morse	Mosley
Nurrenbern	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Price IV	Quade	Riggs
Roeber	Rone	Rowland	Sauls	Schwadron

Sharp 36
Toalson Reisch
Mr. Speaker

Simmons
Trent

Stephens 128
Veit

Stevens 46
Walsh Moore 93

Tate
Wright

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HB 37, HCS HB 217, HB 451, HB 461, HCS HB 494, HCS HB 499, HCS HB 541, HCS HB 549, HCS HBs 647 & 841, HB 652, HB 750, and HCS HB 842 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 439, relating to school district teaching permits, was taken up by Representative Davidson.

Representative Davidson moved that the title of **HCS HB 439** be agreed to.

Representative Davidson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 439, Page 1, In the Title, Line 3, by deleting the words "school district teaching permits" and inserting in lieu thereof the words "authorization to teach in public schools"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 1** was adopted.

Representative Davidson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 439, Page 7, Section 168.029, Lines 36–37, by deleting said lines and inserting in lieu thereof the following:

"tenure act in sections 168.102 to 168.130, and the public school retirement systems created in sections 169.010 to 169.141, 169.270 to 169.400, and 169.410 to 169.540."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 2** was adopted.

Representative Lewis (6) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 439, Page 7, Section 168.029, Line 37, by inserting after said section and line the following:

"168.036. 1. In addition to granting certificates of license to teach in public schools of the state as provided in section 168.021, the state board of education shall grant substitute teacher certificates as provided in this section to any individual seeking to substitute teach in any public school in this state.

2. (1) The state board shall not grant a certificate of license to teach under this section to any individual who has not completed a background check as described in section 168.133.

(2) A background check conducted under this subsection shall be valid for four years for purposes of the certificate granted under this section and shall be transferrable from one school district to another district except as provided in subdivision (3) of this subsection.

(3) A school district employing a substitute teacher who has a certificate granted under this section may require the teacher to complete the background check annually. A school district may require the background check required in this section for a newly hired substitute teacher to be conducted at the teacher's expense.

(4) The state board may refuse to issue or renew, suspend, or revoke any certificate sought or issued under this section in the same manner and for the same reasons as provided in section 168.071.

3. The state board may grant a certificate under this section to any individual who has completed the background check required in this section and who has completed:

(1) At least thirty-six semester hours at an accredited institution of higher education and the orientation required in subsection 6 of this section; or

(2) The twenty-hour online training program required in this section and who possesses a high school diploma or the equivalent thereof.

4. The state board may grant a certificate under this section to any highly qualified individual with expertise in a technical or business field or with experience in the Armed Forces of the United States who has completed the background check required in this section but does not meet any of the qualifications in subdivision (1) or (2) of subsection 3 of this section if the superintendent of the school district sponsors such individual and the school board of the school district in which the individual seeks to substitute teach votes to approve such individual to substitute teach.

5. (1) An individual to whom the state board grants a certificate under this section may be a substitute teacher in any public school in the state if a school district superintendent, school district assistant superintendent, or public school principal in this state agrees to employ the individual as a substitute teacher.

(2) No individual to whom the state board grants a certificate under this section and who is under twenty years of age shall be a substitute teacher in grades nine to twelve.

6. An individual to whom the state board grants a certificate under this section shall complete an orientation developed and offered by the school district for which the individual originally teaches. The orientation for such individual shall contain at least two hours of subjects appropriate for substitute teachers and shall contain instruction on the school district's best practices for classroom management. Such orientation completed in any school district may be accepted by any subsequent district in which the individual substitute teaches. A subsequent school district may require the individual to complete a separate and distinct local orientation for the particular school district before the individual may substitute teach in the subsequent school district.

7. A certificate granted under this section shall be valid for four years. A certificate granted under this section shall expire at the end of any calendar year in which the individual fails to substitute teach for at least five days or forty hours of in-seat instruction.

8. The department of elementary and secondary education shall develop an online training program for individuals granted a certificate under subdivision (2) of subsection 3 of this section. The training program shall consist of twenty hours of training related to subjects appropriate for substitute teachers as determined by the department. A substitute teacher shall complete an orientation for substitute teachers provided by the school district in which the substitute teacher teaches.

9. Any individual possessing a valid certificate of license to teach granted by the state board shall be deemed to be a substitute teacher under this section if the individual has completed a background check as required in this section.

10. The state board may exercise the board's authority as provided in chapter 161 to promulgate all necessary rules and regulations necessary for the administration of this section.

168.133. 1. As used in this section, "screened volunteer" shall mean any person who assists a school by providing uncompensated service and who may periodically be left alone with students. The school district shall ensure that a criminal background check is conducted for all screened volunteers, who shall complete the criminal background check prior to being left alone with a student. Screened volunteers include, but are not limited to, persons who regularly assist in the office or library, mentor or tutor students, coach or supervise a school-sponsored activity before or after school, or chaperone students on an overnight trip. Screened volunteers ~~may only~~ **shall** access student education records **only** when necessary to assist the district and while supervised by staff members. Volunteers ~~that~~ **who** are not screened shall not be left alone with a student or have access to student records.

2. The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. Such persons include, but are not limited to, administrators, teachers, **substitute teachers**, aides, paraprofessionals, assistants, secretaries, custodians, cooks, screened volunteers, and nurses. The school district shall also ensure that a criminal background check is conducted for school bus drivers. The district may allow such drivers to operate buses pending the result of the criminal background check. For bus drivers, the school district shall be responsible for conducting the criminal background check on drivers employed by the school district. For drivers employed by a pupil transportation company under contract with the school district, the criminal background check shall be conducted pursuant to section 43.540 and conform to the requirements established in the National Child Protection Act of 1993, as amended by the Volunteers for Children Act. Personnel who have successfully undergone a criminal background check and a check of the family care safety registry as part of the professional license application process under section 168.021 and who have received clearance on the checks within one prior year of employment shall be considered to have completed the background check requirement. A criminal background check under this section shall include a search of any information publicly available in an electronic format through a public index or single case display.

3. In order to facilitate the criminal history background check, the applicant shall submit a set of fingerprints collected pursuant to standards determined by the Missouri highway patrol. The fingerprints shall be used by the highway patrol to search the criminal history repository and shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

4. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when ~~he or she~~ **the applicant** applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

5. **For each school district that is not enrolled in the Missouri Rap Back program under chapter 43,** the department of elementary and secondary education shall facilitate an annual check of employed persons holding current active certificates under ~~section~~ **sections 168.021 and 168.036** against criminal history records in the central repository under section 43.530, the sexual offender registry under sections 589.400 to 589.426, and child abuse central registry under sections 210.109 to 210.183. The department of elementary and secondary education shall facilitate procedures for school districts to submit personnel information annually for persons employed by the school districts who do not hold a current valid certificate who are required by subsection 1 of this section to undergo a criminal background check, sexual offender registry check, and child abuse central registry check. The Missouri state highway patrol shall provide ongoing electronic updates to criminal history background checks of those persons previously submitted, both those who have an active certificate and those who do not have an active certificate, by the department of elementary and secondary education. This shall fulfill the annual check against the criminal history records in the central repository under section 43.530.

6. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530.

7. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to ~~section~~ **sections 168.021 and 168.036** has pled guilty or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

8. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

9. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

10. A criminal background check and fingerprint collection conducted under subsections 1 to 3 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A school district may, in its discretion, conduct a new criminal background check and fingerprint collection under subsections 1 to 3 **of this section** for a newly hired employee at the district's expense. A teacher's change in type of certification shall have no effect on the transferability or validity of such records.

11. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

12. **Beginning on January 1, 2022, any substitute teacher may, at the time such substitute teacher submits the fingerprints and information required for the Missouri criminal record review under subsections 2 and 3 of this section, designate up to five school districts to which the results of the substitute teacher's criminal history background check and fingerprint collection shall be disseminated. The substitute teacher shall pay an additional five-dollar fee for such records to be disseminated to the second and third school districts and an additional five-dollar fee for such records to be disseminated to the fourth and fifth school districts.**

13. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (6), **House Amendment No. 3** was adopted.

Representative Hardwick offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 439, Page 7, Section 168.029, Line 23, by deleting the word "**twenty-five**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 4** was adopted.

Representative Pollitt (52) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 439, Page 6, Section 168.029, Line 10, by deleting the words "**an associate's**" and inserting in lieu thereof the words "**a bachelor's**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative O'Donnell assumed the Chair.

On motion of Representative Pollitt (52), **House Amendment No. 5** was adopted.

Representative Shields offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 439, Page 6, Section 168.029, Lines 10–11, by deleting said lines and inserting in lieu thereof the following:

- "(a) Attainment of an associate's degree;
- (b) Participation in professional development in lesson planning and classroom management;
- (c) Participation in a mentorship program for the permitted teacher; and
- (d) Completion of a background check as required in section 168.133.

The policy described in this subdivision must be submitted to the Department of Elementary and Secondary Education. The policy described in this subdivision is not subject to approval or disapproval by the Department of Elementary and Secondary Education."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 6** was adopted.

HCS HB 439, as amended, was laid over.

PERFECTION OF HOUSE BILLS

HCS HBs 848, 617 & 822, relating to daylight saving time, was taken up by Representative Sander.

On motion of Representative Sander, the title of **HCS HBs 848, 617 & 822** was agreed to.

On motion of Representative Sander, **HCS HBs 848, 617 & 822** was adopted.

On motion of Representative Sander, **HCS HBs 848, 617 & 822** was ordered perfected and printed.

HCS HB 849, relating to historic buildings, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HCS HB 849** was agreed to.

On motion of Representative Griffith, **HCS HB 849** was adopted.

On motion of Representative Griffith, **HCS HB 849** was ordered perfected and printed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 345** entitled:

An act to repeal sections 435.415 and 537.065, RSMo, and to enact in lieu thereof two new sections relating to civil actions.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 137 - Fiscal Review
HCS HB 320 - Fiscal Review
SS HB 345 - Fiscal Review
HCS HB 402 - Fiscal Review
HCS HB 512 - Fiscal Review
HCS HB 553 - Fiscal Review
HB 920 - Fiscal Review
HB 1426 - Professional Registration and Licensing

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCS SCR 3 - Special Committee on Urban Issues

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 4 - Public Safety
SB 29 - Insurance
SCS SB 40 - Emerging Issues
SS SB 46 - Emerging Issues
SS SB 63 - Veterans
SS SB 89 - Transportation
SS SCS SB 106 - Financial Institutions
SS SCS SB 108 - Utilities
SS SCS SB 120 - Veterans
SS#2 SCS SB 262 - Transportation
SS SB 283 - General Laws
SB 303 - Workforce Development

SS SB 327 - Emerging Issues
SB 330 - Professional Registration and Licensing
SS SB 333 - Emerging Issues

COMMITTEE REPORTS

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1276**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (4): Coleman (97), Hannegan, Patterson and Shields

Noes (0)

Absent (6): Bailey, Dogan, Ingle, Pietzman, Unsicker and Young

*Ex-officio members were present to establish a quorum.

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1335**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Patterson and Sauls

Noes (0)

Absent (3): Mosley, Richey and Taylor (139)

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 95**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Schnelting, Schroer, Schwadron, Trent and Weber

Noes (0)

Absent (2): Ruth and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 671**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Schnelting, Schroer, Schwadron, Trent and Weber

Noes (0)

Absent (2): Ruth and Sharp (36)

Committee on Insurance, Chairman Hill reporting:

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 240**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Butz, Davidson, Ellebracht, Hill, Johnson, Murphy, Porter, Simmons and West

Noes (0)

Absent (4): Atchison, Pollock (123), Sauls and Tate

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 86**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 291 & 286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 544**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 605**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 606**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 626**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 662**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 760**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 851**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 930**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 971**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1023**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (1): Rogers

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1111**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (3): Bailey, Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1217**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1238**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1239**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (1): Rogers

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1291**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1306**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1413**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1437**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 22**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Bailey and Proudie

The following member's presence was noted: DeGroot.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, April 15, 2021.

COMMITTEE HEARINGS

ECONOMIC DEVELOPMENT

Thursday, April 15, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 365

Executive session may be held on any matter referred to the committee.

ETHICS

Thursday, April 15, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 16, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Monday, April 19, 2021, 12:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FISCAL REVIEW

Thursday, April 15, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER second quarter meeting.

LEGISLATIVE REVIEW

Thursday, April 15, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HCS HB 876

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 607, HB 1336

Executive session may be held on any matter referred to the committee.

Removed HB 1365 and added HB 1336.

AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM

Thursday, April 15, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1358

Executive session will be held: HB 900

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, April 19, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SCS SCR 3

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-FOURTH DAY, THURSDAY, APRIL 15, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner
HJR 47 - Bailey
HJR 13 - Coleman (32)
HJR 17 - Kidd
HCS HJR 24 - Hardwick
HJR 43 - Hill
HJR 60 - Hill
HCS HJR 22 - Eggleston
HJR 49 - Simmons
HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 21 - Smith (163)

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067 - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HCS HB 835 - Haffner
HB 1061 - Eggleston
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 160 - Veit
HCS HB 242 - Porter
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HB 338 - Mayhew
HB 352 - Henderson
HB 353 - Henderson
HCS HBs 359 & 634 - Baker
HB 381 - McGaugh
HB 390 - Griffith

HB 396 - Richey
HCS HB 443 - Kalberloh
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 734 - O'Donnell
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HCS HB 814 - O'Donnell
HCS HB 839 - Copeland
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HCS HBs 928 & 927 - Thompson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1010 - Boggs
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs
HCS HB 1204 - Hardwick
HCS HB 1212 - Francis
HB 1345 - Cupps

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 782 - Trent
HB 316 - Toalson Reisch

HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent
HB 259, (Legislative Review 4/13/21) - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439, as amended - Davidson
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 494 - Hurlbert
HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent

HOUSE BILLS FOR THIRD READING

HB 570 - Basye
HB 507 - Rone
HCS HB 162, (Fiscal Review 4/13/21) - Veit
HCS HB 944 - Reedy
HB 1069 - Evans
HCS HB 475 - Grier
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HB 317 - Toalson Reisch

HB 253, (Fiscal Review 4/13/21) - Fishel
HB 313 - Bromley
HCS HB 589 - Knight
HCS HB 29 - Walsh (50)
HCS HBs 165 & 196 - Richey
HB 1070 - Hudson
HCS HB 512, (Fiscal Review 4/14/21) - Lovasco
HCS HB 66 - Pike
HB 261 - Black (137)
HCS HB 689 - Shields
HCS HB 137, (Fiscal Review 4/14/21), E.C. - Richey
HCS HB 402, (Fiscal Review 4/14/21) - Mosley
HCS HB 320, (Fiscal Review 4/14/21) - Fitzwater
HCS HB 825 - Schwadron
HCS HB 394 - Reedy
HB 177 - Ellebracht
HCS HB 1030 - Taylor (139)
HCS HB 553, (Fiscal Review 4/14/21) - Hicks
HCS HB 556 - Eggleston
HB 920, (Fiscal Review 4/14/21) - Baker
HCS HB 27 - Walsh (50)
HCS HB 649 - Shaul

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HB 500 - Schroer
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26, (Fiscal Review 4/12/21) - Schroer
SB 37 - Knight
SS SB 22 - Grier

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTY-FOURTH DAY, THURSDAY, APRIL 15, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

In Him we live and move and have our being. (Acts 17:28)

Ancient and Eternal God, who is the life of our spirits, the law of our minds, and the love of our hearts, with simple trust we draw near to You, opening our lives to Your renewing presence. Strengthened with power from Your Spirit in the inner self, may we launch out into this new day sustained by an unfaltering faith which holds us up and supported by an unfailing vision which will carry us through with honor and dignity to ourselves, to our state, to this chamber, and to You.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Sophie Ingle, Salvatore Miceli, and Greta Medbery.

The Journal of the fifty-third day was approved as printed.

Speaker Vescovo laid before the House the following communication from Representative Roeber, which was read:

April 13, 2021

Representative Rick Roeber
MO House of Representatives
201 West Capitol Avenue
Room 407-C
Jefferson City MO 65101

Speaker Rob Vescovo
MO House of Representatives
201 West Capitol Avenue
Room 308
Jefferson City MO 65101

Gentleman,

It is with mixed feelings I offer my resignation as the State Representative for the 34th District. My tenure will end at 11:59 PM on April 16th, 2021.

It has become necessary for me and my soon to be wife to relocate out-of-state to be closer to our extended families. In addition to my fiancé's children and grandchildren, my mother is in a Memory Care unit in the state where we are moving. It is expedient and paramount that I be close to my mother and my brother and his family as she is in her waning years. My fiancé and I are planning a wedding soon and will be moving shortly after.

When I announced my candidacy in August of 2019, most thought Governor Parson would call a special election for my late wife's seat. I had no desire other than serving one legislative year to work on a highway bill that would memorialize Representative Roeber, and to vote on some school choice bills. (The former seems to be in process and the latter became reality as the House passed ESAs and also Open Enrollment.) Unfortunately, a special election was never called so I was compelled to run for a two year term. So, after one legislative session, I have done what I set out to do in the Missouri Legislature in 2021.

Thank you for this incredible opportunity to serve in the People's House during the 2021 legislative session. My desire was to only continue Representative Rebecca Roeber's legacy regarding school choice and to memorialize her legacy. I hope that I have accomplished these by my efforts this year.

Respectively,

/s/ Representative Rick Roeber

Speaker Vescovo stated that the resignation would be accepted unless objections were made.

Representative Fitzwater raised an objection to the acceptance of the resignation and moved that the acceptance be postponed until such time that the recommendation of the Committee on Ethics is considered by the House of Representatives.

Which motion was adopted by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer

Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Bosley	DeGroot	Griesheimer	Morse
Pietzman	Price IV	Roeber	Smith 155	

VACANCIES: 001

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 21, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Elementary and Secondary Education, Department of Mental Health, Department of Health and Senior Services, Department of Social Services, State Treasurer, and the Office of the State Public Defender and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 21** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 21, Page 9, Section 21.2205, Line 8, by inserting immediately thereafter the following:

"Section 21.2206. To the Department of Social Services
The Department shall direct deposits of moneys from the federal government that accrue to the State from Section 9814 of the American Rescue Plan Act of 2021 as a result of implementation of Section 36(c) of Article IV of the Missouri Constitution into the Medicaid Stabilization Fund."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Van Schojack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	McCreery
Merideth	Mosley	Nurrenbern	Person	Phiher
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 017

Bosley	Grier	Hovis	Lovasco	Mackey
McDaniel	Morse	Pietzman	Price IV	Proudie
Quade	Roden	Roeber	Schnelting	Smith 155
Trent	Windham			

VACANCIES: 001

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Unsicker:

AYES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Proudie	Quade
Riggs	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

NOES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McGaugh	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 009

Hovis	Lovasco	McDaniel	Morse	Pietzman
Price IV	Roeber	Smith 155	Windham	

VACANCIES: 001

Representative Lewis (25) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 21, Page 7, Section 21.390, Line 4, by deleting "500,000,000" and inserting "370,585,546"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Smith 67	Stevens 46	Terry	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 012

Ingle	McDaniel	Morse	Pietzman	Porter
Price IV	Roerber	Sharp 36	Smith 155	Toalson Reisch
Turnbaugh	Windham			

VACANCIES: 001

Representative Lewis (25) moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lewis (25):

AYES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Unsicker	Walsh Moore 93	Weber	Wright
Young				

NOES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	McDaniel	Morse	Pietzman	Price IV
Roeber	Smith 155	Toalson Reisch	Turnbaugh	Windham

VACANCIES: 001

Representative Collins offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 21, Page 7, Section 21.380, Line 5, by deleting "25,000,000" and inserting "24,500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Amendment No. 3 was withdrawn.

Representative Walsh (50) raised a point of order that a member was in violation of Rule 84.

The Chair reminded members to avoid personality and derogatory comments.

Representative Fitzwater raised a point of order that a member was in violation of Rule 84.

The Chair advised members to avoid personality and derogatory comments.

The Chair again directed members to avoid personality and derogatory comments.

Speaker Pro Tem Wiemann assumed the Chair.

Representative Merideth offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 21, Page 1, In the Title, Line 3, by inserting immediately after the word "Education," the following:

"Department of Transportation,"; and

Further amend said bill, Page 2, Section 21.020, Line 6, by inserting immediately thereafter the following:

“Section 21.025. To the Department of Transportation
For the implementation of department-wide retention compensation strategies

From Multimodal Operations Federal Fund (0126).....	\$2,520
From Department of Transportation - Highway Safety Fund (0149).....	3,248
From State Road Fund (0320).....	3,297,102
From Railroad Expense Fund (0659).....	3,837
From State Transportation Fund (0675).....	1,241
From Aviation Trust Fund (0952).....	<u>3,984</u>
Total.....	\$3,311,932

Section 21.026. To the Department of Transportation
For fringe benefits associated with the implementation of department-wide retention compensation strategies

From Multimodal Operations Federal Fund (0126)	\$1,462
From Department of Transportation - Highway Safety Fund (0149)	1,884
From State Road Fund (0320)	1,912,616
From Railroad Expense Fund (0659)	2,225
From State Transportation Fund (0675)	720
From Aviation Trust Fund (0952).....	<u>2,311</u>
Total.....	\$1,921,218”; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Amendment No. 4 was withdrawn.

On motion of Representative Smith (163), **HCS HB 21** was adopted.

On motion of Representative Smith (163), **HCS HB 21** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 439, as amended, relating to authorization to teach in public schools, was taken up by Representative Davidson.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sauls	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 012

Derges	McDaniel	Merideth	Morse	Pietzman
Roden	Roeber	Rowland	Schroer	Sharp 36
Smith 155	Smith 163			

VACANCIES: 001

On motion of Representative Davidson, **HCS HB 439, as amended**, was adopted.

On motion of Representative Davidson, **HCS HB 439, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 137**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (1): Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 162**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 320**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 402**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 553**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 920**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

THIRD READING OF HOUSE BILLS

HB 570, HB 507, HCS HB 162, HCS HB 944, HB 1069, HCS HB 475, HCS HB 922, HB 317, HB 253, HB 313, HCS HB 589, HCS HB 29, HCS HBs 165 & 196, HB 1070, HCS HB 512, HCS HB 66, HB 261, HCS HB 689, HCS HB 137, HCS HB 402, HCS HB 320, HCS HB 825, HCS HB 394, HB 177, HCS HB 1030, HCS HB 553, HCS HB 556, HB 920, HCS HB 27, and HCS HB 649 were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 1069, relating to offenses committed against a body of the general assembly, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1069** was read the third time and passed by the following vote:

1658 *Journal of the House*

AYES: 112

Anderson	Andrews	Atchison	Bailey	Baker
Bangert	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davidson	Deaton
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	Wiemann
Wright	Mr. Speaker			

NOES: 037

Adams	Aldridge	Appelbaum	Aune	Baringer
Barnes	Bland Manlove	Bosley	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Davis
Doll	Fogle	Gray	Gunby	Johnson
Lewis 25	Merideth	Mosley	Phifer	Price IV
Proudie	Quade	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	West
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 013

Coleman 32	DeGroot	Derges	Grier	McDaniel
McGill	Morse	Person	Pietzman	Roeber
Rowland	Sharp 36	Smith 155		

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 320, relating to elementary and secondary education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HCS HB 320** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 001

Pike

ABSENT WITH LEAVE: 012

Burton	Derges	Evans	Grier	McDaniel
Morse	Pietzman	Roeber	Rowland	Sharp 36
Smith 155	Windham			

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 137, relating to funding for schools, was taken up by Representative Richey.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

1660 *Journal of the House*

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Eggleston	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thompson	Trent	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Sauls
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham		

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 013

Derges	Dogan	Evans	McDaniel	Morse
Murphy	Pietzman	Roeber	Rowland	Smith 155
Thomas	Toalson Reisch	Van Schoiack		

VACANCIES: 001

On motion of Representative Richey, **HCS HB 137** was read the third time and passed by the following vote:

AYES: 086

Aldridge	Bailey	Baker	Baringer	Basye
Billington	Black 7	Bland Manlove	Boggs	Brown 27
Buchheit-Courtway	Burnett	Butz	Chipman	Christofanelli

Coleman 32	Coleman 97	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Haden	Haffner	Hannegan	Hardwick	Hicks
Hill	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelly 141	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Plocher
Pollock 123	Pouche	Railsback	Richey	Riggs
Riley	Roden	Rone	Sander	Schnelting
Schroer	Schwadron	Seitz	Shaul	Shields
Simmons	Smith 163	Smith 67	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Trent	Wallingford
Walsh 50	Weber	West	Wiemann	Young
Mr. Speaker				

NOES: 066

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Barnes	Black 137	Bosley
Bromley	Brown 16	Brown 70	Burger	Burton
Busick	Clemens	Collins	Cook	Copeland
Doll	Ellebracht	Falkner	Fishel	Fogle
Francis	Gray	Griffith	Gunby	Haley
Henderson	Houx	Ingle	Kelley 127	Kidd
Knight	McCreery	McGaugh	McGill	Merideth
Mosley	Phifer	Pike	Pollitt 52	Porter
Price IV	Proudie	Quade	Reedy	Roberts
Rogers	Ruth	Sassmann	Sauls	Sharp 36
Sharpe 4	Stevens 46	Tate	Terry	Thompson
Turnbaugh	Unsicker	Veit	Walsh Moore 93	Windham
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 010

Derges	Evans	McDaniel	Morse	Pietzman
Roeber	Rowland	Smith 155	Toalson Reisch	Van Schoiack

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 003

Christofanelli	Davis	Schroer
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NOES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley

Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGirl	Mosley	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rogers	Rone	Ruth	Sander
Sassmann	Sauls	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

PRESENT: 001

Roden

ABSENT WITH LEAVE: 011

Derges	Evans	Griffith	McDaniel	Merideth
Morse	Murphy	Pietzman	Roeber	Rowland
Smith 155				

VACANCIES: 001

RECESS

On motion of Representative Plocher, the House recessed until 12:50 p.m.

SUPPLEMENTAL CALENDAR

FIFTY-FOURTH DAY, THURSDAY, APRIL 15, 2020

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 21 - Smith (163)

The hour of recess having expired, the House was called to order by Speaker Pro Tem Wiemann.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 019

Atchison	Basye	Boggs	Coleman 97	Cook
Davis	Griffith	Hardwick	Kelley 127	Kelly 141
Lovasco	McGill	Phifer	Pollock 123	Richey
Riggs	Sharp 36	Walsh 50	Wright	

NOES: 009

Busick	Chipman	Collins	Cupps	Davidson
Eggleston	Ellebracht	Fitzwater	Taylor 139	

PRESENT: 090

Anderson	Andrews	Appelbaum	Aune	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Coleman 32
Copeland	Deaton	Dinkins	Doll	Falkner
Fishel	Fogle	Gray	Gregory 96	Griesheimer
Gunby	Haden	Haley	Hicks	Hill
Houx	Hudson	Hurlbert	Johnson	Kalberloh
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McGaugh	Mosley	O'Donnell	Owen	Patterson
Perkins	Person	Pike	Plocher	Pollitt 52
Porter	Pouche	Proudie	Railsback	Reedy
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 163
Smith 67	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Turnbaugh	Unsicker	Van Schoiack	Veit
Weber	West	Wiemann	Young	Mr. Speaker

ABSENT WITH LEAVE: 044

Adams	Aldridge	Bailey	Baker	Bland Manlove
Bosley	Christofanelli	Clemens	DeGroot	Derges
Dogan	Evans	Francis	Gregory 51	Grier
Haffner	Hannegan	Henderson	Hovis	Ingle
Kidd	McCreery	McDaniel	Merideth	Morse
Murphy	Nurrenbern	Pietzman	Price IV	Quade
Roeber	Rogers	Rowland	Sauls	Simmons
Smith 155	Stacy	Stephens 128	Stevens 46	Tate
Trent	Wallingford	Walsh Moore 93	Windham	

VACANCIES: 001

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 21, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Elementary and Secondary Education, Department of Mental Health, Department of Health and Senior Services, Department of Social Services, State Treasurer, and the Office of the State Public Defender and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 21** was read the third time and passed by the following vote:

AYES: 143

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 001

Davis

PRESENT: 004

Appelbaum	Fogle	Quade	Terry
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ABSENT WITH LEAVE: 014

Bland Manlove	Derges	Evans	Haffner	Hannegan
McDaniel	Merideth	Morse	Pietzman	Roeber
Rowland	Simmons	Smith 155	Windham	

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 570, relating to traffic control signals, was again taken up by Representative Basye.

On motion of Representative Basye, **HB 570** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

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ABSENT WITH LEAVE: 013

Derges	Evans	Haffner	Hannegan	McDaniel
Merideth	Morse	Pietzman	Roeber	Rowland
Simmons	Smith 155	Windham		

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HB 507, relating to the definition of physical location of excursion gambling boat, was taken up by Representative Rone.

On motion of Representative Rone, **HB 507** was read the third time and passed by the following vote:

AYES: 133

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Bangert	Baringer
Barnes	Basye	Black 137	Black 7	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McGaughey	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riley
Roberts	Roden	Rogers	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Sharpe 4	Shaul	Shields	Smith 163
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reich
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 007

Baker	Billington	Boggs	Hudson	Pollock 123
Seitz	Smith 67			

PRESENT: 004

Copeland	Haley	Lewis 6	Walsh 50
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ABSENT WITH LEAVE: 018

Derges	Evans	Haden	Haffner	Hannegan
McCreery	McDaniel	Merideth	Morse	Patterson
Pietzman	Riggs	Roeber	Rowland	Sharp 36
Simmons	Smith 155	Windham		

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 66, relating to aircraft taxation, was taken up by Representative Pike.

On motion of Representative Pike, **HCS HB 66** was read the third time and passed by the following vote:

AYES: 147

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

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ABSENT WITH LEAVE: 015

Bosley	Derges	Evans	Hannegan	McDaniel
Merideth	Morse	Patterson	Pietzman	Plocher
Roeber	Rowland	Simmons	Smith 155	Windham

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 402, relating to prohibiting the publishing of the names of lottery winners, was taken up by Representative Mosley.

On motion of Representative Mosley, **HCS HB 402** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Derges	Evans	Hannegan	McDaniel
Merideth	Morse	Patterson	Pietzman	Roeber
Rowland	Simmons	Smith 155		

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 475, relating to dietitians, was taken up by Representative Grier.

On motion of Representative Grier, **HCS HB 475** was read the third time and passed by the following vote:

AYES: 125

Adams	Anderson	Andrews	Atchison	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McCreery	McGaugh	McGill
Mosley	Murphy	O'Donnell	Owen	Person
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 163	Smith 67	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	West	Wiemann	Wright	Mr. Speaker

NOES: 012

Aune	Brown 27	Buchheit-Courtway	Collins	Doll
Gunby	Lewis 25	Mackey	Nurrenbern	Phifer
Rogers	Stevens 46			

PRESENT: 013

Aldridge	Appelbaum	Bland Manlove	Bosley	Brown 70
Clemens	Fogle	Johnson	Proudie	Quade
Weber	Windham	Young		

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ABSENT WITH LEAVE: 012

Derges	Evans	McDaniel	Merideth	Morse
Patterson	Perkins	Pietzman	Roeber	Rowland
Simmons	Smith 155			

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 589, relating to public health, was taken up by Representative Knight.

On motion of Representative Knight, **HCS HB 589** was read the third time and passed by the following vote:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Black 137	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Mosley	Murphy
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Sauls	Sharp 36	Shields
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 001

Windham

ABSENT WITH LEAVE: 011

Derges	Evans	McDaniel	Merideth	Morse
Patterson	Pietzman	Roeber	Rowland	Simmons
Smith 155				

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 825, relating to package delivery, was taken up by Representative Schwadron.

On motion of Representative Schwadron, **HCS HB 825** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Dinkins	Doll	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

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ABSENT WITH LEAVE: 011

Derges	Dogan	Evans	McDaniel	Merideth
Morse	Patterson	Pietzman	Roeber	Rowland
Smith 155				

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HB 177, relating to public access to records, was taken up by Representative Ellebracht.

On motion of Representative Ellebracht, **HB 177** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 001

Fitzwater

PRESENT: 001

Windham

ABSENT WITH LEAVE: 010

Derges	Evans	McDaniel	Merideth	Morse
Patterson	Pietzman	Roeber	Rowland	Smith 155

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 27, relating to the sunshine law, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), **HCS HB 27** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 001

Windham

ABSENT WITH LEAVE: 011

Derges
Morse
Smith 155

Evans
Patterson

Hicks
Pietzman

McDaniel
Roeber

Merideth
Rowland

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 441 - Fiscal Review

HCS HB 849 - Fiscal Review

HB 1274 - Local Government

COMMITTEE REPORTS

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 852**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (4): Coleman (97), Hannegan, Patterson and Shields

Noes (0)

Absent (6): Bailey, Dogan, Ingle, Pietzman, Unsicker and Young

*Ex-officio members were present to establish a quorum.

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1177**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Baker, Bangert, Gray, Owen, Person, Railsback, Sander, Schnelting, Unsicker and Van Schoiack

Noes (0)

Absent (4): Bailey, Lovasco, Perkins and Taylor (139)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1203**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Baker, Bangert, Gray, Owen, Person, Railsback, Sander, Schnelting, Unsicker and Van Schoiack

Noes (0)

Absent (4): Bailey, Lovasco, Perkins and Taylor (139)

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 48**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (2): Adams and Windham

Absent (1): Baringer

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 368**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (19): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Haffner, Hicks, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Grier

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 900**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Anderson, Black (137), DeGroot, Ellebracht, Riley and Trent

Noes (1): Rogers

Absent (3): Christofanelli, Coleman (97) and Hardwick

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 569**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1205**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1319**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1355**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 688**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Eggleston, Lovasco, Mayhew, McGirl, Riggs and Wallingford

Noes (3): Bland Manlove, Gunby and Weber

Absent (2): Coleman (32) and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SCR 2**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bland Manlove, Eggleston, Gunby, Lovasco, Mayhew, McGirl, Riggs, Wallingford and Weber

Noes (0)

Absent (2): Coleman (32) and Roden

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 5** entitled:

An act to repeal section 68.075, RSMo, and to enact in lieu thereof one new section relating to advanced industrial manufacturing zones.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 44** entitled:

An act to repeal sections 137.010, 137.122, 153.030, 153.034, 204.569, 393.358, and 394.120, RSMo, and to enact in lieu thereof twelve new sections relating to utilities.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 57** entitled:

An act to amend chapters 590 and 650, RSMo, by adding thereto two new sections relating to funding to certain organizations to deter criminal behavior.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 71** entitled:

An act to repeal sections 455.010, 455.032, 455.040, 455.045, 455.050, 455.513, 455.520, and 455.523, RSMo, and to enact in lieu thereof eight new sections relating to protective orders.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 126** entitled:

An act to repeal sections 311.070, 311.086, 311.089, 311.096, 311.174, 311.176, 311.178, 311.179, 311.190, 311.200, 311.218, 311.293, 311.480, 311.482, 311.620, and 311.710, RSMo, and to enact in lieu thereof seventeen new sections relating to the sale of intoxicating liquor, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 212** entitled:

An act to repeal sections 56.380, 56.455, 105.950, 149.071, 149.076, 191.1165, 214.392, 217.010, 217.030, 217.195, 217.250, 217.270, 217.362, 217.364, 217.455, 217.541, 217.650, 217.655, 217.660, 217.690, 217.692, 217.695, 217.710, 217.735, 217.829, 221.105, 549.500, 557.051, 558.011, 558.026, 558.031, 558.046, 559.026, 559.105, 559.106, 559.115, 559.125, 559.600, 559.602, 559.607, 566.145, 571.030, 575.205, 575.206, 589.042, 650.055, and 650.058, RSMo, and to enact in lieu thereof fifty new sections relating to the department of corrections, with existing penalty provisions and an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, April 19, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 20, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 1411

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, April 19, 2021, 12:00 PM, House Hearing Room 5.

Executive session will be held: HB 293, HB 992, HB 1321

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later),

House Hearing Room 6.

Executive session will be held: HB 1303, HB 1362

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 20, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 480, HB 496, HB 528

Executive session will be held: SB 86, SS SCS SB 152

Executive session may be held on any matter referred to the committee.

Removed HB 421.

AMENDED

EMERGING ISSUES

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SB 327, SS SB 333, SCS SB 40, SS SB 46

Executive session will be held: SS SB 176, SCR 7

Executive session may be held on any matter referred to the committee.

ETHICS

Friday, April 16, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

CANCELLED

ETHICS

Monday, April 19, 2021, 12:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Tuesday, April 20, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Wednesday, April 21, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Thursday, April 22, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

ETHICS

Friday, April 23, 2021, 10:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Monday, April 19, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: SS SCS SB 106

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: SS SCS SB 106

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, April 19, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SB 283, HJR 16, HB 78, HB 781, HB 952

Executive session will be held: HB 526, HB 68, HB 679, HB 1337

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, April 19, 2021, 12:00 PM, House Hearing Room 7.

Executive session will be held: HB 1295, HB 889

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 26, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER second quarter meeting.

LEGISLATIVE REVIEW

Monday, April 19, 2021, 2:00 PM, House Hearing Room 6.

Executive session will be held: HCS HB 876

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1274, HB 1365, HB 274

Executive session will be held: HB 607, HB 1336

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, April 19, 2021, 3:30 PM, House Hearing Room 5.

Executive session will be held: HCS HB 688, HCS HB 1125, HCS HB 1157, HB 1335,

HCS HB 1415, HB 518, HCS HB 571, HCB 1, HCS HCR 48, HJR 48, SCR 2

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, April 19, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HCB 2, HCR 26, HCS HB 88, HCS HB 101, HB 354, HB 564, HB 633, HB 816, HB 872, HCS HB 921, HB 955, HB 1090, HCS HB 1126, HB 1165, HCS HB 1166, HB 1265, HB 1289

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, April 19, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SCS SB 289, HB 1374

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Monday, April 19, 2021, 12:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, and RSMo 610.021. The committee will discuss whether they will take remote testimony at their next hearing and the recent operations within the Department of Social Services and the Department of Labor. If you are interested in testifying remotely at the next hearing, please call the office of the chairman at 573-751-3833.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, and RSMo 610.021. Members will discuss operations within the Department of Social Services and the Department of Labor.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1280

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: SB 72

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, April 19, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SCS SCR 3

Executive session will be held: HB 1425

Executive session may be held on any matter referred to the committee.

Added HB 1425.

AMENDED

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 21, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: SCS SCR 3

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON FEDERAL STIMULUS SPENDING

Tuesday, April 20, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

TRANSPORTATION

Wednesday, April 21, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SB 89, SS#2 SCS SB 262

Executive session will be held: SCS SB 520

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, April 20, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SB 63, SS SCS SB 120

Executive session will be held: SS SB 258

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, April 19, 2021, 1:00 PM, House Hearing Room 1.

Public hearing will be held: SB 303

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-FIFTH DAY, MONDAY, APRIL 19, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HCS HJR 22 - Eggleston

HJR 49 - Simmons

HCS HJR 53 - Basye

HOUSE BILLS FOR PERFECTION

HCS HBs 1141 & 1067 - Shaul
HCS HBs 1222 & 1342 - Van Schoiack
HB 1349 - Porter
HB 1363 - Dogan
HB 445 - McGirl
HCS HB 835 - Haffner
HB 1061 - Eggleston
HCS HB 1139 - Eggleston
HCS HB 32 - Walsh (50)
HB 36 - Pollock (123)
HB 61 - Schnelting
HCS HB 86 - Taylor (139)
HCS HB 160 - Veit
HCS HB 242 - Porter
HCS HB 245 - Porter
HB 308 - Kelley (127)
HCS HB 323 - Hill
HB 338 - Mayhew
HB 352 - Henderson
HB 353 - Henderson
HCS HBs 359 & 634 - Baker
HB 381 - McGaugh
HB 390 - Griffith
HB 396 - Richey
HCS HB 443 - Kalberloh
HCS HB 508 - Rone
HCS HB 673 - Coleman (97)
HCS HB 734 - O'Donnell
HCS HB 754 - Christofanelli
HCS HB 755 - Christofanelli
HCS HB 760 - Roden
HB 764 - Andrews
HB 769 - Grier
HCS HB 814 - O'Donnell
HCS HB 839 - Copeland
HB 851 - Walsh (50)
HCS HB 925 - Hudson
HCS HBs 928 & 927 - Thompson
HB 931 - Schroer
HB 996 - Taylor (139)
HB 1010 - Boggs
HB 1156 - Hill
HB 1162 - Trent
HB 1178 - Riggs

HCS HB 1204 - Hardwick
HCS HB 1212 - Francis
HB 1345 - Cupps

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HB 143 - DeGroot
HB 161 - Hudson
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 318 - DeGroot
HB 395 - Reedy
HB 469 - Dinkins
HCS HB 555 - Eggleston
HCS HB 682 - Chipman
HCS HB 1016 - Griesheimer
HB 1200 - Billington
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 491 - Grier
HCS HB 782 - Trent
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HB 708 - Trent
HB 259, (Legislative Review 4/13/21) - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HCS HB 602 - Grier
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HB 37 - Pollock (123)
HCS HB 217 - Perkins
HB 451 - Bailey
HB 461 - Dogan
HCS HB 494 - Hurlbert

HCS HB 499 - Schroer
HCS HB 541 - Lewis (6)
HCS HB 549 - Christofanelli
HCS HBs 647 & 841 - Pollitt (52)
HB 652 - Stevens (46)
HB 750 - Lovasco
HCS HB 842 - Hill

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCR 6 - Stevens (46)
HCR 9 - Eggleston
HCR 17 - Trent

HOUSE BILLS FOR THIRD READING

HCS HB 307 - Griesheimer
HB 158 - Hudson
HS HCS HB 441, (Fiscal Review 4/15/21) - Falkner
HCS HBs 848, 617 & 822 - Sander
HCS HB 849, (Fiscal Review 4/15/21) - Griffith

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HB 500 - Schroer
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HCS HB 162 - Veit
HCS HB 944 - Reedy
HCS HB 922, (Fiscal Review 4/13/21) - Houx
HB 317 - Toalson Reisch
HB 253, (Fiscal Review 4/13/21) - Fishel
HB 313 - Bromley
HCS HB 29 - Walsh (50)
HCS HBs 165 & 196 - Richey
HB 1070 - Hudson
HCS HB 512 - Lovasco
HB 261 - Black (137)
HCS HB 689 - Shields
HCS HB 394 - Reedy
HCS HB 1030 - Taylor (139)
HCS HB 553 - Hicks
HCS HB 556 - Eggleston
HB 920 - Baker
HCS HB 649 - Shaul

SENATE BILLS FOR SECOND READING

SB 5
SS SB 44
SS SCS SB 57
SS SCS SB 71
SS SCS SB 126
SS SB 212

SENATE BILLS FOR THIRD READING

HCS SS#2 SB 26, (Fiscal Review 4/12/21) - Schroer
SB 37 - Knight
SS SB 22 - Grier

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 345, (Fiscal Review 4/14/21) - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 6, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Be strong and of good courage; be not afraid, neither be thou dismayed; for the Lord thy God is with thee whithersoever thou goest. (Joshua 1:9)

O strong God of all goodness and grace, bless us as we lift our spirits to You in prayer on this beautiful afternoon. Make us increasingly aware of Your presence in this moment. We close our eyes and open our hearts to You. Help us to meet our experiences this day with a shining faith, a strong courage, and a steadfast love in the People's House.

When disappointments come, when discouragements would shut us down and threaten to shut us out, when the clouds of distress hang over us, give us strength to launch out into the duties of each day – not understanding all that is happening – but in the midst of it all remaining steady and serene, master of ourselves and servants of You. Give us such a confidence in Your sustaining grace that no weakness of our own may cause us to lose faith and no shortcoming may make us give way to undue anxiety. In all things, by all ways, through all experience, keep us faithful that our consciences may be clear, our hearts clean, and our spirits confident during our bicentennial year.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-seventh day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 176, relating to personal delivery devices.

SS SCS SB 289, relating to peace officer license requirements.

SS SB 333, relating to nonprofit organizations.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 441, relating to political subdivisions, was taken up by Representative Falkner.

On motion of Representative Falkner, the title of **HCS HB 441** was agreed to.

Representative Hudson offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 441, Page 5, Section 105.145, Line 145, by inserting after said line the following:

"230.205. 1. The alternative county highway commission provided by sections 230.200 to 230.260 shall not become operative in any county unless adopted by a vote of the majority of the voters of the county voting upon the question at an election. All counties of this state which have adopted the alternative county highway commission may abolish it ~~[and return to the county highway commission provided for by sections 230.010 to 230.110]~~ by submitting the question to a vote of the voters of the county in the manner provided by law **or by a vote of the governing body.**

2. Any county which does not adopt the alternative county highway commission provided by sections 230.200 to 230.260, or any county in which ~~[a majority of the voters of the county voting upon the question reject]~~ the alternative county highway commission provided by sections 230.200 to 230.260 **is abolished** shall ~~[retain]~~ **adopt either** the county highway commission provided by sections 230.010 to 230.110 **or the provisions of sections 231.010 to 231.130.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 1** was adopted.

Representative Knight offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 441, Pages 5-6, Section 316.250, Lines 1-44, by deleting all of said section and lines and inserting in lieu thereof the following:

"316.250. 1. This section shall be known and may be cited as "Ethan's Law".

2. Every owner of a for-profit private swimming pool or facility shall maintain adequate insurance coverage in an amount of not less than one million dollars per occurrence for any liability incurred in the event of injury or death of a patron to such swimming pool or facility, including any liability incurred under paragraph ~~[(b)]~~ **(a)** of subdivision (3) of section 537.348. Such owners shall be required to register with the department of public safety and provide proof of such insurance coverage at the time of registration and when requested by any state or local governmental agency responsible for the enforcement of this section.

3. As used in this section, the following terms shall mean:

(1) "Owner", the owner of the land, including but not limited to a lessee, tenant, mortgagee in possession and the person in charge of the land on which a swimming pool is located;

(2) "Swimming pool or facility", any for-profit privately owned tank or body of water with a capacity of less than five hundred patrons which charges a fee per admission and is used and maintained for swimming or bathing purposes which has a maximum depth of greater than twenty-four inches. "Swimming pool or facility" shall include, but not be limited to, a swimming pool on lands in connection with the operation of any type of for-profit privately owned amusement or recreational park. "Swimming pool or facility" does not include a swimming pool or facility owned by a hotel, motel, public or governmental body, agency, or authority, a naturally occurring body of water or stream, or a body of water established by a person or persons and used for watering livestock, irrigation, or storm water management.

4. Any owner who violates the provisions of this section shall not be permitted to remain in operation until such owner meets the requirements of this section. Any such owner who allows operation of a swimming pool or facility in violation of this section shall be subject to a civil penalty of two hundred fifty dollars per day for each day of continued violation up to a maximum of ten thousand dollars and may be subject to liability for the costs incurred by the state or a political subdivision for enforcing the provisions of this section. In a separate court action, the attorney general may seek reimbursement on behalf of the state and a political subdivision may seek reimbursement

on behalf of the political subdivision for costs incurred as a result of enforcing the provisions of this section. For purposes of this section, "each day of the violation" means each day that the swimming pool is operational and open for business and remains in violation of this section. It shall not include days that the swimming pool is not operational and open for business.

5. In addition, any owner who intentionally violates the provisions of this section is guilty of a class A misdemeanor. It shall be the duty of each prosecuting attorney and circuit attorney in their respective jurisdictions to commence any criminal actions under this section, and the attorney general shall have concurrent original jurisdiction to commence such criminal actions throughout the state where such violations have occurred.

6. The department of public safety shall implement and, with the assistance of local law enforcement agencies, enforce the provisions of this section.

7. An insurance company providing insurance coverage under this section shall notify the department of public safety if any owner of a swimming pool or facility as defined in this section terminates, cancels, or fails to renew such coverage. The department may utilize local law enforcement agencies to enforce the provisions of this section."; and

Further amend said bill, Pages 6-7, Section 537.348, Lines 1-22, by deleting all of said section and lines and inserting in lieu thereof the following:

"537.346. **1.** Except as provided in sections 537.345 to 537.348, and section 537.351, an owner of land owes no duty of care to any person who enters on the land without charge to keep his **or her** land safe for recreational use or to give any general or specific warning with respect to any natural or artificial condition, structure, or personal property thereon.

2. No owner of land shall be liable for injuries of a trespasser occurring on his or her residential area or noncovered land, as those terms are defined in section 537.348, if such area or land is adjacent to a park as defined in section 253.010 or a trail as defined in section 258.100 if such trespasser is accessing or accessed the owner's property from the adjacent park or trail.

537.347. Except as provided in sections 537.345 to 537.348, an owner of land who directly or indirectly invites or permits any person to enter his or her land for recreational use, without charge, whether or not the land is posted, or who directly or indirectly invites or permits any person to enter his or her land for recreational use in compliance with a state-administered recreational access **or wildlife management program**, does not thereby:

- (1) Extend any assurance that the premises are safe for any purpose;
- (2) Confer upon such person the status of an invitee, or any other status requiring of the owner a duty of special or reasonable care;
- (3) Assume responsibility for or incur liability for any injury to such person or property caused by any natural or artificial condition, structure or personal property on the premises; or
- (4) Assume responsibility for any damage or injury to any other person or property caused by an act or omission of such person.

537.348. Nothing in this act shall be construed to create liability, but it does not limit liability that otherwise would be incurred by those who use the land of others, or by owners of land for:

- (1) Malicious or grossly negligent failure to guard or warn against a dangerous condition, structure, personal property which the owner knew or should have known to be dangerous, or negligent failure to guard or warn against an ultrahazardous condition which the owner knew or should have known to be dangerous;
- (2) Injury suffered by a person who has paid a charge for entry to the land; or
- (3) Injuries occurring on or in:
 - (a) ~~Any land within the corporate boundaries of any city, municipality, town, or village in this state;~~
 - ~~_____ (b) Any swimming pool. "Swimming pool" means a pool or tank, especially an artificial pool or tank, intended and adapted for swimming and held out as a swimming pool;~~

~~[(e)] (b) Any residential area. "Residential area" as used [herein] in this section means [a tract of land of one acre or less predominately used for residential purposes, or a tract of land of any size used for multifamily residential services] land used for residential purposes in an area in which housing predominates, as opposed to industrial and commercial areas, and any land used for farming or agricultural purposes; or~~

~~[(d)] (c) Any noncovered land. "Noncovered land" as used herein means any portion of any land, the surface of which portion is actually used primarily for commercial, industrial, mining or manufacturing purposes; provided, however, that use of any portion of any land primarily for agricultural, grazing, forestry, conservation,~~

natural area, owner's recreation or similar or related uses or purposes shall not under any circumstances be deemed to be use of such portion for commercial, industrial, mining or manufacturing purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 2** was adopted.

Representative Henderson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 441, Page 1, Section A, Line 3, by inserting after all said section the following:

~~"[49.266. 1. The county commission in all noncharter counties may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.~~

~~2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.~~

~~3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:~~

~~(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and~~

~~(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.~~

~~4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted.]~~

49.266. 1. The county commission in all **noncharter** counties ~~[of the first, second or fourth classification]~~ may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.

2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.

3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:

(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and

(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.

4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 3** was adopted.

Representative Hill offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 441, Page 1, Section A, Line 3, by inserting the following after all of said line:

"67.1421. 1. Upon receipt of a proper petition filed with its municipal clerk, the governing body of the municipality in which the proposed district is located shall hold a public hearing in accordance with section 67.1431 and may adopt an ordinance to establish the proposed district.

2. A petition is proper if, based on the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the time of filing the petition with the municipal clerk, it meets the following requirements:

(1) It has been signed by property owners collectively owning more than fifty percent by assessed value of the real property within the boundaries of the proposed district;

(2) It has been signed by more than fifty percent per capita of all owners of real property within the boundaries of the proposed district; and

(3) It contains the following information:

(a) The legal description of the proposed district, including a map illustrating the district boundaries;

(b) The name of the proposed district;

(c) A notice that the signatures of the signers may not be withdrawn later than seven days after the petition is filed with the municipal clerk;

(d) A five-year plan stating a description of the purposes of the proposed district, the services it will provide, ~~the improvements~~ **each improvement** it will make ~~and~~ **from the list of allowable improvements under section 67.1461**, an estimate of the costs of these services and improvements to be incurred, **the anticipated sources of funds to pay the costs, and the anticipated term of the sources of funds to pay the costs;**

(e) A statement as to whether the district will be a political subdivision or a not-for-profit corporation and if it is to be a not-for-profit corporation, the name of the not-for-profit corporation;

(f) If the district is to be a political subdivision, a statement as to whether the district will be governed by a board elected by the district or whether the board will be appointed by the municipality, and, if the board is to be elected by the district, the names and terms of the initial board may be stated;

(g) If the district is to be a political subdivision, the number of directors to serve on the board;

(h) The total assessed value of all real property within the proposed district;

(i) A statement as to whether the petitioners are seeking a determination that the proposed district, or any legally described portion thereof, is a blighted area;

(j) The proposed length of time for the existence of the district, **which shall not exceed twenty-one years from the adoption of the ordinance establishing the district unless the municipality extends the length of time under section 67.1481;**

(k) The maximum rates of real property taxes, and, business license taxes in the county seat of a county of the first classification without a charter form of government containing a population of at least two hundred thousand, that may be submitted to the qualified voters for approval;

(l) The maximum rates of special assessments and respective methods of assessment that may be proposed by petition;

(m) The limitations, if any, on the borrowing capacity of the district;

(n) The limitations, if any, on the revenue generation of the district;

(o) Other limitations, if any, on the powers of the district;

(p) A request that the district be established; and

(q) Any other items the petitioners deem appropriate;

(4) The signature block for each real property owner signing the petition shall be in substantially the following form and contain the following information:

Name of owner: _____
 Owner's telephone number and mailing address: _____
 If signer is different from owner: Name of signer: _____
 State basis of legal authority to sign: _____
 Signer's telephone number and mailing address: _____
 If the owner is an individual, state if owner is single or married: _____
 If owner is not an individual, state what type of entity: _____
 Map and parcel number and assessed value of each tract of real property within the proposed district owned: _____
 By executing this petition, the undersigned represents and warrants that he or she is authorized to execute this petition on behalf of the property owner named immediately above

 Signature of person signing for owner
 STATE OF MISSOURI)
)
) ss. _____
 COUNTY OF _____)

Before me personally appeared _____, to me personally known to be the individual described in and who executed the foregoing instrument.
 WITNESS my hand and official seal this _____ day of _____ (month), _____ (year).

 Notary Public
 My Commission Expires: _____; and

(5) Alternatively, the governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may file a petition to initiate the process to establish a district in the portion of the city located in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants containing the information required in subdivision (3) of this subsection; provided that the only funding methods for the services and improvements will be a real property tax.

3. Upon receipt of a petition the municipal clerk shall, within a reasonable time not to exceed ninety days after receipt of the petition, review and determine whether the petition substantially complies with the requirements of subsection 2 of this section. In the event the municipal clerk receives a petition which does not meet the requirements of subsection 2 of this section, the municipal clerk shall, within a reasonable time, return the petition to the submitting party by hand delivery, first class mail, postage prepaid or other efficient means of return and shall specify which requirements have not been met.

4. After the close of the public hearing required pursuant to subsection 1 of this section, the governing body of the municipality may adopt an ordinance approving the petition and establishing a district as set forth in the petition and may determine, if requested in the petition, whether the district, or any legally described portion thereof, constitutes a blighted area. If the petition was filed by the governing body of a municipality pursuant to subdivision (5) of subsection 2 of this section, after the close of the public hearing required pursuant to subsection 1 of this section, the petition may be approved by the governing body and an election shall be called pursuant to section 67.1422.

5. Amendments to a petition may be made which do not change the proposed boundaries of the proposed district if an amended petition meeting the requirements of subsection 2 of this section is filed with the municipal clerk at the following times and the following requirements have been met:

(1) At any time prior to the close of the public hearing required pursuant to subsection 1 of this section; provided that, notice of the contents of the amended petition is given at the public hearing;

(2) At any time after the public hearing and prior to the adoption of an ordinance establishing the proposed district; provided that, notice of the amendments to the petition is given by publishing the notice in a newspaper of general circulation within the municipality and by sending the notice via registered certified United States mail with a return receipt attached to the address of record of each owner of record of real property within the boundaries of the proposed district per the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county. Such notice shall be published and mailed not less than ten days prior to the adoption of the ordinance establishing the district;

(3) At any time after the adoption of any ordinance establishing the district a public hearing on the amended petition is held and notice of the public hearing is given in the manner provided in section 67.1431 and the governing body of the municipality in which the district is located adopts an ordinance approving the amended petition after the public hearing is held.

6. Upon the creation of a district, the municipal clerk shall report in writing the creation of such district to the Missouri department of economic development **and the state auditor.**

67.1451. 1. If a district is a political subdivision, the election and qualifications of members to the district's board of directors shall be in accordance with this section. If a district is a not-for-profit corporation, the election and qualification of members to its board of directors shall be in accordance with chapter 355.

2. (1) The district shall be governed by a board consisting of at least five but not more than thirty directors.

(2) **Except as otherwise provided in this subsection,** each director shall, during his or her entire term~~[-be]~~:

~~[(1)]~~ (a) Be at least eighteen years of age; ~~and~~

———~~(2)]~~ (b) Be either:

~~[(a)]~~ a. An owner, as defined in section 67.1401, of real property or of a business operating within the district; or

~~[(b)]~~ b. A registered voter residing within the district; and

~~[(3)]~~ (c) Satisfy any other qualifications set forth in the petition establishing the district.

(3) **If there are no registered voters in the district, at least one director shall, during his or her entire term, be a person who:**

(a) **Resides within the municipality that established the district;**

(b) **Is qualified and registered to vote under chapter 115 according to the records of the election authority as of the thirtieth day prior to the date of the applicable election;**

(c) **Has no financial interest in any real property or business operating within the district; and**

(d) **Is not a relative within the second degree of consanguinity or affinity to an owner of real property or a business operating in the district.**

(4) If there are fewer than five owners of real property located within a district, the board may be comprised of up to five legally authorized representatives of any of the owners of real property located within the district.

3. If the district is a political subdivision, the board shall be elected or appointed, as provided in the petition. **However, if the board is to be elected, the petition shall require at least one member of the board be appointed by the governing body of the municipality in the same manner as provided in this section for board appointments. The appointed board member shall serve a four-year term.**

4. If the board is to be elected, the procedure for election shall be as follows:

(1) The municipal clerk shall specify a date on which the election shall occur which date shall be a Tuesday and shall not be earlier than the tenth Tuesday, and shall not be later than the fifteenth Tuesday, after the effective date of the ordinance adopted to establish the district;

(2) The election shall be conducted in the same manner as provided for in section 67.1551, provided that the published notice of the election shall contain the information required by section 67.1551 for published notices, except that it shall state that the purpose of the election is for the election of directors, in lieu of the information related to taxes;

(3) Candidates shall pay the sum of five dollars as a filing fee and shall file not later than the second Tuesday after the effective date of the ordinance establishing the district with the municipal clerk a statement under oath that he or she possesses all of the qualifications set out in this section for a director. Thereafter, such candidate shall have his or her name placed on the ballot as a candidate for director;

(4) The director or directors to be elected shall be elected at large. The person receiving the most votes shall be elected to the position having the longest term; the person receiving the second highest votes shall be elected to the position having the next longest term and so forth. For any district formed prior to August 28, 2003, of the initial directors, one-half shall serve for a two-year term, one-half shall serve for a four-year term and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected. For any district formed on or after August 28, 2003, for the initial directors, one-half shall serve for a two-year term, and one-half shall serve for the term specified by the district pursuant to subdivision (5) of this subsection, and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected;

(5) Successor directors shall be elected in the same manner as the initial directors. The date of the election of successor directors shall be specified by the municipal clerk which date shall be a Tuesday and shall not be later than the date of the expiration of the stated term of the expiring director. Each successor director shall serve a term for the length specified prior to the election by the district, which term shall be at least three years and not more than four years, and shall continue until such director's successor is elected.

In the event of a vacancy on the board of directors, the remaining directors shall elect an interim director to fill the vacancy for the unexpired term.

5. If the petition provides that the board is to be appointed by the municipality, such appointments shall be made by the chief elected officer of the municipality with the consent of the governing body of the municipality. For any district formed prior to August 28, 2003, of the initial appointed directors, one-half of the directors shall be appointed to serve for a two-year term and the remaining one-half shall be appointed to serve for a four-year term until such director's successor is appointed; provided that, if there is an odd number of directors, the last person appointed shall serve a two-year term. For any district formed on or after August 28, 2003, of the initial appointed directors, one-half shall be appointed to serve for a two-year term, and one-half shall be appointed to serve for the term specified by the district for successor directors pursuant to this subsection, and if an odd number of directors are appointed, the last person appointed shall serve for a two-year term; provided that each director shall serve until such director's successor is appointed. Successor directors shall be appointed in the same manner as the initial directors and shall serve for a term of years specified by the district prior to the appointment, which term shall be at least three years and not more than four years.

6. If the petition states the names of the initial directors, those directors shall serve for the terms specified in the petition and successor directors shall be determined either by the above-listed election process or appointment process as provided in the petition.

7. Any director may be removed for cause by a two-thirds affirmative vote of the directors of the board. Written notice of the proposed removal shall be given to all directors prior to action thereon.

8. The board is authorized to act on behalf of the district, subject to approval of qualified voters as required in this section; except that, all official acts of the board shall be by written resolution approved by the board.

67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

(1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;

(2) To sue and be sued;

(3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;

(4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;

(5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;

(6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;

(7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;

(8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571.

However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivision (5) of section 137.100. Those exempt pursuant to subdivision (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100. Those exempt pursuant to subdivisions (2) and (5) of section 137.100 may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(10) If the district is a political subdivision, to levy sales taxes pursuant to sections 67.1401 to 67.1571;

(11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

- (a) The district's real property, except for public rights-of-way for utilities;
 - (b) The district's personal property, except in a city not within a county; or
 - (c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;
 - (12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;
 - (13) To loan money as provided in sections 67.1401 to 67.1571;
 - (14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;
 - (15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;
 - (16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:
 - (a) Pedestrian or shopping malls and plazas;
 - (b) Parks, lawns, trees, and any other landscape;
 - (c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;
 - (d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;
 - (e) Parking lots, garages, or other facilities;
 - (f) Lakes, dams, and waterways;
 - (g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies, walls, and barriers;
 - (h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;
 - (i) Paintings, murals, display cases, sculptures, and fountains;
 - (j) Music, news, and child-care facilities; and
 - (k) Any other useful, necessary, or desired **public improvement specified in the petition**;
 - (17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;
 - (18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;
 - (19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;
 - (20) Within its boundaries, to lease space for sidewalk cafe tables and chairs;
 - (21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;
 - (22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;
 - (23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;
 - (24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;
 - (25) To provide or support training programs for employees of businesses within the district;
 - (26) To provide refuse collection and disposal services within the district;
 - (27) To contract for or conduct economic, planning, marketing or other studies;
 - (28) To repair, restore, or maintain any abandoned cemetery on public or private land within the district;
- and
- (29) To partner with a telecommunications company or broadband service provider in order to construct or improve telecommunications facilities which shall be wholly owned and operated by the telecommunications company or broadband service provider, as the terms "telecommunications company" and "telecommunications facilities" are defined in section 386.020 and subject to the provisions of section 392.410, that are in an unserved or

underserved area, as defined in section 620.2450. Before any facilities are improved or constructed as a result of this section, the area shall be certified as unserved or underserved by the director of broadband development within the department of economic development;

(30) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

(1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and

(2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included.

6. No contract for construction or professional services shall be entered into by the district unless the contract is submitted to competitive bidding and the contract is awarded to the lowest or best bidder. Notice of the letting of the contracts shall be given in the manner provided by section 8.250.

67.1471. 1. The fiscal year for the district shall be the same as the fiscal year of the municipality.

2. No earlier than one hundred eighty days and no later than ninety days prior to the first day of each fiscal year, the board shall submit to the governing body of the city a proposed annual budget, setting forth expected expenditures, revenues, and rates of assessments and taxes, if any, for such fiscal year. The governing body may review and comment to the board on this proposed budget, but if such comments are given, the governing body of the municipality shall provide such written comments to the board no later than sixty days prior to the first day of the relevant fiscal year; such comments shall not constitute requirements but shall only be recommendations.

3. The board shall hold an annual meeting and adopt an annual budget no later than thirty days prior to the first day of each fiscal year.

4. Within one hundred twenty days after the end of each fiscal year, the district shall submit a report to the municipal clerk and the Missouri department of economic development ~~[stating]~~. **The report shall state the services provided, revenues collected, and expenditures made by the district during such fiscal year[.]; state the dates the district adopted its annual budget, submitted its proposed annual budget to the municipality, and submitted its annual report to the municipal clerk; and include** copies of written resolutions approved by the board during the fiscal year. The municipal clerk shall retain this report as part of the official records of the municipality and shall also cause this report to be spread upon the records of the governing body.

5. The state auditor may audit a district in the same manner as the auditor may audit any agency of the state.

6. Any district that fails to timely submit a proposed annual budget to the municipality, adopt an annual budget, or submit an annual report to the municipal clerk and the department of economic development shall be subject to a fine of one hundred dollars per day. Any fine under this subsection shall be imposed and collected by the department of economic development and paid into the public school fund of the municipality in which the district is located.

67.1481. 1. Each ordinance establishing a district shall set forth the term for the existence of such district which term may be defined as a minimum, maximum, or definite number of years, **but the term shall not exceed twenty-one years except as provided under subsection 6 of this section.**

2. Upon receipt by the municipal clerk of a proper petition and after notice and a public hearing, any district may be terminated by ordinance adopted by the governing body of the municipality prior to the expiration of its term if the district has no outstanding obligations. A copy of such ordinance shall be given to the department of economic development.

3. A petition for the termination of a district is proper if:

- (1) It names the district to be terminated;
- (2) It has been signed by owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district;
- (3) It has been signed by more than fifty percent per capita of owners of real property within the boundaries of the district;
- (4) It contains a plan for dissolution and distribution of the assets of the district; and
- (5) The signature block signed by each petitioner is in the form set forth in subdivision (4) of subsection 2 of section 67.1421.

4. The public hearing required by this section shall be held and notice of such public hearing shall be given in the manner set forth in section 67.1431. The notice shall contain the following information:

- (1) The date, time and place of the public hearing;
- (2) A statement that a petition requesting the termination of the district has been filed with the municipal clerk;
- (3) A statement that a copy of the petition is available at the office of the municipal clerk during regular business hours; and
- (4) A statement that all interested parties will be given an opportunity to be heard.

5. Upon expiration or termination of a district, the ~~assets~~ **real or personal property, machinery, equipment, materials, and supplies** of such district shall ~~either be distributed~~ **sold or transferred** in accordance with the plan for dissolution as approved by ordinance. ~~Every effort should be made by the municipality for the assets of the district to be distributed in such a manner so as to benefit the real property which was formerly a part of the district.~~ **All proceeds of sold property and district funds shall be distributed to the public school fund of the municipality in which the district is located.**

6. Prior to the expiration of the term of a district, a municipality may adopt an ordinance to extend the term of the existence of a district after holding a public hearing on the proposed extension. The extended term may be defined as a minimum, maximum, or definite number of years, but the extended term shall not exceed twenty-one years. Notice of the hearing shall be given in the same manner as required under section 67.1431, except the notice shall include the time, date, and place of the public hearing; the name of the district; a map showing the boundaries of the existing district; and a statement that all interested persons shall be given an opportunity to be heard at the public hearing.

67.1545. 1. Any district formed as a political subdivision may impose by resolution a district sales and use tax on all retail sales made in such district which are subject to taxation pursuant to sections 144.010 to 144.525, except sales of motor vehicles, trailers, boats or outboard motors and sales to or by public utilities and providers of communications, cable, or video services. Any sales and use tax imposed pursuant to this section may be imposed in increments of one-eighth of one percent, up to a maximum of one percent. Such district sales and use tax may be imposed for any district purpose designated by the district in its ballot of submission to its qualified voters; except that, no resolution adopted pursuant to this section shall become effective unless the board of directors of the district submits to the qualified voters of the district, by mail-in ballot, a proposal to authorize a sales and use tax pursuant to this section. If a majority of the votes cast by the qualified voters on the proposed sales tax are in favor of the sales tax, then the resolution is adopted. If a majority of the votes cast by the qualified voters are opposed to the sales tax, then the resolution is void.

2. The ballot shall be substantially in the following form:

Shall the _____ (insert name of district) Community Improvement District impose a community improvement districtwide sales and use tax at the maximum rate of _____ (insert amount) for a period of _____ (insert number) years from the date on which such tax is first imposed for the purpose of providing revenue for _____ (insert general description of the purpose)?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. Within ten days after the qualified voters have approved the imposition of the sales and use tax, the district shall, in accordance with section 32.087, notify the director of the department of revenue. The sales and use tax authorized by this section shall become effective on the first day of the second calendar quarter after the director of the department of revenue receives notice of the adoption of such tax.

4. The director of the department of revenue shall collect any tax adopted pursuant to this section pursuant to section 32.087.

5. In each district in which a sales and use tax is imposed pursuant to this section, every retailer shall add such additional tax imposed by the district to such retailer's sale price, and when so added such tax shall constitute a part of the purchase price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price.

6. In order to allow retailers to collect and report the sales and use tax authorized by this section as well as all other sales and use taxes required by law in the simplest and most efficient manner possible, a district may establish appropriate brackets to be used in the district imposing a tax pursuant to this section in lieu of the brackets provided in section 144.285.

7. The penalties provided in sections 144.010 to 144.525 shall apply to violations of this section.

8. All revenue received by the district from a sales and use tax imposed pursuant to this section which is designated for a specific purpose shall be deposited into a special trust fund and expended solely for such purpose. Upon the expiration of any sales and use tax adopted pursuant to this section, all funds remaining in the special trust fund shall continue to be used solely for the specific purpose designated in the resolution adopted by the qualified voters. Any funds in such special trust fund which are not needed for current expenditures may be invested by the board of directors pursuant to applicable laws relating to the investment of other district funds.

9. A district may repeal by resolution any sales and use tax imposed pursuant to this section before the expiration date of such sales and use tax unless the repeal of such sales and use tax will impair the district's ability to repay any liabilities the district has incurred, moneys the district has borrowed or obligation the district has issued to finance any improvements or services rendered for the district.

10. Notwithstanding the provisions of chapter 115, an election for a district sales and use tax under this section shall be conducted in accordance with the provisions of this section.

11. In each district in which a sales tax is imposed under this section:

(a) The board shall post a sign outdoors near each customer entrance of each retail establishment in the district. The sign shall be no smaller than one foot by two feet with the writing thereon clearly legible and no smaller than three-quarters inch in height; and

(b) Every retailer shall prominently display a sign at the point of sale area.

The signs shall substantively state: "The _____ Community Improvement District board of directors charges a sales tax of _____ percent at (this/these) (retailer/retailers) in addition to the state and local sales tax rates of _____ percent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 084

Adams	Andrews	Appelbaum	Aune	Bailey
Baker	Bangert	Basye	Billington	Black 7
Boggs	Bromley	Brown 70	Buchheit-Courtway	Burton
Chipman	Christofanelli	Clemens	Coleman 97	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Eggleston	Gregory 51	Grier	Gunby	Hardwick
Hicks	Hill	Hovis	Hudson	Kelley 127
Kelly 141	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Murphy	O'Donnell
Patterson	Perkins	Person	Phifer	Pike
Pollock 123	Richey	Riggs	Riley	Roden
Roerber	Rogers	Rone	Ruth	Sander
Sauls	Schnelting	Schroer	Schwadron	Seitz
Shaul	Simmons	Smith 163	Smith 67	Stacy
Tate	Taylor 139	Taylor 48	Thomas	Toalson Reisch
Trent	Turnbaugh	Wallingford	Walsh 50	Walsh Moore 93
West	Wiemann	Young	Mr. Speaker	

NOES: 065

Anderson	Atchison	Baringer	Barnes	Black 137
Bland Manlove	Brown 16	Brown 27	Burger	Burnett
Busick	Butz	Dinkins	Dogan	Doll
Ellebracht	Evans	Falkner	Fishel	Fogle
Francis	Gray	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Henderson
Houx	Hurlbert	Ingle	Johnson	Kalberloh
Knight	Lewis 25	Mackey	Merideth	Morse
Mosley	Nurrenbern	Owen	Plocher	Pollitt 52
Porter	Quade	Railsback	Reedy	Roberts
Rowland	Sassmann	Sharp 36	Sharpe 4	Shields
Smith 155	Stephens 128	Stevens 46	Terry	Thompson
Unsicker	Van Schoiack	Veit	Weber	Wright

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bosley	Coleman 32	Collins	Cupps
Derges	Fitzwater	Kidd	Pietzman	Pouche
Price IV	Proudie	Windham		

VACANCIES: 001

Representative Morse offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 441, Page 2, Section 105.145, Line 32, by inserting the following after all of said line:

"However, for any municipality with fewer than three thousand five hundred inhabitants, the collective total of fines under this subsection shall not exceed ten percent of the total sales and use tax revenue of the fiscal year for which the annual financial statement was not timely filed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 441, Page 1, Line 1, by inserting after "Bill No. 441," the following:

"Page 1, Section A, Line 3, by inserting the following after all of said section and line:

"71.990. 1. As used in this section, the following terms mean:

(1) "Goods", any merchandise, equipment, products, supplies, or materials;
(2) "Home-based business", any business operated in a residential dwelling that manufactures, provides, or sells goods or services and that is owned and operated by the owner or tenant of the residential dwelling.

2. Any person who resides in a residential dwelling may use the residential dwelling for a home-based business, unless such use is restricted by:

- (1) Any deed restriction, covenant, or agreement restricting the use of land; or**
- (2) Any master deed, bylaw, or other document applicable to a common-interest ownership community.**

3. Except as prescribed under subsection 4 of this section, a municipality shall not prohibit the operation of a no-impact home-based business or otherwise require a person to apply for, register for, or obtain any permit, license, variance, or other type of prior approval from the municipality to operate a no-impact home-based business. For the purposes of this section, a home-based business qualifies as a no-impact home-based business if:

- (1) The total number of employees and clients on-site at one time does not exceed the municipal occupancy limit for the residential dwelling; and**
- (2) The activities of the business:**
 - (a) Are limited to the sale of lawful goods and services;**
 - (b) May involve having more than one client on the property at one time;**
 - (c) Do not generate on-street parking or cause a substantial increase in traffic through the residential area;**
 - (d) Occur inside the residential dwelling or in the yard of the residential dwelling;**
 - (e) Are not visible from the street; and**
 - (f) Do not violate any narrowly tailored regulation established under subsection 4 of this section.**

4. A municipality may establish reasonable regulations on a home-based business if the regulations are narrowly tailored for the purpose of:

- (1) Protecting the public health and safety, including regulations related to fire and building codes, health and sanitation, transportation or traffic control, solid or hazardous waste, pollution, and noise control;**
- (2) Ensuring that the business activity is:**
 - (a) Compatible with the residential use of the property and surrounding properties;**
 - (b) Secondary to the property's use as a residential dwelling; and**
 - (c) Compliant with state and federal law and paying applicable taxes; or**
- (3) Limiting or prohibiting a home-based business whose business involves:**
 - (a) Selling illegal drugs;**
 - (b) Selling liquor;**
 - (c) Operating or maintaining a structured sober-living home;**
 - (d) Pornography;**
 - (e) Obscenity;**
 - (f) Nude or topless dancing; or**
 - (g) Other adult-oriented business.**

5. No municipality shall require a person, as a condition of operating a home-based business, to:

- (1) Rezone the property for commercial use;**
- (2) Obtain a home-based business license or other general business license; or**
- (3) Install or equip fire sprinklers in a single-family detached residential dwelling or any residential dwelling with no more than two dwelling units.**

6. Whether a regulation complies with this section is a judicial question, and the municipality that enacts the regulation shall establish by clear and convincing evidence that the regulation complies with this section.

89.080. Such local legislative body shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of sections 89.010 to 89.140 may provide that the board of adjustment may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained. The board of adjustment shall consist of five members, who shall be residents of the municipality except as provided in section 305.410. The membership of the first board appointed shall serve respectively, one for one year, one for two years, one for three years, one for four years, and one for five years. Thereafter members shall be appointed for terms of five years each. Three alternate members may be appointed to serve in the absence of or the disqualification of the regular members. All members and alternates shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant. The board shall elect its own chairman who shall serve for one year. The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to sections 89.010 to 89.140. Meetings of the board shall be held at

the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record. A **record** of all testimony, objections thereto and rulings thereon, shall be:

- (1) Taken down by a reporter employed by the board for that purpose; or
 - (2) **Made by a competent person utilizing any form of audiotape, videotape, or digital recording.**;
- and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier moved that **House Amendment No. 1 to House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Grier:

AYES: 068

Bailey	Baker	Basye	Billington	Black 137
Buchheit-Courtway	Burger	Chipman	Christofanelli	Coleman 97
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Fitzwater	Gregory 96	Grier
Haley	Hardwick	Hicks	Hill	Hovis
Hudson	Hurlbert	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mackey	Mayhew	Murphy
Owen	Perkins	Pike	Plocher	Pollock 123
Richey	Riggs	Riley	Roeber	Rone
Ruth	Sander	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Shaul	Simmons	Smith 155
Smith 163	Stacy	Tate	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	Wiemann	Mr. Speaker		

NOES: 077

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black 7
Bromley	Brown 16	Brown 27	Burnett	Burton
Busick	Butz	Clemens	Cook	Copeland
Doll	Ellebracht	Evans	Falkner	Fishel
Fogle	Francis	Gray	Gregory 51	Griesheimer
Griffith	Gunby	Haden	Haffner	Hannegan
Henderson	Houx	Ingle	Johnson	Kalberloh
Knight	Lewis 25	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Nurrenbern	O'Donnell
Patterson	Person	Phifer	Pollitt 52	Porter
Quade	Railsback	Reedy	Roberts	Rowland
Sassmann	Sauls	Sharpe 4	Shields	Smith 67
Stephens 128	Stevens 46	Terry	Thompson	Turnbaugh
Unsicker	Veit	Walsh Moore 93	Weber	West
Wright	Young			

PRESENT: 001

McDaniel

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Boggs	Bosley	Brown 70
Coleman 32	Collins	Cupps	Derges	Pietzman
Pouche	Price IV	Proudie	Roden	Rogers
Windham				

VACANCIES: 001

Representative Basye offered **House Amendment No. 2 to House Amendment No. 5.**

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 441, Page 1, Line 6, by inserting after all of said line the following:

"Further amend said bill, Page 5, Section 105.145, Line 145, by inserting after all of said section and line the following:

"162.052. 1. The registered voters of a school district may file a petition with the district's school board asking that an item be placed on a board meeting agenda. If the school board of a school district receives a petition, signed by at least five percent of the registered voters of the school district voting in the last school board election, calling for an item to be placed on the agenda for the school board's next meeting, the school board shall place the requested item on the next meeting's agenda and shall take a vote on the petitioned item. The petition shall include each signer's printed or typed name, registered voting address, signature, and the date signed.

2. The school board shall follow all relevant board policies in regards to the placement of the item on the agenda, time allowed for discussion, testimony allowed, quorum requirements, the process by which a vote is taken, and the required number of votes for approval.

3. The petition shall contain a concise statement of what the school board is being requested to discuss and vote upon. Such statement shall consist of no more than one hundred words. The item requested by the petition shall be presented to the board in its exact form and shall not be modified by the board.

4. A petition to request an item to be placed on the school board's agenda shall not be submitted for the same item more than once every six months.

5. Items that may be presented to the board by petition shall include, but shall not be limited to:

- (1) Implementing, changing, or repealing a board policy;**
- (2) Modifying or reversing an action by school administration or requesting that certain action be taken by school administration;**
- (3) Implementing, changing, or discontinuing the use of any curriculum or course of instruction; or**
- (4) Modifying the school calendar.**

6. The petition process under this section shall not be used to recall board members, change district boundaries, authorize any bonding, impose any additional tax, or for any other purpose that would require an issue be placed on the ballot to be voted upon by residents at an election. However, a petition may be used under this section to request that any of the issues described under this subsection be discussed at an upcoming school board meeting and voted upon by the school board for further consideration by the district's voters."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Aune raised a point of order that **House Amendment No. 2 to House Amendment No. 5** was not timely distributed.

The Chair ruled the point of order not well taken.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 039

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Doll
Ellebracht	Fogle	Gray	Gunby	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Quade	Rowland
Sauls	Sharp 36	Smith 67	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Bailey	Bosley	Collins	Cupps
Derges	Dogan	Ingle	McDaniel	Pietzman
Pouche	Price IV	Proudie	Roden	Roeber
Rogers	Stevens 46	Windham		

VACANCIES: 001

Representative Basye moved that **House Amendment No. 2 to House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGirl
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 038

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Doll
Ellebracht	Fogle	Gray	Gunby	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Phifer	Quade	Rowland	Sauls
Sharp 36	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Bailey	Bosley	Collins	Cupps
Derges	Dogan	Hicks	Ingle	Kidd
McDaniel	Person	Pietzman	Pouche	Price IV
Roden	Roeber	Rogers	Stevens 46	Windham

VACANCIES: 001

On motion of Representative Morse, **House Amendment No. 5** was adopted.

Representative Falkner moved that **HCS HB 441, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted by the following vote, the ayes and noes having been demanded by Representative Hill:

AYES: 088

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Black 137	Black 7	Bromley	Brown 16	Brown 27
Burger	Burton	Busick	Butz	Cook
Deaton	Dinkins	Dogan	Ellebracht	Evans
Falkner	Fogle	Francis	Gray	Gregory 51
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Houx
Hovis	Hurlbert	Ingle	Kalberloh	Kelley 127
Kidd	Knight	Lewis 25	Lewis 6	Mackey
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Proudie	Quade	Railsback	Reedy
Riggs	Rowland	Ruth	Sassmann	Sauls
Sharp 36	Sharpe 4	Shields	Smith 67	Terry
Thompson	Turnbaugh	Unsicker	Van Schoiack	Veit
Weber	Wiemann	Wright		

NOES: 058

Baker	Basye	Billington	Boggs	Brown 70
Buchheit-Courtway	Burnett	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Copeland	Davidson	Davis
DeGroot	Doll	Eggleston	Fishel	Fitzwater
Gregory 96	Grier	Hicks	Hill	Hudson
Johnson	Kelly 141	Lovasco	Mayhew	McCreery
Perkins	Pollock 123	Riley	Roberts	Rone
Sander	Schnelting	Schroer	Schwadron	Seitz
Shaul	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Trent	Wallingford	Walsh 50	Walsh Moore 93
West	Young	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Bosley	Collins	Cupps
Derges	McDaniel	Pietzman	Pouche	Price IV
Richey	Roden	Roeber	Rogers	Stevens 46
Windham				

VACANCIES: 001

HB 604, relating to certificates of self-insurance, was taken up by Representative Gregory (51).

Representative Gregory (51) moved that the title of **HB 604** be agreed to.

Representative Gregory (51) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 604, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "the regulation of insurance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory (51), **House Amendment No. 1** was adopted.

Representative Gregory (51) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 604, Page 1, Section 303.220, Line 15, by inserting after all of said line the following:

"375.029. 1. As used in this section, the following terms mean:

(1) "Director", the director of the department of commerce and insurance;

(2) "Insurance producer", a person required to be licensed under the laws of this state to sell, solicit, or negotiate insurance.

2. (1) Subject to approval by the director, an insurance producer's active participation as an individual member or employee of a business entity producer member of a local, regional, state, or national professional insurance association may be approved for up to four hours of continuing education credit per each biennial reporting period.

(2) An insurance producer shall not use continuing education credit granted under this section to satisfy continuing education hours required to be completed in a classroom or classroom-equivalent setting, or to satisfy any continuing education ethics requirements.

(3) The continuing education hours referenced in subdivision (1) of subsection 2 of this section shall be credited upon the timely filing with the director by the insurance producer of an appropriate written statement in a form acceptable to the director, or by a certification from the local, regional, state, or national professional insurance association through written form or electronic filing acceptable to the director.

3. The director may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly

On motion of Representative Gregory (51), **House Amendment No. 2** was adopted.

On motion of Representative Gregory (51), **HB 604, as amended**, was ordered perfected and printed.

HB 678, relating to areas of a court of law, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 678** was agreed to.

Representative O'Donnell assumed the Chair.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 678, Page 2, Section 49.310, Lines 22-25, by deleting all of said lines and inserting in lieu thereof the following:

"3. In the absence of a local agreement otherwise, for any courthouse that contains both county offices and court facilities, the presiding judge of the circuit may establish rules and procedures for court facilities and areas necessary for court-related ingress, court-related egress and other reasonable court-related usage, but the county commission shall have authority over all other areas of the courthouse."; and

Further amend said bill and page, Section 476.083, Line 10, by inserting immediately before the word "courtrooms" the words "court facilities, including"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 678, Page 1, Section A, Line 2, by inserting after all of said line and section the following:

~~"[49.266. 1. The county commission in all noncharter counties may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.~~

~~2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.~~

~~3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:~~

~~(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and~~

~~(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.~~

~~4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted.]~~

49.266. 1. The county commission in all **noncharter** counties ~~[of the first, second or fourth classification]~~ may by order or ordinance promulgate reasonable regulations concerning the use of county property, the hours, conditions, methods and manner of such use and the regulation of pedestrian and vehicular traffic and parking thereon.

2. Violation of any regulation so adopted under subsection 1 of this section is an infraction.

3. Upon a determination by the state fire marshal that a burn ban order is appropriate for a county because:

(1) An actual or impending occurrence of a natural disaster of major proportions within the county jeopardizes the safety and welfare of the inhabitants of such county; and

(2) The U.S. Drought Monitor has designated the county as an area of severe, extreme, or exceptional drought, the county commission may adopt an order or ordinance issuing a burn ban, which may carry a penalty of up to a class A misdemeanor. State agencies responsible for fire management or suppression activities and persons conducting agricultural burning using best management practices shall not be subject to the provisions of this subsection. The ability of an individual, organization, or corporation to sell fireworks shall not be affected by the issuance of a burn ban. The county burn ban may prohibit the explosion or ignition of any missile or skyrocket as the terms "missile" and "skyrocket" are defined by the 2012 edition of the American Fireworks Standards Laboratory, but shall not ban the explosion or ignition of any other consumer fireworks as the term "consumer fireworks" is defined under section 320.106.

4. The regulations so adopted shall be codified, printed and made available for public use and adequate signs concerning smoking, traffic and parking regulations shall be posted."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Wiemann offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 678, Page 3, Section 476.083, Line 30, by inserting immediately after said section and line the following:

"478.600. 1. There shall be four circuit judges in the eleventh judicial circuit. These judges shall sit in divisions numbered one, two, three and four. Beginning on January 1, 2007, there shall be six circuit judges in the eleventh judicial circuit and these judges shall sit in divisions numbered one, two, three, four, five, and seven. The division five associate circuit judge position and the division seven associate circuit judge position shall become circuit judge positions beginning January 1, 2007, and shall be numbered as divisions five and seven. **Beginning January 1, 2023, there shall be seven circuit judges in the eleventh judicial circuit, and these judges shall sit in divisions numbered one, two, three, four, five, seven, and fifteen.**

2. The circuit judge in division two shall be elected in 1980. The circuit judge in division four shall be elected in 1982. The circuit judge in division one shall be elected in 1984. The circuit judge in division three shall be elected in 1992. The circuit judges in divisions five and seven shall be elected for a six-year term in 2006. **The circuit judge in division fifteen shall be elected in 2022.**

3. Beginning January 1, 2007, the family court commissioner positions in the eleventh judicial circuit appointed under section 487.020 shall become associate circuit judge positions in all respects and shall be designated as divisions nine and ten respectively. These positions may retain the duties and responsibilities with regard to the family court. The associate circuit judges in divisions nine and ten shall be elected in 2006 for full four-year terms.

4. Beginning on January 1, 2007, the treatment court commissioner position in the eleventh judicial circuit appointed under section 478.003 shall become an associate circuit judge position in all respects and shall be designated as division eleven. This position ~~[retains]~~ **may retain** the duties and responsibilities with regard to the treatment court. Such associate circuit judge shall be elected in 2006 for a full four-year term. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

5. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2016. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320. Beginning in fiscal year 2019, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2020. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 3** was adopted.

On motion of Representative Eggleston, **HB 678, as amended**, was ordered perfected and printed.

HB 299, relating to child custody arrangements, was taken up by Representative Wallingford.

On motion of Representative Wallingford, the title of **HB 299** was agreed to.

On motion of Representative Wallingford, **HB 299** was ordered perfected and printed.

HCS HB 248, relating to property tax assessments, was taken up by Representative Coleman (32).

On motion of Representative Coleman (32), the title of **HCS HB 248** was agreed to.

Representative Coleman (32) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 248, Page 6, Section 137.115, Line 192, by inserting after the number "(1)" the letter "(a)"; and

Further amend said bill and section, Page 7, Line 203, by inserting after said line the following:

"(b) In addition to the limitation on the growth of the true value of all residential real property under this subsection, beginning with the effective date of this subsection, there shall be a one-time reduction to the true value of all residential real property of twenty percent of the value of such property from the most recently assessed value."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Proudie	Quade
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Black 7	Bosley	Collins	Cupps
Derges	Dogan	Gregory 96	McDaniel	Phifer
Pietzman	Pouche	Price IV	Roeber	Rogers
Simmons	Tate			

VACANCIES: 001

On motion of Representative Coleman (32), **House Amendment No. 1** was adopted.

Representative Bland Manlove offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 248, Page 7, Section 137.115, Line 209, by deleting the word "**ten**" and inserting in lieu thereof the word "**five**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bland Manlove, **House Amendment No. 2** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Davidson	Davis
Deaton	DeGroot	Dinkins	Eggleston	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Railsback	Reedy	Richey	Riggs	Riley
Rone	Ruth	Sander	Sassmann	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Barnes	Bland Manlove	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Doll	Ellebracht
Fogle	Gray	Gunby	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Baringer	Black 7	Bosley	Collins
Copeland	Cupps	Derges	Dogan	Evans
Gregory 96	Ingle	McDaniel	Pietzman	Pouche
Price IV	Roberts	Roden	Roeber	Schnelting
Schroer	Stephens 128	Tate		

VACANCIES: 001

On motion of Representative Coleman (32), **HCS HB 248, as amended**, was adopted.

On motion of Representative Coleman (32), **HCS HB 248, as amended**, was ordered perfected and printed.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 43 - Health and Mental Health Policy

SS SB 141 - Judiciary

SS SB 176 - Emerging Issues

SS SB 258 - Veterans

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 594**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (15): Burger, Busick, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (2): Collins and Knight

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (1): Baringer

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 306**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 500**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Fitzwater, Griesheimer, Richey and Wiemann

Noes (2): Baringer and Terry

Absent (2): Eggleston and Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1242**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (2): Eggleston and Walsh (50)

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 297**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (5): Hicks, Houx, Shaul, Taylor (139) and Veit

Noes (1): Burnett

Absent (3): Kelly (141), McCreery and Wiemann

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 63** entitled:

An act to repeal section 338.710, RSMo, and to enact in lieu thereof two new sections relating to the monitoring of certain prescribed controlled substances, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, April 7, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, April 14, 2021, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Discussion of House policy changes.

CHILDREN AND FAMILIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431, HB 1276, HB 852

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 517

Executive session will be held: HB 511, HJR 11

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 5.

Executive session will be held: HB 88, HB 690, HB 1324, HB 1339

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1399, HB 26, HJR 48, HB 680

Executive session will be held: HJR 34, HB 925

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 743, HB 1360, HB 1381, HB 254, HB 368

Executive session will be held: HB 64, HB 465, HB 872

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 3.

Remote testimony will be considered on: HB 751

Executive session may be held on any matter referred to the committee.

INSURANCE

Wednesday, April 7, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 907

Executive session will be held: HB 240

Executive session may be held on any matter referred to the committee.

CANCELLED

INSURANCE

Tuesday, April 13, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 907

Executive session will be held: HB 240

Executive session may be held on any matter referred to the committee.

JUDICIARY

Thursday, April 8, 2021, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 1003, HB 1415

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1365

Executive session will be held: HB 807

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation by Public School and Education Employee Retirement Systems of Missouri (PSRS/PEERS).

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 7, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCS HJR 24, HCR 36, HJR 43, HJR 60, HCS HB 242,

HCS HB 245, HB 352, HB 390, HCS HB 745, HB 931, HB 1156, HB 1178, HCS HB 1408

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Follow-up discussion with the Department of Social Services, Director Jennifer Tidball, on operations, funding, and claim handling.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 6. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 5. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

TRANSPORTATION

Wednesday, April 7, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 569, HB 1319, HB 1205, HB 1355, HB 1029

Executive session will be held: SCS SB 49, HB 1230, HB 1259, HB 1413, HB 1217, HB 1150

Executive session may be held on any matter referred to the committee.

CANCELLED

TRANSPORTATION

Thursday, April 8, 2021, upon adjournment, House Hearing Room 1.

Public hearing will be held: HB 569, HB 1319, HB 1205, HB 1355, HB 1029

Executive session will be held: SCS SB 49, HB 1230, HB 1259, HB 1413, HB 1217, HB 1150

Executive session may be held on any matter referred to the committee.

Added HB 569, HB 1319, HB 1205, HB 1355, HB 1029.

AMENDED

UTILITIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1164, HB 1378

Executive session will be held: HCR 9

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 425, HB 688, HJR 57

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Thursday, April 8, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HB 1307

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-NINTH DAY, WEDNESDAY, APRIL 7, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HS HB 297 - Wallingford
HB 370 - Christofanelli
HB 570 - Basye
HB 708 - Trent
HCS HB 27 - Walsh (50)
HB 259 - Evans
HCS HB 402 - Mosley
HCS HB 475 - Grier
HB 1069 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439 - Davidson

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey
HCS HB 1095 - Deaton
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 253 - Fishel

HB 261 - Black (137)
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441, as amended (Legislative Review 4/6/21) - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 589 - Knight
HCS HB 682 - Chipman
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 6 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill
HS HCS HB 306, E.C. - Griesheimer
HB 60 - Schnelting
HCS HB 1236, E.C. - Smith (163)
HCS HB 1242, E.C. - Evans
HB 167 - Hardwick
HB 563 - Owen
HB 391 - Griffith

HCS HB 252 - Fishel

HB 500 - Schroer

HB 661 - Ruth

HCS HB 744 - Roberts

SENATE BILLS FOR SECOND READING

SS SB 63

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-NINTH DAY, WEDNESDAY, APRIL 7, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

He that loveth not knoweth not God; for God is love. (1 John 4:8)

O God of our ancestors and our God, to You do we come in prayer, lifting our minds and hearts into Your holy presence. Assure us that You are with us and that we have a real place in Your heart and in Your endeavors to bring righteousness, peace and good will to our chamber. We know that we are all too imperfect and that we have offended You sometimes, yet we believe that You are with us, loving us with a love that never lets us go and never lets us down. In Your love we would live, by Your love we would learn, and through Your love we would find light for our day here in our beautiful Missouri. May we be our loving best as we face the tasks of this spring day.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Ellie Bennett.

The Journal of the forty-eighth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SB 63, relating to the monitoring of certain prescribed controlled substances, with penalty provisions.

THIRD READING OF HOUSE BILLS

HCS HB 946, relating to the release of a defendant, was placed on the Informal Calendar.

HS HCS HB 306, relating to expanding choices for educational opportunities, was taken up by Representative Griesheimer.

On motion of Representative Griesheimer, **HS HCS HB 306** was read the third time and passed by the following vote:

AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roden	Roerber	Rogers	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Bosley	Clemens	Collins	Cupps
Derges	McDaniel	Person	Pietzman	Roberts
Rone	Thomas	Veit	Windham	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton

Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGirt	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 001

Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bosley	Cupps	Derges	Gregory 51
Hicks	Person	Pietzman	Price IV	Windham

VACANCIES: 001

HCS HB 1236, relating to state fiscal management, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1236** was read the third time and passed by the following vote:

AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Davidson	Davis

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Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 002

Merideth	Phifer
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PRESENT: 002

Bland Manlove	Windham
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ABSENT WITH LEAVE: 010

Aldridge	Bailey	Bosley	Cupps	Derges
Person	Pietzman	Price IV	Tate	Walsh Moore 93

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 144

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert

Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGirt
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shields	Simmons	Smith 155
Smith 163	Stacy	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 002

Merideth Phifer

PRESENT: 003

Bland Manlove Doll Johnson

ABSENT WITH LEAVE: 013

Aldridge	Bosley	Cupps	Derges	Evans
Hardwick	Person	Pietzman	Price IV	Shaul
Smith 67	Stephens 128	Tate		

VACANCIES: 001

HB 60, HCS HB 1242, HB 167, HB 563, HB 391, HCS HB 252, HB 500, and HB 661 were placed on the Informal Calendar.

HCS HB 744, relating to orders of protection, was taken up by Representative Roberts.

On motion of Representative Roberts, **HCS HB 744** was read the third time and passed by the following vote:

AYES: 151

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx

Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollett 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 002

Davis Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bosley	Cupps	Derges	Person
Pietzman	Price IV	Stephens 128	Tate	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 782, HB 920, HCS HB 307, HB 316, HB 894, HS HB 513, HS HB 152, HB 474, and HCS HB 785 were placed on the Informal Calendar.

HB 991, relating to income tax, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HB 991** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 991, Page 1, Section A, Line 2, by inserting after said section and line the following:

"143.088. Notwithstanding any provision of law to the contrary, for all tax years beginning on or after January 1, 2022, there shall be no tax imposed under this chapter on the income of any person who is under twenty-six years of age on the first day of the tax year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

On motion of Representative Smith (163), **HB 991** was ordered perfected and printed.

HB 212, relating to the transportation and storage of firearms, was placed on the Informal Calendar.

HS HB 297, relating to institutions of higher education, was placed on the Informal Calendar.

HB 370, relating to HIV prevention, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HB 370** was agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 370, Pages 4-7, Sections 338.730-338.735, Lines 1-65 and 1-55, by deleting all of said sections and lines and inserting in lieu thereof the following:

"338.730. 1. Notwithstanding any other law to the contrary, a pharmacist may dispense HIV preexposure prophylaxis in accordance with this section. Such prophylaxis shall be dispensed only if the pharmacist follows a written protocol authorized by a licensed physician.

2. For purposes of this section, "preexposure prophylaxis" shall mean any drug approved by the Food and Drug Administration that meets the same clinical eligibility recommendations provided in CDC guidelines.

3. For purposes of this section, "CDC guidelines" shall mean the current HIV guidelines published by the federal Centers for Disease Control and Prevention.

4. The state board of registration for the healing arts and the state board of pharmacy shall jointly promulgate rules and regulations for the administration of this section. Neither board shall separately promulgate rules governing a pharmacist's authority to dispense HIV preexposure prophylaxis under this section.

5. A pharmacist may furnish a thirty-day supply of preexposure prophylaxis to a patient if all of the following conditions are met:

(1) The patient is HIV negative, as documented by a negative HIV test result obtained within the previous seven days from an HIV antigen/antibody test or antibody-only test or from a rapid point-of-care fingerstick blood test approved by the federal Food and Drug Administration. If the patient does not provide evidence of a negative HIV test in accordance with this subdivision, the pharmacist shall order an HIV test. If the test results are not transmitted directly to the pharmacist, the pharmacist shall verify the test results to the pharmacist's satisfaction. If the patient tests positive for HIV infection, the pharmacist or person administering the test shall direct the patient to a health care provider and provide a list of providers and clinics in the region;

(2) The patient does not report any signs or symptoms of acute HIV infection on a self-reported checklist of acute HIV infection signs and symptoms;

(3) The patient does not report taking any contraindicated medications;

(4) A pharmacist provides counseling to the patient on the ongoing use of preexposure prophylaxis, which may include education about side effects, safety during pregnancy and breast-feeding, adherence to recommended dosing, and the importance of timely testing and treatment, as applicable, for HIV, renal function, hepatitis B, hepatitis C, sexually transmitted diseases, and pregnancy for individuals of child-bearing capacity. The pharmacist shall not permit the patient to waive the counseling required under this subdivision; and

(5) A pharmacist notifies the patient's health care provider that the pharmacist completed the requirements specified in this section. If the patient does not have a health care provider or refuses consent to notify the patient's health care provider, the pharmacist shall provide the patient a list of physicians and surgeons, clinics, or other health care providers to contact regarding ongoing care for preexposure prophylaxis.

6. A pharmacist shall notify the patient that the patient shall be seen by a health care provider to receive subsequent prescriptions for preexposure prophylaxis and that a pharmacist shall not furnish a thirty-day supply of preexposure prophylaxis to a single patient more than once every two years.

7. A pharmacist shall document, to the extent possible, the services provided by the pharmacist in the patient's record in the record system maintained by the pharmacy. The pharmacist shall maintain records of preexposure prophylaxis furnished to each patient.

8. A pharmacist shall not furnish, under the provisions of this section, a thirty-day supply of preexposure prophylaxis to a single patient more than once every two years. A pharmacist may furnish more than a thirty-day supply of preexposure prophylaxis to a single patient if directed by a prescriber.

9. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

338.735. 1. Notwithstanding any other law to the contrary, a pharmacist may dispense HIV postexposure prophylaxis in accordance with this section. Such prophylaxis shall be dispensed only if the pharmacist follows a written protocol authorized by a licensed physician.

2. For purposes of this section, "postexposure prophylaxis" shall mean any drug approved by the Food and Drug Administration that meets the same clinical eligibility recommendations provided in CDC guidelines.

3. For purposes of this section, "CDC guidelines" shall mean the current HIV guidelines published by the federal Centers for Disease Control and Prevention.

4. The state board of registration for the healing arts and the state board of pharmacy shall jointly promulgate rules and regulations for the administration of this section. Neither board shall separately promulgate rules governing a pharmacist's authority to dispense HIV postexposure prophylaxis under this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

On motion of Representative Christofanelli, **HB 370, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 472, HB 478, HCS HB 303, HB 317, HCS HB 602, HCS HB 944, and HCS HB 137 were placed back on the House Bills for Perfection Calendar.

HB 911, relating to the designation of a memorial highway, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HB 911** was agreed to.

On motion of Representative Hill, **HB 911** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 248 - Fiscal Review
HB 678 - Fiscal Review
HB 952 - General Laws
HB 1358 - Special Committee on Litigation Reform
HB 1425 - Special Committee on Urban Issues

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 7 - Emerging Issues

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 6 - Insurance
SB 9 - Professional Registration and Licensing
SS SCS SBs 53 & 60 - Judiciary
SS SB 64 - Emerging Issues
SB 72 - Special Committee on Tourism
SB 86 - Elementary and Secondary Education
SCS SB 91 - Judiciary
SCS SB 119 - General Laws
SB 128 - General Laws
SS SCS SB 152 - Elementary and Secondary Education
SS SCS SB 289 - Public Safety
SB 365 - Economic Development
SCS SB 403 - Emerging Issues
SCS SB 457 - Emerging Issues
SCS SB 520 - Transportation

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SS SCS SB 289 - Special Committee on Government Accountability

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 64**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Baker, Bangert, Basye, Brown (70), DeGroot, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy and Terry

Noes (0)

Absent (6): Black (7), Christofanelli, Dogan, Grier, Hicks and Toalson Reisch

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 465**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Baker, Bangert, Basye, Brown (70), DeGroot, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy and Terry

Noes (0)

Absent (6): Black (7), Christofanelli, Dogan, Grier, Hicks and Toalson Reisch

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 872**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Baker, Bangert, Basye, Brown (70), DeGroot, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy and Terry

Noes (0)

Absent (6): Black (7), Christofanelli, Dogan, Grier, Hicks and Toalson Reisch

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1174**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (3): Cupps, Haffner and Taylor (139)

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 628**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Schnelting, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (3): Boggs, Ruth and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 816**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Brown (16), Davidson, Hurlbert, Merideth, Pollitt (52), Riley, Rogers, Schnelting, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (4): Boggs, Ingle, Ruth and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 919**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Brown (16), Davidson, Hurlbert, Ingle, Pollitt (52), Riley, Schnelting, Sharp (36), Trent and Weber

Noes (2): Merideth and Rogers

Absent (4): Boggs, Ruth, Schroer and Schwadron

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1068**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Rogers, Schnelting, Schwadron and Trent

Noes (3): Merideth, Sharp (36) and Weber

Absent (4): Boggs, Ingle, Ruth and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1291**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Brown (16), Davidson, Hurlbert, Merideth, Pollitt (52), Riley, Rogers, Schnelting, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (4): Boggs, Ingle, Ruth and Schroer

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HJR 51**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Smith (155), Stephens (128), Stevens (46), Wallingford and Wright

Noes (2): Seitz and Thomas

Absent (1): Pollock (123)

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 766**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Andrews, Aune, Billington, Boggs, Burton, Busick, Butz, Murphy, Sassmann, Schroer, Schwadron, Seitz, Smith (67) and Turnbaugh

Noes (0)

Absent (4): Brown (16), Falkner, Sander and Smith (155)

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 838**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Andrews, Billington, Boggs, Busick, Murphy, Sander, Sassmann, Schroer, Schwadron and Seitz

Noes (5): Aune, Burton, Butz, Smith (67) and Turnbaugh

Absent (3): Brown (16), Falkner and Smith (155)

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 851**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Andrews, Billington, Boggs, Busick, Murphy, Sander, Sassmann, Schroer, Schwadron and Seitz

Noes (4): Aune, Burton, Butz and Smith (67)

Absent (4): Brown (16), Falkner, Smith (155) and Turnbaugh

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Andrews, Aune, Billington, Boggs, Burton, Busick, Butz, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz and Smith (67)

Noes (0)

Absent (4): Brown (16), Falkner, Smith (155) and Turnbaugh

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1288**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Andrews, Aune, Billington, Boggs, Burton, Busick, Butz, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz and Smith (67)

Noes (0)

Absent (4): Brown (16), Falkner, Smith (155) and Turnbaugh

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 389**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Bromley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1153**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 9**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Atchison, Black (137), Bromley, Fitzwater, Gunby, Kidd, Lewis (6) and McCreery

Noes (0)

Absent (2): Brown (70) and Simmons

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1056**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, Morse, O'Donnell, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (2): Pouche and Rowland

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bailey, Christofanelli, Griesheimer, Haffner and Richey

Noes (3): Aune, Proudie and Rogers

Absent (3): Basye, Hill and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJR 24**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Christofanelli, Griesheimer, Haffner, Proudie and Richey

Noes (2): Aune and Rogers

Absent (3): Basye, Hill and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bailey, Christofanelli, Griesheimer, Haffner and Richey

Noes (3): Aune, Proudie and Rogers

Absent (3): Basye, Hill and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bailey, Christofanelli, Griesheimer, Haffner and Richey

Noes (3): Aune, Proudie and Rogers

Absent (3): Basye, Hill and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 242**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Bailey, Griesheimer, Haffner, Proudie, Richey and Rogers

Noes (1): Christofanelli

Absent (3): Basye, Hill and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 245**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Christofanelli, Griesheimer, Haffner, Proudie, Richey and Rogers

Noes (1): Aune

Absent (3): Basye, Hill and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 352**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 390**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 745**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 931**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1156**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1178**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1408**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Hill

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 46** entitled:

An act to repeal sections 115.151, 115.160, 115.960, 301.558, 306.030, and 307.380, RSMo, and to enact in lieu thereof seven new sections relating to transportation.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 120** entitled:

An act to repeal sections 36.020, 143.121, 143.124, 302.188, 379.122, 620.2005, 620.2010, and 650.005, RSMo, and to enact in lieu thereof fifteen new sections relating to military affairs, with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 327** entitled:

An act to repeal sections 135.325, 135.326, 135.327, 135.335, 135.800, 191.975, 193.075, 210.150, 211.447, 452.375, 453.014, 453.030, 453.040, and 453.070, RSMo, and to enact in lieu thereof sixteen new sections relating to child placement, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

SUBCOMMITTEE APPOINTMENTS

April 7, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Subcommittee on Federal Stimulus Spending:

Representative Doug Richey, Chair
Representative Don Mayhew
Representative Alex Riley
Representative Hannah Kelly

This Committee will report to the Committee on Budget.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

April 7, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Budget Subcommittee on Federal Stimulus Spending:

Representative Ingrid Burnett
Representative Kevin Windham

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following members' presence was noted: Aldridge and Bosley.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, April 8, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, April 14, 2021, 1:00 PM, House Hearing Room 3.

Public hearing will be held: HB 1183

Executive session may be held on any matter referred to the committee.

Added HB 1183.

AMENDED

ECONOMIC DEVELOPMENT

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 5.

Executive session will be held: HB 88, HB 690, HB 1324, HB 1339

Executive session may be held on any matter referred to the committee.

ETHICS

Thursday, April 8, 2021, upon adjournment, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FISCAL REVIEW

Thursday, April 8, 2021, 9:45 AM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, April 13, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 907
Executive session will be held: HB 240
Executive session may be held on any matter referred to the committee.

JUDICIARY

Thursday, April 8, 2021, 9:00 AM, House Hearing Room 3.
Executive session will be held: HB 1003, HB 1415
Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Monday, April 12, 2021, 2:00 PM, House Hearing Room 1.
Executive session will be held: HCS HB 441
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 7.
Public hearing will be held: HB 1365
Executive session will be held: HB 807
Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, April 13, 2021, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 863, HB 290
Executive session will be held: HB 1086, HB 1161, HB 955
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, April 8, 2021, 8:00 AM, House Hearing Room 4.
Executive session will be held: HB 84, HB 213, HB 445, HB 451, HB 461,
HCS HB 508, HB 750, HCS HBs 848, 617 & 822, HJR 49, HCS HJR 53, HCS HB 1204,
HCS HBs 1222 & 1342, HB 1243, HCS SS#2 SB 26, SB 189
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, April 8, 2021, upon adjournment, House Hearing Room 6.
Executive session will be held: HB 37, HB 319, HCS HB 481, HCS HBs 647 & 841,
HB 1119, HCS HB 1071
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 6. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 5. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

TRANSPORTATION

Thursday, April 8, 2021, upon adjournment, House Hearing Room 1.

Public hearing will be held: HB 569, HB 1319, HB 1205, HB 1355, HB 1029

Executive session will be held: SCS SB 49, HB 1230, HB 1259, HB 1413, HB 1217, HB 1150

Executive session may be held on any matter referred to the committee.

Added HB 569, HB 1319, HB 1205, HB 1355, HB 1029.

AMENDED

WAYS AND MEANS

Thursday, April 8, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HB 1307

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTIETH DAY, THURSDAY, APRIL 8, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HB 570 - Basye

HB 708 - Trent

HCS HB 27 - Walsh (50)

HB 259 - Evans

HCS HB 402 - Mosley

HCS HB 475 - Grier

HB 1069 - Evans

HB 1088 - Hovis

HCS HB 1202 - Fitzwater

HCS HB 439 - Davidson

HCS HB 472 - Griesheimer

HB 478 - Christofanelli

HCS HB 303 - Wiemann

HB 317 - Toalson Reisch

HCS HB 602 - Grier

HCS HB 944 - Reedy

HCS HB 137 - Richey

HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 922 - Houx
HCS HB 689 - Shields
HCS HB 649 - Shaul
HCS HB 162 - Veit

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 253 - Fishel
HB 261 - Black (137)
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441, as amended (Legislative Review 4/6/21) - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 589 - Knight
HCS HB 682 - Chipman
HCS HB 825 - Schwadron
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HCS HB 782 - Trent
HB 920 - Baker

HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill
HS HB 297 - Wallingford

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 6 - Schnelting

HOUSE BILLS FOR THIRD READING

HB 604 - Gregory (51)
HB 678, (Fiscal Review 4/7/21) - Eggleston
HB 299 - Wallingford
HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HB 60 - Schnelting
HCS HB 1242, E.C. - Evans
HB 167 - Hardwick
HB 563 - Owen
HB 391 - Griffith
HCS HB 252 - Fishel
HB 500 - Schroer
HB 661 - Ruth

SENATE BILLS FOR SECOND READING

SS SB 46
SS SCS SB 120
SS SB 327

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTIETH DAY, THURSDAY, APRIL 8, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I will lift up mine eyes unto the hills, from whence cometh my help. (Psalm 121:1)

O God, the eternal Creator of us all, who is ever near and ever ready to help those who put their trust in You, clear our vision and strengthen our hearts as we wait upon You in this historic chamber. Deliver us from doubt; free us from anxiety; and save us from the temptation that promotes confusion and doubt. Help us to turn away from all inspirations which would stifle humility. By Your grace may we and our constituents live in joy all our days—so shall we be true children of Yours and so shall we serve well the citizens of our beloved Missouri.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-ninth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 46, relating to transportation.

SS SCS SB 120, relating to military affairs, with an emergency clause for certain sections.

SS SB 327, relating to child placement, with existing penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 678**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (2): Eggleston and Wiemann

PERFECTION OF HOUSE BILLS - INFORMAL

HS HB 297, relating to institutions of higher education, was taken up by Representative Wallingford.

On motion of Representative Wallingford, the title of **HS HB 297** was agreed to.

On motion of Representative Wallingford, **HS HB 297** was adopted.

On motion of Representative Wallingford, **HS HB 297** was ordered perfected and printed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 6, relating to the state department of defense, was taken up by Representative Schnelting.

On motion of Representative Schnelting, **HJR 6** was read the third time and passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGirl	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Van Schoiack	Veit	Wallingford	Walsh 50
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 006

Clemens	Merideth	Phifer	Terry	Unsicker
Walsh Moore 93				

PRESENT: 001

Windham

ABSENT WITH LEAVE: 009

Bailey	Bland Manlove	Cupps	Derges	Fogle
Pietzman	Proudie	Quade	Roeber	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 604, relating to the regulation of insurance, was taken up by Representative Gregory (51).

On motion of Representative Gregory (51), **HB 604** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy

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Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 001

Windham

ABSENT WITH LEAVE: 008

Bland Manlove	Cupps	DeGroot	Derges	McDaniel
Pietzman	Proudie	Roeber		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 678, relating to areas of a court of law, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HB 678** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry

Thomas	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

Hill

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Cupps	DeGroot	Derges	McDaniel
Pietzman	Proudie	Roeber	Toalson Reisch	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 299, relating to child custody arrangements, was taken up by Representative Wallingford.

On motion of Representative Wallingford, **HB 299** was read the third time and passed by the following vote:

AYES: 133

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Cook
Copeland	Davidson	Davis	Deaton	Dinkins
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

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NOES: 018

Appelbaum	Bosley	Brown 70	Burnett	Collins
Fogle	Henderson	Mackey	Price IV	Quade
Rogers	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber		

PRESENT: 000

ABSENT WITH LEAVE: 011

Bland Manlove	Cupps	DeGroot	Derges	Dogan
Lewis 25	McDaniel	Pietzman	Proudie	Roeber
Toalson Reisch				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1242, relating to court proceedings, was taken up by Representative Evans.

On motion of Representative Evans, **HCS HB 1242** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Quade	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry

Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Cupps	DeGroot	Derges	McDaniel
Pietzman	Proudie	Railsback	Roeber	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

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ABSENT WITH LEAVE: 011

Bland Manlove	Cupps	DeGroot	Derges	Francis
McDaniel	Pietzman	Proudie	Roeber	Shields
Thompson				

VACANCIES: 001

HB 167, relating to military site designations, was taken up by Representative Hardwick.

On motion of Representative Hardwick, **HB 167** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Cupps	DeGroot	Derges	McDaniel
Pietzman	Proudie	Roeber	Veit	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 391, relating to members of the Missouri National Guard, was taken up by Representative Griffith.

On motion of Representative Griffith, **HB 391** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Aune	Bland Manlove	Cupps	DeGroot	Derges
McDaniel	Pietzman	Proudie	Roeber	Unsicker

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 252, relating to transient guest taxes, was taken up by Representative Fishel.

On motion of Representative Fishel, **HCS HB 252** was read the third time and passed by the following vote:

AYES: 119

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Clemens	Collins	Cook	Copeland	Davidson
Dinkins	Dogan	Doll	Ellebracht	Evans
Falkner	Fishel	Fogle	Francis	Gray
Gregory 51	Griesheimer	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Price IV	Quade	Railsback	Reedy
Riggs	Riley	Roberts	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 67
Stephens 128	Stevens 46	Tate	Taylor 48	Terry
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Walsh 50	Walsh Moore 93	Weber
West	Windham	Wright	Young	

NOES: 033

Andrews	Baker	Boggs	Chipman	Christofanelli
Coleman 32	Coleman 97	Davis	Deaton	Eggleston
Fitzwater	Gregory 96	Grier	Hill	Lovasco
Murphy	Perkins	Pouche	Richey	Roden
Rogers	Schnelting	Schroer	Schwadron	Seitz
Simmons	Smith 163	Stacy	Taylor 139	Thomas
Wallingford	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 010

Bland Manlove	Cupps	DeGroot	Derges	Griffith
McDaniel	Pietzman	Pollock 123	Proudie	Roeber

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 563, relating to land banks, was taken up by Representative Owen.

On motion of Representative Owen, **HB 563** was read the third time and passed by the following vote:

AYES: 132

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Clemens	Coleman 32	Collins	Cook	Copeland
Davidson	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 67	Stephens 128	Stevens 46	Tate
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Walsh Moore 93	Weber	West	Windham	Wright
Young	Mr. Speaker			

NOES: 018

Baker	Billington	Chipman	Christofanelli	Coleman 97
Davis	Deaton	Grier	Hill	Hudson
Lovasco	Schroer	Simmons	Smith 163	Stacy
Taylor 139	Wallingford	Wiemann		

PRESENT: 001

Walsh 50

ABSENT WITH LEAVE: 011

Bailey	Bland Manlove	Cupps	DeGroot	Derges
Fishel	McDaniel	Pietzman	Pollock 123	Proudie
Roeber				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 661, relating to motor vehicles, was taken up by Representative Ruth.

Representative Ruth offered **House Perfecting Amendment No. 1.***House Perfecting Amendment No. 1*

AMEND House Bill No. 661, Pages 18-20, Section 407.536, Lines 1-76, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Ruth, **HB 661, as amended**, was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland Manlove	Cupps	Derges	McDaniel	Pietzman
Proudie	Roeber			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 60, relating to the state department of defense, was taken up by Representative Schnelting.

On motion of Representative Schnelting, **HB 60** was read the third time and passed by the following vote:

AYES: 132

Adams	Anderson	Andrews	Atchison	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McCreery	McGaugh	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Pike	Plocher
Pollitt 52	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stevens 46
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 015

Appelbaum	Aune	Bosley	Clemens	Collins
Fogle	Lewis 25	Mackey	Merideth	Phifer
Quade	Terry	Turnbaugh	Unsicker	Walsh Moore 93

PRESENT: 003

Aldridge	Roberts	Windham
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ABSENT WITH LEAVE: 012

Bland Manlove	Cupps	Derges	Haden	Kidd
McDaniel	Pietzman	Pollock 123	Price IV	Proudie
Roeber	Stephens 128			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 429** entitled:

An act to repeal sections 135.325, 135.326, 135.327, 135.335, 135.800, 191.975, 193.075, 210.150, 211.447, 452.375, 453.014, 453.030, 453.040, and 453.070, RSMo, and to enact in lieu thereof sixteen new sections relating to child placement, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 430** entitled:

An act to repeal sections 135.325, 135.326, 135.327, 135.335, 135.550, 135.600, 135.800, and 191.975, RSMo, and to enact in lieu thereof eight new sections relating to benevolent tax credits.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 40** entitled:

An act to repeal sections 260.373, 260.380, 260.437, 260.475, 260.520, 643.079, 643.310, 644.057, and 644.079, RSMo, and to enact in lieu thereof twelve new sections relating to the department of natural resources.

In which the concurrence of the House is respectfully requested.

Read the first time.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 429 - Fiscal Review

SS SCS HCS HB 430 - Fiscal Review

HB 991 - Fiscal Review

HB 1337 - General Laws

COMMITTEE REPORTS

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HJR 11**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bailey, Baker, Lovasco, Owen, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (1): Perkins

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 511**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bailey, Baker, Lovasco, Owen, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (1): Perkins

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 34**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Coleman (32), McGaugh, Schwadron, Shaul, Simmons and Toalson Reisch

Noes (3): Adams, Baringer and Stacy

Absent (1): Windham

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 925**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Baringer, Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (2): Adams and Windham

Absent (0)

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 807**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (1): Baringer

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1150**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1217**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1413**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1307**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Eggleston, Gunby, McGirl, Riggs, Roden, Wallingford and Weber

Noes (0)

Absent (4): Bland Manlove, Coleman (32), Lovasco and Mayhew

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 49**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (2): Bosley and Dogan

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 53**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (5): Bosley, Dogan, Ingle, Mackey and Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 84**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 213**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): Dogan

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 445**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 451**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 508**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): Bosley

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 750**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Phifer

Noes (2): Gregory (96) and Ruth

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 848, 617 & 822**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (1): Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1204**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1222 & 1342**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1243**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SB 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Hudson, McGaugh, Patterson and Ruth

Noes (4): Dogan, Ingle, Mackey and Phifer

Absent (4): Bosley, Cupps, Gregory (96) and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 189**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (4): Bosley, Cupps, Gregory (96) and McDaniel

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Haffner and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 319**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (9): Aune, Bailey, Basye, Christofanelli, Griesheimer, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Haffner and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 481**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Griesheimer, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Haffner and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 647 & 841**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Haffner and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1071**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Griesheimer, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Haffner and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1119**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Haffner and Proudie

The following member's presence was noted: Bland Manlove.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 2:00 p.m., Monday, April 12, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, April 14, 2021, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1183

Executive session may be held on any matter referred to the committee.

Discussion of House policy changes.

Room change.

CORRECTED

AGRICULTURE POLICY

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1411

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, April 13, 2021, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 21

Executive session may be held on any matter referred to the committee.

CORRECTED

CHILDREN AND FAMILIES

Wednesday, April 14, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431

Executive session will be held: HB 852, HB 1276

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Monday, April 12, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1436

Executive session will be held: HB 564

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, April 12, 2021, 11:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1321, HB 293

Executive session will be held: HB 992, HB 166

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 917, HB 886, HB 1303, HB 1399, HB 1362

Executive session will be held: HJR 48

Executive session may be held on any matter referred to the committee.

Added HB 1362.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 13, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: SB 86, SS SCS SB 152, HB 421

Executive session will be held: HB 743, HB 1381, HB 254, HB 368

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, April 13, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SCS SB 403, SS SB 64, SS SB 176, SCS SB 457, SCR 7

Executive session will be held: HB 1335

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, April 12, 2021, 12:50 PM, House Hearing Room 4.

Executive session will be held: HB 991, SS SCS HCS HB 429, SS SCS HCS HB 430

Executive session may be held on any matter referred to the committee.

Added HB 429 and HB 430.

AMENDED

GENERAL LAWS

Monday, April 12, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 526, HB 68, HB 679, SCS SB 119, SB 128, HB 1337

Executive session will be held: HB 671, HB 95

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, April 12, 2021, 11:00 AM, House Hearing Room 7.

Public hearing will be held: HB 889, SS SCS SB 43, HB 751

Executive session will be held: HB 989

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, April 13, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 907, SS SB 6

Executive session will be held: HB 240

Executive session may be held on any matter referred to the committee.

Added SB 6.

AMENDED

LEGISLATIVE REVIEW

Monday, April 12, 2021, 12:00 PM, House Hearing Room 1.

Executive session will be held: HCS HB 441

Executive session may be held on any matter referred to the committee.

Please note: time change.

CORRECTED

LOCAL GOVERNMENT

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 607, HB 1365

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, April 13, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 863, HB 290

Executive session will be held: HB 1086, HB 1161, HB 955

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, April 12, 2021, upon completion of Rules - Legislative Oversight, House Hearing Room 4.

Executive session will be held: HJR 51, HB 36, HCS HB 157, HB 511, HB 665, HB 308, HCS HB 700, HCS HB 734, HB 758, HCS HB 807, HCS HB 835, HCS HB 925, HB 1333, HB 638, HCS HB 828, HB 893, HCS HCR 6, HCR 28, HCR 9, SB 37

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, April 12, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCS HB 86, HCS HBs 291 & 286, HCS HB 760, HB 971, HB 1008, HCS HB 1023, HCS HB 1212, HCS HB 1239, HCS HB 1291

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Public discussion on the operations within the Department of Social Services.

CORRECTED

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 5. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 14, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SB 72

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, April 12, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1425

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON FEDERAL STIMULUS SPENDING

Monday, April 12, 2021, 11:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Public testimony will be taken on capital improvement needs that could be eligible for federal stimulus funds. If you would like to be on the list to testify, please call Representative Richey's office at (573) 751-2238. We will also have a sign-in sheet at the hearing.

VETERANS

Tuesday, April 13, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SB 258.

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, April 14, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SCS SBs 153 & 97, SB 226, HJR 10

Executive session will be held: HB 688, SCR 2

Executive session may be held on any matter referred to the committee.

Added SCR 2.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTY-FIRST DAY, MONDAY, APRIL 12, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HCS HJR 24 - Hardwick

HJR 43 - Hill

HJR 60 - Hill

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HB 570 - Basye

HB 708 - Trent

HCS HB 27 - Walsh (50)

HB 259 - Evans

HCS HB 402 - Mosley
HCS HB 475 - Grier
HB 1069 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439 - Davidson
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey
HCS HB 1408 - Plocher
HB 1416 - Black (137)
HCS HB 922 - Houx
HCS HB 689 - Shields
HCS HB 649 - Shaul
HCS HB 162 - Veit

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 1095 - Deaton
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HCS HB 214 - Hill
HCS HB 229 - Basye
HB 253 - Fishel
HB 261 - Black (137)
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441, as amended (Legislative Review 4/6/21) - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 589 - Knight
HCS HB 682 - Chipman

HCS HB 825 - Schwadron
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 785 - Hicks
HB 212 - Hill

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HCS HB 248, (Fiscal Review 4/7/21) - Coleman (32)
HB 991, (Fiscal Review 4/8/21), E.C. - Smith (163)
HB 370 - Christofanelli
HB 911 - Hill

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 946 - Hill
HB 500 - Schroer

SENATE BILLS FOR SECOND READING

SCS SB 40

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 429, (Fiscal Review 4/8/21) - Kelly (141)
SS SCS HCS HB 430, (Fiscal Review 4/8/21) - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-FOURTH DAY, MONDAY, MARCH 29, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Dan Stacy.

Let us pray.

Almighty God, our creator, and provider of everything good, whose truth guided the founders of this great nation, whose love for us has been demonstrated by Your act of sacrifice on the cross of Christ, which we celebrate this week, and whose love continues toward us today, we pause to ask for Your inspiration, guidance, and courage this week.

We also ask for strength and wisdom to carry out the duties You have put before us on behalf of the citizens of Missouri. Help us to recognize Your presence and be guided by Your grace as we work together to demonstrate some of Your goodness toward one another.

Bless the citizens of Missouri and our Great Nation, and bless us today as we seek to bring You honor by our activities and deliberations today. To this end, we pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-second day was approved as printed.

The Journal of the forty-third day was approved as printed.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the second time:

HB 21, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Elementary and Secondary Education, Department of Mental Health, Department of Health and Senior Services, Department of Social Services, and the Office of the State Public Defender and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR**s 23 & 38, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 295**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB**s 557 & 560, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 733**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Walsh (50)

Noes (0)

Absent (1): Wiemann

THIRD READING OF HOUSE BILLS

HCS HBs 1123 & 1221, relating to the protection of children, was taken up by Representative Kelly (141).

Representative Kelly (141) offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1123 & 1221, Page 10, Section 453.030, Line 80, by deleting the word "such" and inserting in lieu thereof the word "**such**"; and

Further amend said bill, Page 11, Section 453.040, Line 18, by deleting the word "has," and inserting in lieu thereof the word "has,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelly (141), **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Kelly (141), **HCS HBs 1123 & 1221, as amended**, was read the third time and passed by the following vote:

AYES: 112

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Rowland	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Fogle	Gray	Gunby
Lewis 25	Lovasco	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 001

Ingle

ABSENT WITH LEAVE: 007

Bosley	Davidson	Johnson	Patterson	Price IV
Roeber	Sauls			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 295, relating to peace officer tuition reimbursement, was taken up by Representative Roberts.

On motion of Representative Roberts, **HB 295** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 009

Atchison	Bosley	DeGroot	Derges	Johnson
Kidd	McGaugh	Price IV	Roeber	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HS HB 533, relating to intoxicating liquor, was taken up by Representative Knight.

On motion of Representative Knight, **HS HB 533** was read the third time and passed by the following vote:

AYES: 140

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Doll	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McGill	Merideth
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Young	Mr. Speaker

NOES: 015

Atchison	Billington	Black 137	Busick	Copeland
Cupps	Eggleston	Haley	Hudson	McCreery
McDaniel	Morse	Pollock 123	Smith 67	Wright

PRESENT: 000

ABSENT WITH LEAVE: 007

Bosley	Derges	Johnson	McGaugh	Price IV
Roden	Roeber			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 834, relating to payments for prescription drugs, was taken up by Representative Wright.

On motion of Representative Wright, **HB 834** was read the third time and passed by the following vote:

AYES: 126

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Bangert	Baringer
Barnes	Basye	Black 137	Black 7	Bland Manlove
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Clemens	Coleman 32	Collins	Cook
Copeland	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McDaniel	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Roberts
Rogers	Rone	Rowland	Ruth	Sassmann
Sauls	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 67	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Turnbaugh	Unsicker	Van Schoiack	Veit
Walsh Moore 93	Weber	Windham	Wright	Young
Mr. Speaker				

NOES: 028

Baker	Billington	Boggs	Christofanelli	Coleman 97
Cupps	Davidson	Davis	Deaton	DeGroot
Grier	Hill	Lovasco	Pollock 123	Riley
Sander	Schnelting	Schroer	Schwadron	Simmons
Smith 163	Stacy	Toalson Reisch	Trent	Wallingford
Walsh 50	West	Wiemann		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bosley	Derges	Johnson	McGaugh	Porter
Price IV	Roden	Roeber		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 530, relating to criminal offenses, was taken up by Representative Evans.

On motion of Representative Evans, **HB 530** was read the third time and passed by the following vote:

AYES: 154

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richy	Riggs	Riley	Roberts
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 007

Bosley
Roden

Derges
Roeber

Johnson

McGaugh

Price IV

VACANCIES: 001

Speaker Vescovo declared the bill passed.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1** was agreed to.

HCS HB 1 was laid over.

HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 2** was agreed to.

HCS HB 2 was laid over.

HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 3** was agreed to.

HCS HB 3 was laid over.

HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 4** was agreed to.

HCS HB 4 was laid over.

HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 5** was agreed to.

HCS HB 5 was laid over.

HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 6** was agreed to.

HCS HB 6 was laid over.

HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 7** was agreed to.

HCS HB 7 was laid over.

HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 8** was agreed to.

HCS HB 8 was laid over.

HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 9** was agreed to.

HCS HB 9 was laid over.

HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 10** was agreed to.

HCS HB 10 was laid over.

HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 11** was agreed to.

HCS HB 11 was laid over.

HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 12** was agreed to.

HCS HB 12 was laid over.

HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 13** was agreed to.

HCS HB 13 was laid over.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 15** was agreed to.

HCS HB 15 was laid over.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 557 & 560, relating to the protection of children, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HBs 557 & 560** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127

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Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Boggs	Bosley	Clemens	Francis	Griffith
Henderson	Johnson	McDaniel	McGaugh	Price IV
Roden	Roeber	Tate	Toalson Reisch	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGill	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland

Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 012

Bosley	Francis	Griffith	Henderson	Johnson
McGaugh	Merideth	Price IV	Roden	Roeber
Tate	Toalson Reisch			

VACANCIES: 001

HCS#2 HB 69, relating to keeping records for the sale of metal, was taken up by Representative Billington.

On motion of Representative Billington, **HCS#2 HB 69** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Gunby	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36

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Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bosley	Francis	Griffith	Haden	Henderson
Johnson	McGaugh	Price IV	Roden	Roeber
Tate	Thompson			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 488, relating to utilities, was taken up by Representative Hicks.

On motion of Representative Hicks, **HB 488** was read the third time and passed by the following vote:

AYES: 123

Adams	Aldridge	Anderson	Andrews	Atchison
Bailey	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Ellebracht	Evans	Fitzwater
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Haden	Haffner	Haley	Hannegan	Hardwick
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mackey
Mayhew	McDaniel	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Windham	Mr. Speaker		

NOES: 024

Aune	Barnes	Bland Manlove	Brown 27	Burnett
Burton	Clemens	Doll	Fogle	Gunby
Lewis 25	McCreery	Person	Phifer	Quade
Rogers	Sharp 36	Smith 67	Stevens 46	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 003

Appelbaum	Falkner	Merideth
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ABSENT WITH LEAVE: 012

Bosley	Fishel	Francis	Griffith	Henderson
Johnson	McGaugh	Price IV	Roden	Roeber
Tate	Wright			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 697, relating to property assessment contracts for energy efficiency, was taken up by Representative DeGroot.

Representative Thompson offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 697, Page 12, Section 67.2818, Line 83, by deleting the word "**bil**," and inserting in lieu thereof the word "**bill**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thompson, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative DeGroot, **HCS HB 697, as amended**, was read the third time and passed by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lovasco	Mayhew	McGill

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Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wright	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fitzwater	Fogle	Gray
Gunby	Hill	Ingle	Lewis 25	Mackey
McCreery	McDaniel	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Wiemann	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 011

Bangert	Bosley	Griffith	Henderson	Johnson
Lewis 6	McGaugh	Price IV	Roden	Roeber
Tate				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 202, relating to random acts of kindness day, was taken up by Representative McGirl.

On motion of Representative McGirl, **HB 202** was read the third time and passed by the following vote:

AYES: 143

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Gunby	Haden	Haffner	Haley

Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mayhew	McCreery	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 004

Ingle	McDaniel	Rogers	Stevens 46
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PRESENT: 004

Clemens	Mackey	Merideth	Unsicker
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ABSENT WITH LEAVE: 011

Appelbaum	Bosley	Griffith	Henderson	Johnson
McGaugh	Price IV	Roden	Roeber	Tate
Walsh Moore 93				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 387, relating to school district policies on restrictive behavioral interventions, was taken up by Representative Bailey.

On motion of Representative Bailey, **HB 387** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gray	Gregory 51	Gregory 96	Grier

Griesheimer	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 012

Bangert	Bosley	Francis	Griffith	Henderson
Johnson	McGaugh	Price IV	Roden	Roeber
Stephens 128	Tate			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF SENATE BILLS

SS SB 2, relating to economic incentives for the creation of military jobs, was taken up by Representative Falkner.

On motion of Representative Falkner, the title of **SS SB 2** was agreed to.

On motion of Representative Falkner, **SS SB 2** was truly agreed to and finally passed by the following vote:

AYES: 121

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Clemens
Coleman 32	Collins	Cook	Davidson	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater

Fogle	Francis	Gray	Gregory 51	Gregory 96
Griesheimer	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Mackey	McCreery	McDaniel	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Riggs
Roberts	Rogers	Rone	Ruth	Sassmann
Sauls	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 67	Stephens 128	Stevens 46
Taylor 48	Terry	Thomas	Thompson	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh Moore 93
Weber	West	Windham	Wright	Young
Mr. Speaker				

NOES: 029

Bailey	Baker	Billington	Boggs	Chipman
Christofanelli	Coleman 97	Copeland	Davis	Deaton
Grier	Hill	Hudson	Lovasco	Mayhew
Pietzman	Pollock 123	Richey	Riley	Sander
Schnelting	Schroer	Schwadron	Simmons	Stacy
Taylor 139	Trent	Walsh 50	Wiemann	

PRESENT: 002

Cupps	Toalson Reisch
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ABSENT WITH LEAVE: 010

Bosley	Griffith	Johnson	McGaugh	Price IV
Roden	Roerber	Rowland	Smith 163	Tate

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 116

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Clemens
Coleman 32	Collins	Cook	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griesheimer	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McGill

Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Riggs	Roberts	Rogers	Rone	Rowland
Ruth	Sassmann	Sauls	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 67	Stephens 128
Stevens 46	Taylor 48	Terry	Thomas	Thompson
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Weber	West	Windham	Wright
Young				

NOES: 035

Bailey	Baker	Billington	Boggs	Chipman
Christofanelli	Coleman 97	Copeland	Davidson	Davis
Deaton	DeGroot	Fitzwater	Grier	Hill
Hudson	Kidd	Lovasco	McDaniel	Pietzman
Pollock 123	Richey	Riley	Sander	Schnelting
Schroer	Schwadron	Seitz	Simmons	Stacy
Taylor 139	Trent	Walsh 50	Wiemann	Mr. Speaker

PRESENT: 002

Cupps Toalson Reisch

ABSENT WITH LEAVE: 009

Bosley	Griffith	Johnson	McGaugh	Price IV
Roden	Roeber	Smith 163	Tate	

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HS HCS HB 306, relating to expanding choices for educational opportunities, was taken up by Representative Griesheimer.

On motion of Representative Griesheimer, the title of **HS HCS HB 306** was agreed to.

On motion of Representative Griesheimer, **HS HCS HB 306** was adopted.

On motion of Representative Griesheimer, **HS HCS HB 306** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 60, relating to the state department of defense, was taken up by Representative Schnelting.

On motion of Representative Schnelting, the title of **HB 60** was agreed to.

On motion of Representative Schnelting, **HB 60** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS - INFORMAL

HJR 6, relating to the state department of defense, was taken up by Representative Schnelting.

On motion of Representative Schnelting, the title of **HJR 6** was agreed to.

On motion of Representative Schnelting, **HJR 6** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 556, HCS HB 577, HB 92, HB 158, HB 177, HB 491, HB 678, HCS HB 782, HB 920, HCS HB 307, and HB 316 were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 21 - Budget

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 518**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Billington, Clemens, McGirl, O'Donnell, Rowland, Sander, Shaul, Thompson and Trent

Noes (0)

Absent (5): Butz, DeGroot, Francis, Owen and Railsback

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HCR 39**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Person, Railsback, Sharpe (4) and Thompson

Noes (2): Walsh Moore (93) and Young

Absent (0)

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 115**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Person, Railsback, Sharpe (4), Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1265**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Railsback, Sharpe (4) and Thompson

Noes (4): Bangert, Person, Walsh Moore (93) and Young

Absent (0)

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 513**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (6): Burnett, Hicks, Houx, McCreery, Shaul and Veit

Noes (0)

Absent (3): Kelly (141), Taylor (139) and Wiemann

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 53 & 60** entitled:

An act to repeal sections 57.280, 84.400, 565.240, 566.145, 590.030, and 590.070, RSMo, and to enact in lieu thereof twelve new sections relating to law enforcement officers, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

MESSAGES FROM THE GOVERNOR

The following executive order was received from His Excellency, Governor Michael L. Parson.

EXECUTIVE ORDER
21-07

WHEREAS, on March 13, 2020, I declared a State of Emergency in the State of Missouri and invoked the provisions in Chapter 44 through Executive Order 20-02, finding that the novel coronavirus (COVID-19) poses a serious health risk for the citizens of the State of Missouri; and

WHEREAS, I issued Executive Orders 20-09, 20-12, and 20-19, extending the State of Emergency until March 31, 2021; and

WHEREAS, I have also issued other executive orders in response to COVID-19, aimed at protecting the health and safety of Missourians, as well as providing additional resources and flexibility to help Missouri residents and businesses recover from this emergency; and

WHEREAS, on March 19, 2020, I issued Executive Order 20-04 ordering the temporary suspension of certain statutory and regulatory provisions related to telemedicine and motor carriers, and vesting state agencies and executive boards and commissions with authority to waive or suspend statutory or regulatory requirements, subject to approval from the Governor's Office, where strict compliance would hinder the State's response to COVID-19, and to ease licensing requirements to eliminate barriers to the provision of health care services and other professions; and

WHEREAS, on March 23, 2020, I issued Executive Order 20-05 ordering the temporary suspension of prohibitions on the sale of unprepared foods by restaurants; and

WHEREAS, on March 26, 2020, I issued Executive Order 20-06 ordering and directing the Adjutant General of the State of Missouri, or his designee, to forthwith call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and further ordered and directing that the Adjutant General or his designee, and through him, the commanding officer of any unit or other organization of such organized militia so called into active service take such action and employ such equipment which may be necessary in support of civilian authorities, and provide such assistance as may be authorized and directed by the Governor; and

WHEREAS, on September 3, 2020, I issued Executive Order 20-14 ordering the temporary suspension of any physical appearance requirements as stated in Chapter 474 and authorizing the use of audio-visual technology with criteria established in the Order; and

WHEREAS, the provisions of Executive Orders 20-04, 20-06, and 20-14 were extended in whole or in part by Executive Orders 20-10, 20-12, 20-16, and 20-19 until March 31, 2021, and will expire at that time unless extended in whole or in part; and

WHEREAS, although Missourians have done much to protect themselves against the spread of COVID-19 and our State's positivity and hospitalization rates have decreased significantly, I have been advised by the Missouri Department of Health and Senior Services and the State Emergency Management Agency that COVID-19 continues to pose a serious health risk for the citizens of the State of Missouri; and

WHEREAS, an invocation of chapter 44, RSMo, is still required to ensure the protection, safety, and welfare of the citizens of Missouri, to provide the resources the State of Missouri continues to need to combat the public health threat caused by COVID-19, and to aid in Missouri's recovery to this emergency; and

WHEREAS, the actions taken under the aforementioned executive orders have allowed the waiver of overly burdensome statutory and regulatory requirements, which have provided critical flexibility to the state, businesses, and its citizens during these difficult times; and

WHEREAS, the prior executive orders and waivers have allowed the State of Missouri to respond to COVID-19 by mitigating health risks to citizens without the issuance of any statewide mandates and accelerating economic recovery; and

WHEREAS, extending the state of emergency will allow the state to continue those efforts and eliminate the need for any associated future statewide mandates and further accelerate economic recovery; and

WHEREAS, the state of emergency is needed to be extended through the remainder of the recovery period from COVID-19 and will aid in accelerating that recovery; and

WHEREAS, I therefore find it necessary to extend the state of emergency and extend Executive Order 20-04, in part, and Executive Orders 20-02, 20-05, 20-06, and 20-14 in whole.

NOW, THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri declare that a state of emergency continues to exist in the State of Missouri and direct the Missouri State Emergency Operations Plan to continue to remain activated. I, therefore, extend until August 31, 2021, the state of emergency originally contained in Executive Order 20-02, as extended by Executive Orders 20-09, 20-12, and 20-19.

I also extend until August 31, 2021 the order suspending certain statutory and regulatory provisions related to telemedicine and motor carriers, and vesting state agencies and executive boards and commissions with authority to waive or suspend statutory or regulatory requirements, subject to my approval, where strict compliance would hinder the State's response to COVID-19, and to ease licensing requirements to eliminate barriers to the provision of health care services and other professions contained in Executive Order 20-04, as extended by Executive Orders 20-10 and 20-12. The provision in Executive Order 20-04 which suspended the provisions of subsection 3 of section 161.210, RSMo, and 5 CSR 20-400.330, 500-560, 590-610, and 640 relating to teacher certification with regard to qualifying scores on exit examinations and culminating clinical experience in terms of semester hours, weeks, and number of placements was terminated on June 11, 2020 through Executive Order 20-12 and is not revived by this Order. All other provisions in Executive Order 20-04 remain in full force and effect. All statutory and regulatory waivers currently in effect will remain in effect through the duration of the state of emergency unless rescinded by the Governor or the state agency, executive board, or commission, subject to approval of the Governor's Office.

I extend until August 31, 2021 the order allowing the temporary suspension of prohibitions on the sale of unprepared foods by restaurants contained in Executive Order 20-05, as extended by Executive Orders 20-10, 20-12, and 20-19.

I extend until August 31, 2021 the order to the Adjutant General of the State of Missouri, to forthwith call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property contained in Executive Order 20-06, as extended by Executive Orders 20-10, 20-12, 20-16, and 20-19.

I extend until August 31, 2021 the order temporarily suspending any physical appearance requirements as stated in Chapter 474 and authorizing the use of audio-visual technology with criteria contained in Executive Order 20-14, as extended by Executive Order 20-19.

This order shall terminate on August 31, 2021 unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 26th day of March, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

The following member's presence was noted: Bosley.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, March 30, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 30, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 645, HB 1296, SB 37

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1177, HJR 11, HB 511, HB 1122, HB 1203

Executive session will be held: HB 822, HB 848, HB 617, HB 1222, HB 1342

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.

Public hearing will be held: HJR 34, HB 342, HB 925

Executive session will be held: HJR 49, HB 665

Executive session may be held on any matter referred to the committee.

Removed HB 1399.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 64, HB 465, HB 872, HB 368

Executive session will be held: HB 580, HB 581, HB 608, HB 101

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, March 30, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1174

Executive session will be held: HB 314, HCR 48

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, March 31, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 734

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 1, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HJR 51, HJR 50

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, March 30, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 240

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, March 31, 2021, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 828, HB 1157, HCB 1

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, March 30, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 955, HB 1086, HB 1161

Executive session will be held: HB 396, HB 1249

Executive session may be held on any matter referred to the committee.

Removed HB 290.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, March 30, 2021, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HCS HBs 420 & 1066, HB 427, HCS HB 439, HCS HB 499, HCS HB 712, HCS HB 718, HCS HB 804, HCS HB 842, HCS HB 849, HCS HB 1139, HB 1363, HB 1416, HB 1069

Executive session may be held on any matter referred to the committee.

Adding HB 1069.

AMENDED

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, March 30, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1142

Executive session may be held on any matter referred to the committee.

AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, March 30, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 900

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 8. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 1, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 7. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, March 30, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 766, HB 838, HB 851, HB 1008, HB 1288

Executive session will be held: HB 279, HB 354, HB 489, HB 765

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, March 31, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SCS SB 49, HB 1413, HB 1217, HB 1150, HB 1403

Executive session will be held: HB 1111, HB 544, HB 1238, HB 1289, HB 1306, HB 1230, HB 1259, HB 1153, HB 630

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 31, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HCR 9, HB 386, HB 1164

Executive session will be held: HB 397, HB 835

Executive session may be held on any matter referred to the committee.

Added HB 1164.

AMENDED

VETERANS

Tuesday, March 30, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1056

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1307, SCR 2, HB 977

Executive session will be held: HB 388

Executive session may be held on any matter referred to the committee.

Added HB 977 and removed HJR 57.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-FIFTH DAY, TUESDAY, MARCH 30, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, (6 hours total debate on perfection) - Smith (163)

HCS HB 2, (6 hours total debate on perfection) - Smith (163)

HCS HB 3, (6 hours total debate on perfection) - Smith (163)

HCS HB 4, (6 hours total debate on perfection) - Smith (163)

HCS HB 5, (6 hours total debate on perfection) - Smith (163)

HCS HB 6, (6 hours total debate on perfection) - Smith (163)

HCS HB 7, (6 hours total debate on perfection) - Smith (163)

HCS HB 8, (6 hours total debate on perfection) - Smith (163)

HCS HB 9, (6 hours total debate on perfection) - Smith (163)

HCS HB 10, (6 hours total debate on perfection) - Smith (163)

HCS HB 11, (6 hours total debate on perfection) - Smith (163)

HCS HB 12, (6 hours total debate on perfection) - Smith (163)

HCS HB 13, (6 hours total debate on perfection) - Smith (163)

HCS HB 15, (6 hours total debate on perfection) - Smith (163)

HOUSE BILLS FOR PERFECTION

HCS HB 1095 - Deaton
HCS HB 1236 - Smith (163)
HCS HB 1242 - Evans
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HB 167 - Hardwick
HCS HB 214 - Hill
HCS HB 229 - Basye
HCS HB 248 - Coleman (32)
HB 253 - Fishel
HB 261 - Black (137)
HB 299 - Wallingford
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HB 391 - Griffith
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441 - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HB 563 - Owen
HCS HB 589 - Knight
HB 604 - Gregory (51)
HB 661 - Ruth
HCS HB 682 - Chipman
HCS HB 744 - Roberts
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson

HB 177 - Ellebracht
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 23 & 38 - Black (137)

HOUSE BILLS FOR THIRD READING - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR THIRD READING

HCS HB 733 - Patterson
HCS HB 592 - Fitzwater
HCS HB 946 - Hill

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner
HB 380 - Walsh (50)
HCS HB 369 - Taylor (48)
HCS HB 384 - Veit

HOUSE BILLS FOR THIRD READING - CONSENT

HB 100 - Sharp (36)
HB 262 - Black (137)
HB 296 - Wallingford
HB 298 - Wallingford
HB 404 - Aldridge
HB 449 - Tate
HB 522 - Windham
HB 640 - Morse
HCS HB 676 - Coleman (97)
HB 763 - Chipman
HB 1053 - Patterson

SENATE BILLS FOR SECOND READING

SS SCS SBs 53 & 60

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-FIFTH DAY, TUESDAY, MARCH 30, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Brad Hudson.

Dear Heavenly Father,

May we never lose sight of the fact that we are a blessed people, blessed because, among other things, You have given us the health, the strength, and the opportunity to serve our fellow citizens.

May we also never lose sight of the fact that to whom much is given, much is required. Someday we will stand before You. Someday we will give account of how we have conducted ourselves in these offices that You have entrusted us with. With that thought in mind, may our hearts be pure, our motives honorable, and our eyes ever toward You. Please help us God.

In Jesus' name I pray, and the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Keith Stroup and Zinley Stroup.

The Journal of the forty-fourth day was approved as printed by the following vote:

AYES: 137

Anderson	Andrews	Appelbaum	Atchison	Aune
Bailey	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Griesheimer	Griffith	Gunby	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins

Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rogers	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 003

Adams	Bosley	Rowland
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PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 021

Bland Manlove	Brown 16	Christofanelli	Gregory 96	Grier
Haden	Ingle	Johnson	Lovasco	Mosley
Person	Pietzman	Price IV	Proudie	Roden
Rone	Sauls	Simmons	Smith 163	Stephens 128
Windham				

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SCS SBs 53 & 60, relating to law enforcement officers, with penalty provisions.

PERFECTION OF HOUSE BILLS - INFORMAL

Representative Wallingford moved that **HB 297** be committed to the Committee on Legislative Review.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

HCS HB 1 was laid over.

HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 33, by deleting "3,776,318,620" and inserting "3,778,818,620"; and

Further amend said bill, Page 10, Section 2.115, Line 16, by deleting "21,083,468" and inserting "21,083,467"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2, Page 26, Section 2.500, Line 6, by inserting immediately after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Merideth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2, Page 18, Section 2.260, Line 6, by inserting immediately thereafter the following:

"For grants to schools for afterschool programs
From FMAP Enhancement Fund (0181).....18,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 13, by deleting "2,182,200,999" and inserting "2,182,100,999"; and

Further amend said bill, said section, Line 16, by deleting "140,755,579" and inserting "140,855,579"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Amendment No. 4 was withdrawn.

Representative Windham offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2, Page 7, Section 2.092, Line 1, by deleting Line 1 through and including Line 23; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Windham:

AYES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fitzwater
Fogle	Gray	Gunby	Ingle	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

NOES: 104

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh

McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 011

Baker	Chipman	Coleman 97	Dogan	Johnson
McDaniel	Pietzman	Proudie	Roden	Tate
Wright				

VACANCIES: 001

Representative Merideth offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2, Page 13, Section 2.179, Line 18, by inserting immediately thereafter the following:

"Section 2.181. To the Department of Elementary and Secondary Education
For placing full-time dedicated social workers in elementary and secondary
public and charter public schools across Missouri, provided that such
social workers shall maintain professional licensure under chapter 337,
RSMo, and further provided that schools may hire one social worker
for every five hundred pupils in their school as determined by such
school's prior year average daily attendance, and further provided that
no social worker shall receive a salary less than \$50,000
From FMAP Enhancement Fund (0181).....\$108,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 6** is in violation of Rule 49(6).

The Chair ruled the point of order well taken.

Representative Merideth offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2, Page 6, Section 2.082, Line 1 through and including Line 8, by deleting said lines in their entirety; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 052

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Bland Manlove
Bosley	Brown 16	Brown 27	Brown 70	Burger
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Falkner	Fogle	Gray
Gunby	Haley	Ingle	Lewis 25	Mackey
McCreery	Morse	Mosley	Nurrenbern	Person
Phifer	Pollitt 52	Price IV	Quade	Rogers
Rowland	Sharp 36	Shields	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Veit	Weber
Windham	Young			

NOES: 089

Andrews	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Buchheit-Courtway	Busick	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Wallingford	Walsh 50	Wiemann	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 021

Bailey	Baker	Chipman	Dogan	Johnson
Kidd	Lovasco	Mayhew	McDaniel	Merideth
Pietzman	Plocher	Proudie	Roden	Sauls
Schroer	Stephens 128	Tate	Walsh Moore 93	West
Wright				

VACANCIES: 001

HCS HB 2, as amended, was laid over.

HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 3, Page 17, Section 3.310, Line 6, by inserting immediately after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Black (7) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 3, Page 5, Section 3.070, Line 3, by inserting immediately thereafter the following:

“, provided that any institution with enrolled students receiving such funds shall provide sufficient data to the Department of Higher Education and Workforce Development necessary for the department to submit year-end information which shall be delivered to the general assembly by the department detailing data about the distribution and utilization of such funds to students, including the number of students who receive a zero award due to federal and other state aid”; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Black (7), **House Amendment No. 2** was adopted.

Representative Burnett offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 3, Page 17, Section 3.300, Line 6, by inserting immediately after the word "States" the following:

", excluding any student who has graduated from a Missouri High School, and has been granted deferred action under the Deferred Action for Childhood Arrivals (DACA) program established on June 15, 2012, and administered by the U.S. Citizen and Immigration Services (USCIS);"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Windham offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 3, Page 4, Section 3.045, Line 7, by deleting “22,076,666” and inserting “17,376,666”; and

Further amend said bill, said page, Section 3.050, Line 5, by deleting “25,576,666” and inserting “20,876,666”; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Windham offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 3, Page 12, Section 3.210, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....5,533,836"; and

Further amend said bill, said page, Section 3.215, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....4,587,947"; and

Further amend said bill, said page, Section 3.220, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....9,400,106"; and

Further amend said bill, Page 13, Section 3.225, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....1,757,987"; and

Further amend said bill, said page, Section 3.230, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....4,166,032"; and

Further amend said bill, said page, Section 3.235, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....3,118,612"; and

Further amend said bill, Page 14, Section 3.240, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....2,403,124"; and

Further amend said bill, said page, Section 3.245, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....2,224,676"; and

Further amend said bill, said page, Section 3.250, Line 6, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....1,046,126"; and

Further amend said bill, Page 15, Section 3.255, Line 5, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....41,623,688"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Black (7) raised a point of order that **House Amendment No. 5** is in violation of Rule 49(6).

The Chair ruled the point of order well taken.

HCS HB 3, as amended, was laid over.

HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 4, Page 23, Section 4.600, Line 5, by adding after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Merideth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 4, Page 11, Section 4.400, Line 5, by deleting "19,653,614" and inserting "19,772,307"; and

Further amend said bill, Page 12, Section 4.405, Line 7, by deleting "195,754" and inserting "197,216"; and

Further amend said bill, said page, said section, Line 8, by deleting "247,082" and inserting "248,966"; and

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Further amend said bill, said page, said section, Line 9, by deleting "149,686,051" and inserting "151,598,667"; and

Further amend said bill, said page, said section, Line 10, by deleting "290,058" and inserting "292,283"; and

Further amend said bill, said page, said section, Line 11, by deleting "99,460" and inserting "100,180"; and

Further amend said bill, said page, said section, Line 12, by deleting "310,496" and inserting "312,807"; and

Further amend said bill, Page 13, Section 4.425, Line 17, by deleting "70,494,204" and inserting "71,178,684"; and

Further amend said bill, Page 16, Section 4.455, Line 12, by deleting "425,990" and inserting "429,238"; and

Further amend said bill, said page, said section, Line 15, by deleting "153,717,436" and inserting "156,094,780"; and

Further amend said bill, Page 17, Section 4.460, Line 13, by deleting "12,335,376" and inserting "12,448,532"; and

Further amend said bill, Page 18, Section 4.475, Line 5, by deleting "335,816" and inserting "338,336"; and

Further amend said bill, said page, said section, Line 8, by deleting "502,063" and inserting "505,492"; and

Further amend said bill, said page, said section, Line 11, by deleting "500,097" and inserting "503,934"; and

Further amend said bill, said page, said section, Line 14, by deleting "171,483" and inserting "172,724"; and

Further amend said bill, said page, said section, Line 17, by deleting "535,335" and inserting "539,319"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Doll	Falkner	Fogle	Gunby
Ingle	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 094

Andrews	Atchison	Baker	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Burger
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Fishel	Fitzwater
Francis	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Mayhew	McGaugh	McGill
Morse	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roeber	Rone	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 001

Cupps

ABSENT WITH LEAVE: 024

Bailey	Basye	Buchheit-Courtway	Busick	Chipman
Clemens	Dogan	Ellebracht	Gray	Gregory 51
Johnson	Kidd	Lovasco	McDaniel	Murphy
Patterson	Pietzman	Price IV	Roberts	Roden
Rowland	Ruth	Schroer	Tate	

VACANCIES: 001

Speaker Pro Tem Wiemann assumed the Chair.

Representative Merideth offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 4, Page 11, Section 4.400, Line 5, by deleting "19,653,614" and inserting "19,876,983"; and

Further amend said bill, Page 13, Section 4.425, Line 17, by deleting "70,494,204" and inserting "71,267,724"; and

Further amend said bill, Page 16, Section 4.455, Line 12, by deleting "425,990" and inserting "432,195"; and

Further amend said bill, said page, said section, Line 15, by deleting "153,717,436" and inserting "156,428,892"; and

Further amend said bill, said page, said section, Line 16, by deleting "231,668,665" and inserting "235,278,833"; and

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Further amend said bill, Page 17, Section 4.460, Line 13, by deleting "12,335,376" and inserting "12,473,948"; and

Further amend said bill, said page, Section 4.475, Line 5, by deleting "335,816" and inserting "339,684"; and

Further amend said bill, said page, said section, Line 8, by deleting "502,063" and inserting "503,138"; and

Further amend said bill, said page, said section, Line 11, by deleting "500,097" and inserting "503,117"; and

Further amend said bill, said page, said section, Line 14, by deleting "171,483" and inserting "172,662"; and

Further amend said bill, Page 18, said section, Line 17, by deleting "535,335" and inserting "540,671"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burger	Burnett
Burton	Butz	Collins	Doll	Fogle
Gunby	Ingle	Lewis 25	Mackey	McCreery
McGaugh	Merideth	Morse	Mosley	Nurrenbern
Person	Phifer	Pouche	Proudie	Quade
Rogers	Sauls	Sharp 36	Smith 155	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 089

Andrews	Atchison	Baker	Billington	Black 137
Black 7	Boggs	Bromley	Buchheit-Courtway	Busick
Christofanelli	Coleman 97	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Porter
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Rone	Ruth	Sander
Sassmann	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 163	Stacy	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 001

Cupps

ABSENT WITH LEAVE: 024

Bailey	Basye	Chipman	Clemens	Coleman 32
Derges	Dogan	Ellebracht	Gray	Grier
Houx	Johnson	Knight	Lovasco	Mayhew
McDaniel	Pietzman	Pollock 123	Price IV	Roden
Rowland	Schnelting	Schroer	Stephens 128	

VACANCIES: 001

Representative Merideth offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 4, Page 19, Section 4.490, Line 5, by inserting after said line the following:

"Section 4.491. To the Department of Transportation
For the Transit Program
For a statewide fare-free fixed route public transportation one-year
pilot program
From Cash Operating Expense Fund (0432).....\$50,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Collins
Doll	Fogle	Gray	Gunby	Ingle
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Rogers
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

NOES: 097

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Francis	Gregory 51

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Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Lewis 6	Mayhew
McGaugh	McGill	Morse	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 024

Bangert	Chipman	Clemens	Coleman 32	Dogan
Ellebracht	Fishel	Fitzwater	Grier	Johnson
Kidd	Knight	Lovasco	McDaniel	Murphy
Person	Pietzman	Pollock 123	Price IV	Roden
Rowland	Schnelting	Stephens 128	Van Schoiack	

VACANCIES: 001

Speaker Vescovo resumed the Chair.

Representative Merideth offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 4, Page 19, Section 4.490, Line 5, by deleting "1,710,875" and inserting "8,367,997"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Merideth moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Coleman 97
Collins	Doll	Fogle	Gray	Gunby
Ingle	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 091

Andrews	Atchison	Bailey	Baker	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Francis	Gregory 51	Gregory 96
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Lewis 6	Mayhew	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roeber	Rone	Ruth	Sander
Schnelting	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 028

Bangert	Basye	Chipman	Clemens	DeGroot
Dogan	Ellebracht	Fitzwater	Grier	Griesheimer
Johnson	Kidd	Knight	Lovasco	McDaniel
Pietzman	Plocher	Price IV	Roberts	Roden
Rowland	Sassmann	Schroer	Simmons	Stephens 128
Tate	Trent	Veit		

VACANCIES: 001

HCS HB 4, as amended, was laid over.

HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 5, Page 25, Section 5.600, Line 5, by inserting after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Bosley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 5, Page 6, Section 5.025, Line 35, by deleting "3,240,387" and inserting "3,190,387"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Bosley:

AYES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 16
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Cupps	Doll	Fogle
Gunby	Ingle	Lewis 25	Lewis 6	Mackey
McCreery	McGaugh	Merideth	Morse	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Reedy	Rogers	Sauls	Sharp 36
Stevens 46	Taylor 48	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

NOES: 090

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	Dinkins	Eggleston	Evans	Falkner
Fishel	Francis	Gregory 51	Gregory 96	Grier
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Mayhew	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Richey
Riggs	Riley	Roberts	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Taylor 139
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 023

Bangert	Chipman	DeGroot	Derges	Dogan
Ellebracht	Fitzwater	Gray	Griesheimer	Johnson
Kidd	Knight	Lovasco	McDaniel	Pietzman
Plocher	Roden	Rowland	Smith 67	Stephens 128
Tate	Trent	Wright		

VACANCIES: 001

Representative Bosley offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 5, Page 5, Section 5.025, Line 14, by deleting "579,928" and inserting "529,928"; and

Further amend said bill, said page, said section, Line 21, by deleting "367,157" and inserting "342,157"; and

Further amend said bill, said page, said section, Line 28, by deleting "21,151,102" and inserting "20,935,005"; and

Further amend said bill, Page 6, said section, Line 35, by deleting "3,240,387" and inserting "3,140,387"; and

Further amend said bill, said page, said section, Line 56, by deleting "437,614" and inserting "412,614"; and

Further amend said bill, Page 7, said section, Line 78, by deleting "474,397" and inserting "424,397"; and

Further amend said bill, said page, said section, Line 85, by deleting "8,489,380" and inserting "8,339,380"; and

Further amend said bill, Page 8, said section, Line 92, by deleting "488,912" and inserting "388,912"; and

Further amend said bill, said page, said section, Line 99, by deleting "2,954,674" and inserting "2,854,674"; and

Further amend said bill, said page, said section, Line 105, by deleting "1,281,556" and inserting "1,181,556"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Burnett offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 5, Page 8, Section 5.025, Line 108, by deleting "7,500,017" and inserting "6,917,731"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Burnett:

AYES: 058

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Derges	Dinkins
Doll	Ellebracht	Fitzwater	Fogle	Gregory 51
Gunby	Ingle	Lewis 25	Mackey	McCreery
McGaugh	Merideth	Morse	Mosley	Nurrenbern
Phifer	Pike	Pouche	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Schwadron
Sharp 36	Shields	Smith 155	Smith 67	Stevens 46
Terry	Toalson Reisch	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 084

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Eggleston	Evans	Falkner	Fishel
Gregory 96	Grier	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Lewis 6	Mayhew
McGill	Murphy	O'Donnell	Owen	Patterson
Perkins	Pollitt 52	Pollock 123	Porter	Railsback
Reedy	Riggs	Riley	Roberts	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Seitz	Sharpe 4	Shaul	Simmons
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 020

Black 7	Chipman	DeGroot	Dogan	Francis
Gray	Griesheimer	Johnson	Kidd	Knight
Lovasco	McDaniel	Person	Pietzman	Plocher
Richey	Roden	Tate	Trent	Wright

VACANCIES: 001

Representative Fogle offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 5, Page 8, Section 5.025, Line 107, by deleting "30,165,385" and inserting "31,564,986"; and

Further amend said bill, said page, said section, Line 108, by inserting immediately thereafter the following:

"From Cash Operating Expense Fund (0432).....466,534"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Fitzwater assumed the Chair.

Speaker Vescovo resumed the Chair.

Representative Fogle moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Fogle:

AYES: 052

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Dogan	Doll
Ellebracht	Falkner	Fogle	Gray	Gunby
Ingle	Lewis 25	Mackey	McCreery	McDaniel
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rone	Rowland
Sauls	Sharp 36	Shields	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

NOES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Fishel	Fitzwater	Francis	Gregory 51
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4

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Shaul	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 010

Black 7	Derges	Gregory 96	Hovis	Johnson
Kidd	Pietzman	Price IV	Roden	Tate

VACANCIES: 001

Representative Fogle offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 5, Page 25, Section 5.600, Line 5, by inserting immediately thereafter the following:

"Section 5.605. To the Office of Administration
In reference to Section 5.025 of Part 1 of this act:
Expenditures for information technology costs for providing Medicaid services to any Missourian eligible to receive such services shall be made from the referenced section, in addition to any appropriations made available thereafter in any other appropriations act."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Fogle moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Fogle:

AYES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Doll	Ellebracht
Falkner	Fogle	Gunby	Ingle	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Patterson	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Shields	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

NOES: 099

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Eggleston	Evans
Fishel	Fitzwater	Francis	Gregory 51	Grier
Griesheimer	Griffith	Haden	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx

Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 013

Black 7	Chipman	Derges	Dogan	Gray
Gregory 96	Haffner	Hovis	Johnson	McDaniel
Pietzman	Schnelting	Tate		

VACANCIES: 001

Representative Ingle offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 5, Page 25, Section 5.600, Line 5, by inserting immediately thereafter the following:

"Section 5.605. To the Office of Administration
In reference to all sections in Part 1 of this act:
No funds shall be expended for the health insurance costs for any member of the
House of Representatives until such time as the legislature appropriates an amount
sufficient to funding Medicaid services to all eligible Missouri Citizens."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Ingle moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Ingle:

AYES: 060

Adams	Aldridge	Anderson	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Bosley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burnett	Burton	Butz	Clemens	Coleman 97
Collins	Davis	Doll	Ellebracht	Fogle
Gunby	Hurlbert	Ingle	Lewis 25	Lovasco
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Patterson	Person	Pouche	Price IV	Quade

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Roden	Rogers	Rowland	Ruth	Sauls
Schroer	Schwadron	Sharp 36	Shaul	Smith 67
Stacy	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Wright	Young

NOES: 088

Andrews	Atchison	Baker	Billington	Black 137
Boggs	Bromley	Burger	Busick	Christofanelli
Coleman 32	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Grier	Griesheimer	Griffith	Haden
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
McGaugh	McGirt	Morse	Murphy	O'Donnell
Owen	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rone	Sander	Sassmann	Seitz	Sharpe 4
Shields	Simmons	Smith 155	Smith 163	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reich
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 014

Black 7	Bland Manlove	Chipman	Dogan	Gray
Gregory 96	Haffner	Johnson	Mayhew	McDaniel
Phifer	Pietzman	Schnelting	Tate	

VACANCIES: 001

Representative Unsicker offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 5, Page 8, Section 5.025, Line 107, by deleting "30,165,385" and inserting "31,564,986"; and

Further amend said bill, said page, said section, Line 108, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund - 2021 Federal Fund (9814).....466,534"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Hudson raised a point of order that **House Amendment No. 8** is in violation of Rule 49(6).

The Chair ruled the point of order well taken.

HCS HB 5, as amended, was laid over.

HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 6, Page 35, Section 6.700, Line 6, by inserting immediately after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 6, Page 5, Section 6.020, Line 48, by deleting "(010)" and inserting "(0101)"; and

Further amend said bill, Page 23, Section 6.310, Line 11, by deleting "36,149,540" and inserting "36,049,540"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Wiemann offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 6, Page 35, Section 6.631, Line 11, by inserting immediately thereafter the following:

"Section 6.632. To the Department of Conservation
For the purchase of any gun club, firing range, trap shoot, skeet shoot to preserve practical application of Second Amendment rights
Expense and Equipment
From Conservation Commission Fund (0609).....\$15,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 3** was adopted.

Representative Cupps offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 6, Page 11, Section 6.100, Line 14, by inserting immediately thereafter the following:

"For the design and provision of new pesticide applicator training by the University of Missouri Extension From State Institutions Gift Trust Fund (0925).....100,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Cupps, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Cupps:

AYES: 137

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Doll	Eggleston	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Mayhew	McCreery	McGaugh	McGirt
Merideth	Morse	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Phifer	Pike
Plocher	Pollock 123	Porter	Price IV	Proudie
Quade	Railsback	Richey	Riggs	Riley
Roberts	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Bailey	Bland Manlove	Burton	Chipman	Dogan
Ellebracht	Gray	Griesheimer	Henderson	Johnson
Kidd	Lovasco	Mackey	McDaniel	Mosley
Person	Pietzman	Pollitt 52	Pouche	Reedy
Roden	Sharp 36	Stevens 46	Tate	Windham

VACANCIES: 001

Representative Cupps offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 6, Page 21, Section 6.300, Line 4, by deleting "2,496,193" and inserting "2,429,042"; and

Further amend said bill, said section, Line 5, by deleting "1,029,839" and inserting "1,021,245"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Cupps, **House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded by Representative Cupps:

AYES: 139

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burnett
Burton	Busick	Butz	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollock 123
Porter	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Young	Mr. Speaker	

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NOES: 003

Burger Stephens 128 Wright

PRESENT: 001

Terry

ABSENT WITH LEAVE: 019

Chipman	Dogan	Gray	Griesheimer	Henderson
Hicks	Johnson	Kidd	Lovasco	Mackey
McDaniel	Person	Pietzman	Pollitt 52	Pouche
Roden	Stevens 46	Tate	Windham	

VACANCIES: 001

Representative Cupps offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 6, Page 21, Section 6.300, Line 6, by inserting immediately thereafter the following:

"For a statewide dam inspector performing inspections of non-agricultural dams
Personal Service.....67,151
Expense and Equipment..... 8,594
From General Revenue Fund (0101)..... 75,745"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Cupps, **House Amendment No. 6** was adopted by the following vote, the ayes and noes having been demanded by Representative Cupps:

AYES: 139

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burton	Busick
Butz	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollock 123	Porter	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roerber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting

Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Weber
West	Wiemann	Young	Mr. Speaker	

NOES: 002

Stephens 128 Wright

PRESENT: 001

Terry

ABSENT WITH LEAVE: 020

Bland Manlove	Bosley	Burnett	Chipman	Christofanelli
Gray	Griesheimer	Henderson	Johnson	Kidd
Lovasco	McDaniel	Pietzman	Pollitt 52	Pouche
Roden	Stevens 46	Tate	Walsh Moore 93	Windham

VACANCIES: 001

Representative Cupps offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 6, Page 35, Section 6.631, Line 11, by inserting immediately thereafter the following:

"Section 6.633. To the Department of Conservation
For the design and provision of new pesticide applicator training by the
University of Missouri Extension
From Conservation Commission Fund (0609).....\$430,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Cupps, **House Amendment No. 7** was adopted by the following vote, the ayes and noes having been demanded by Representative Cupps:

AYES: 136

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh

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Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rogers	Rone	Ruth	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 002

Adams	Rowland
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PRESENT: 002

Bland Manlove	Clemens
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ABSENT WITH LEAVE: 022

Bosley	Chipman	Evans	Gray	Grier
Griesheimer	Henderson	Johnson	Kidd	Lovasco
Mackey	McDaniel	Pietzman	Pollitt 52	Roden
Sander	Smith 67	Stevens 46	Tate	Terry
Toalson Reisch	Windham			

VACANCIES: 001

Representative Aldridge offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 6, Page 23, Section 6.310, Line 4, by deleting "17,187,310" and inserting "16,937,310"; and

Further amend said bill, said page, said section, Line 6, by deleting "17,937,310" and inserting "17,687,310"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Aldridge, **House Amendment No. 8** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 137

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bland Manlove	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97

Collins	Copeland	Davidson	Davis	DeGroot
Derges	Dinkins	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rogers
Rone	Rowland	Ruth	Sassmann	Sauls
Schnelting	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 004

Boggs	Busick	Cook	Schroer
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PRESENT: 000

ABSENT WITH LEAVE: 021

Basye	Chipman	Cupps	Deaton	Dogan
Gray	Griesheimer	Henderson	Johnson	Lovasco
Mackey	McDaniel	Pietzman	Pollitt 52	Price IV
Roden	Sander	Tate	Terry	Toalson Reisch
Windham				

VACANCIES: 001

HCS HB 6, as amended, was laid over.

HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Aldridge offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 11, Page 18, Section 11.195, Line 8, by inserting immediately thereafter the following:

"Section 11.197. To the Department of Social Services
For the Family Support Division

For a nonprofit organization located in a city not within a county that builds homes and communities that is
dedicated to eliminating substandard housing in city not within a county and empowers local families to build and
purchase their own home

From General Revenue Fund (0101).....\$250,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Aldridge, **House Amendment No. 1** was adopted by the
following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 139

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 96	Grier
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rogers	Rone	Rowland	Ruth	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 003

Boggs	Busick	Davis
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PRESENT: 000

ABSENT WITH LEAVE: 020

Bland Manlove	Chipman	Clemens	Gray	Gregory 51
Griesheimer	Henderson	Hurlbert	Johnson	Lovasco
McDaniel	Pietzman	Pollitt 52	Pollock 123	Roden
Sander	Tate	Terry	Toalson Reisch	Windham

VACANCIES: 001

HCS HB 11, as amended, was laid over.

HCS HB 6, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

HCS HB 6, as amended, was laid over.

HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 7, Page 26, Section 7.950, Line 7, by inserting immediately after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 7, Page 27, Section 7.1000, Line 1 through and including Line 2, by deleting said lines in their entirety and inserting in lieu thereof the following:

"Section 7.1000. To the Department of Economic Development"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Fishel offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 7, Page 10, Section 7.135, Line 34, by inserting immediately thereafter the following:

"For a Route 66 festival in a home rule city with more than one hundred fifty-five thousand but fewer than two hundred thousand inhabitants
From Economic Development Advancement Fund (0783)....200,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Fishel, **House Amendment No. 3** was adopted.

HCS HB 7, as amended, was laid over.

HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 8, Page 25, Section 8.405, Line 5, by adding after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 8, Page 10, Section 8.095, Line 29, by inserting immediately thereafter the following:

"For receiving and expending grants, donations, contracts, and payments from private, federal, and other governmental agencies provided the General Assembly shall be notified of the source of any new funds and the purpose for which they shall be expended, in writing, prior to the expenditure of said funds

Personal Service.....	5,440,033
Expense and Equipment.....	5,853,631
From Department of Public Safety Federal Fund (0152).....	11,293,664";

and

Further amend said bill, said page, said section, Line 33, by deleting "1,304.00" and inserting "1,317.00"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Taylor (139) assumed the Chair.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 8, Page 18, Section 8.215, Line 4, by deleting "13,796,921" and inserting "15,329,912"; and

Further amend said bill, said page, said section, Line 5, by deleting "1,555,968" and inserting "1,728,853"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Deaton offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 8, Page 3, Section 8.005, Line 56, by deleting "five thousand" and inserting "seven thousand five hundred"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Deaton, **House Amendment No. 4** was adopted.

HCS HB 8, as amended, was laid over.

HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 9, Page 19, Section 9.400, Line 5, by adding after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 9, as amended, was laid over.

HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Speaker Vescovo resumed the Chair.

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 10, Page 42, Section 10.1015, Line 6, by inserting immediately after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 10, Page 35, Section 10.755, Line 16, by inserting immediately thereafter the following:

"Personal Service.....542,764"; and

Further amend said bill, said page, said section, Line 17, by inserting immediately after the word "Equipment" the following:

".....134,094,849"; and

Further amend said bill, said page, said section, Line 20, by deleting "33.02" and inserting "46.02"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Merideth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 10, Page 19, Section 10.410, Line 8, by deleting "956,848,453" and inserting "1,087,948,453"; and

Further amend said bill, Page 36, Section 10.810, Line 11, by deleting "330,968,310" and inserting "380,418,310"; and

Further amend said bill, Page 37, Section 10.815, Line 26, by deleting "312,089,925" and inserting "361,539,925"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Sauls
Sharp 36	Smith 155	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

NOES: 101

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Mayhew	McGill	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 015

Chipman	Christofanelli	Dogan	Houx	Johnson
Knight	Lovasco	McDaniel	Morse	Roden
Rogers	Rowland	Tate	Toalson Reisch	Windham

VACANCIES: 001

Representative Merideth offered **House Amendment No. 4.***House Amendment No. 4*

AMEND House Committee Substitute for House Bill No. 10, Page 40, Section 10.900, Line 43, by inserting immediately after the word "equipment" the following:

", provided that legal expenses are limited to five percent (5%) of the medical marijuana program's total expenditures in Fiscal Year 2022, and further provided that no flexibility is allowed between personal service and expense and equipment unless the medical marijuana program suspends restrictions on the aggregate number of licenses granted for medical marijuana cultivation facilities, marijuana-infused products manufacturing facilities, and medical marijuana dispensary facilities"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Merideth, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 118

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Bland Manlove	Bosley
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Coleman 32	Coleman 97	Collins	Cook	Cupps
Davidson	Davis	Deaton	Dinkins	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fogle
Gray	Gregory 51	Grier	Griesheimer	Griffith
Gunby	Haden	Haley	Hannegan	Hardwick
Henderson	Hovis	Hudson	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Quade	Reedy
Riley	Roberts	Roden	Rogers	Rone
Sander	Sassmann	Sauls	Schwadron	Sharp 36
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stevens 46	Taylor 139	Taylor 48	Terry
Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Young	Mr. Speaker		

NOES: 029

Basye	Black 137	Black 7	Boggs	Copeland
Derges	Evans	Fitzwater	Francis	Gregory 96
Haffner	Hicks	Hurlbert	Owen	Pike
Pollock 123	Railsback	Richey	Riggs	Roeber
Ruth	Schnelting	Seitz	Sharpe 4	Stacy
Stephens 128	Thomas	Wallingford	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 015

Chipman	Christofanelli	Clemens	DeGroot	Dogan
Hill	Houx	Johnson	Knight	McDaniel
Rowland	Schroer	Tate	Toalson Reisch	Windham

VACANCIES: 001

Representative Bosley offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 10, Page 40, Section 10.900, Line 43, by inserting immediately after the word "equipment" the following:

" , and further provided that when issuing licenses, the medical marijuana program shall set and attain goals for the inclusion of minority business enterprises, as such term is defined in Section 37.013, RSMo"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Bosley moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Unsicker offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 10, Page 32, Section 10.725, Line 6 through and including Line 18, by deleting said lines in their entirety; and

Further amend said bill, said page, said section, Line 19, by deleting the words "life of the mother"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Unsicker moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Coleman (97):

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AYES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

NOES: 105

Andrews	Atchison	Baker	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	Morse	Murphy
O'Donnell	Owen	Patterson	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Black 7	Houx	Johnson	McDaniel
Perkins	Pietzman	Roden	Rowland	Sauls
Tate	Toalson Reisch	Windham		

VACANCIES: 001

Representative Bland Manlove offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 10, Page 29, Section 10.700, Line 20, by deleting "4,621,414" and inserting "4,121,414"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bland Manlove moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Fogle offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 10, Page 7, Section 10.110, Line 19, by deleting "85,703,236" and inserting "139,515,343"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"From Cash Operating Expense Fund (0432).....5,979,123"; and

Further amend said bill, Page 11, Section 10.210, Line 18, by deleting "115,509,072" and inserting "200,246,308"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"From Cash Operating Expense Fund (0432).....9,415,248"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Fogle moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Fogle:

AYES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Doll	Ellebracht
Fogle	Gray	Gunby	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sauls	Sharp 36	Shields	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Young				

NOES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hovis	Hudson

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Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 012

Bailey	Dogan	Falkner	Houx	Ingle
Johnson	McDaniel	Pietzman	Rowland	Tate
Toalson Reisch	Windham			

VACANCIES: 001

Representative Fogle offered House Amendment No. 9.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 10, Page 43, Section 10.1100, Line 14, by inserting immediately thereafter the following:

"Section 10.1105. To the Department of Mental Health and the Department of Health and Senior Services In reference to all sections in Part 1 and Part 2 of this act:

Funds shall not be denied for the provision of services to any individual eligible for such services, whose eligibility is established pursuant to federal or state law or regulation, or the Missouri State Constitution."; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Fogle moved that House Amendment No. 9 be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Fogle:

AYES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Sauls	Sharp 36
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

NOES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 016

Bailey	Dogan	Francis	Houx	Ingle
Johnson	McDaniel	Pietzman	Price IV	Roden
Rone	Rowland	Smith 67	Tate	Toalson Reisch
Windham				

VACANCIES: 001

HCS HB 10, as amended, was laid over.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 11, Page 45, Section 11.1030, Line 5, by inserting immediately after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Smith (163) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 11, Page 44, Section 11.1000, Line 2, by deleting "11.340,"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Smith (163) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 11, Page 45, Section 11.1035, Line 1 through and including Line 6, by deleting said lines in their entirety; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 4** was adopted.

Representative Smith (163) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 11, Page 35, Section 11.745, Line 14, by deleting "78,108,614" and inserting "75,108,614"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 5** was adopted.

HCS HB 11, as amended, was laid over.

HCS HB 3, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 3, Page 11, Section 3.200, Line 6, by deleting "118,639,790" and inserting "121,639,790"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 6** was adopted.

HCS HB 3, as amended, was laid over.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Hudson offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 11, Page 35, Section 11.745, Line 14, by deleting "78,108,614" and inserting "77,408,614"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 6** was adopted.

HCS HB 11, as amended, was laid over.

HCS HB 7, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Hudson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 7, Page 9, Section 7.130, Line 6, by deleting "18,735,414" and inserting "19,435,414"; and

Further amend said bill, said page, Section 7.135, Line 7, by deleting "15,339,900" and inserting "16,039,900"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Hudson, **House Amendment No. 4** was adopted.

HCS HB 7, as amended, was laid over.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 11, Page 27, Section 11.400, Line 11, by deleting "Department of Social Services Federal Fund (0610)" and inserting "Title XIX - Federal Fund (0163)"; and

Further amend said bill, Page 17, Section 11.405, Line 10 through and including Line 11, by deleting said lines in their entirety; and

Further amend said bill, said page, said section, Line 17, by deleting "Department of Social Services Federal Fund (0610)" and inserting "Title XIX - Federal Fund (0163)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 7** was adopted.

Representative Murphy offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 11, Page 40, Section 11.790, Line 13, by deleting "\$1,712,194,972" and inserting "\$1,707,554,572"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Murphy moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Murphy:

AYES: 069

Appelbaum	Atchison	Aune	Bangert	Baringer
Barnes	Black 137	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Dinkins
Doll	Ellebracht	Evans	Falkner	Fogle
Francis	Gregory 51	Griesheimer	Griffith	Gunby
Haley	Henderson	Houx	Ingle	Kidd
Knight	Lewis 25	Mackey	McCreery	McDaniel
McGaugh	Merideth	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Phifer	Plocher	Pollitt 52
Pollock 123	Proudie	Quade	Railsback	Reedy
Riggs	Roberts	Rogers	Rone	Sauls
Schroer	Sharpe 4	Shaul	Shields	Smith 155
Stephens 128	Thompson	Turnbaugh	Unsicker	Veit
Walsh Moore 93	Weber	Wright	Young	

NOES: 079

Aldridge	Anderson	Andrews	Baker	Basye
Billington	Black 7	Boggs	Bosley	Bromley
Brown 16	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dogan
Eggleston	Fitzwater	Gray	Gregory 96	Grier
Haden	Haffner	Hannegan	Hardwick	Hicks
Hill	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lewis 6	Mayhew	McGill
Morse	Mosley	Perkins	Pietzman	Pike
Porter	Pouche	Price IV	Richey	Riley
Roeber	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharp 36	Smith 163	Smith 67
Stacy	Taylor 139	Taylor 48	Terry	Thomas
Toalson Reisch	Trent	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Windham	Mr. Speaker	

PRESENT: 003

Adams	Bailey	Simmons
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ABSENT WITH LEAVE: 011

Bland Manlove	Clemens	Derges	Fishel	Johnson
Lovasco	Person	Roden	Rowland	Stevens 46
Tate				

VACANCIES: 001

Representative Collins offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 11, Page 30, Section 11.620, Line 6, by deleting "35,231,032" and inserting "34,981,032"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Collins moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Unsicker offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 11, Page 37, Section 11.760, Line 21, by deleting "371,072,915" and inserting "361,072,915"; and

Further amend said bill, said page, said section, Line 24, by inserting immediately thereafter the following:

"From FMAP Enhancement Fund (0181).....10,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 10** is in violation of Rule 49(6).

The Chair ruled the point of order well taken.

Representative Bosley offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 11, Page 30, Section 11.620, Line 6, by deleting "35,231,032" and inserting "34,981,032"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 11** was adopted.

HCS HB 11, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Bosley offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2, Page 18, Section 2.260, Line 6, by inserting immediately thereafter the following new line:

"For afterschool programs in urban areas with a focus on addressing the needs of students in school districts affected by gun violence, with a priority of serving high poverty From General Revenue Fund (0101).....250,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 8** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

Representative Aldridge offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 11, Page 14, Section 11.150, Line 40 through and including Line 43, by deleting said lines in their entirety; and

Further amend said bill, Page 15, said section, Line 50, by deleting "250,000" and inserting "500,000"; and

Further amend said bill, Page 16, Section 11.155, Line 47, by inserting immediately thereafter the following:

"For services that provide assistance and engagement to address critical areas of need for low income individuals, families, and children located in a city not within a county
From Temporary Assistance for Needy Families Federal Fund (0199). 200,000"; and

Further amend said bill, said page, said section, Line 51, by deleting "250,000" and inserting "200,000";
and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Aldridge, **House Amendment No. 12** was adopted.

Representative Unsicker offered **House Amendment No. 13.**

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 11, Page 46, Section 11.2020, Line 11, by inserting immediately thereafter the following:

"Section 11.2022. To the Department of Social Services
The Department shall direct deposits of moneys from the federal government that accrue to the state from Section 9814 of the American Rescue Plan Act of 2021 into the FMAP Enhancement Fund - 2021 Federal Fund (9814) and such funds shall only be for used to pay for the states expenses to provide services for individuals nineteen years of age or older and under sixty-five years of age who qualify for MO HealthNet services under 42 U.S.C. Section 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 C.F.R. 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. Section 1396a(e)(14) and as set forth in 42 C.F.R. 435.603, pursuant to Section 36(c) of Article IV of the Missouri Constitution."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 13** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Unsicker:

AYES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle

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Gray	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sauls	Sharp 36	Shields	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

NOES: 094

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
Mayhew	McGaugh	McGill	Morse	O'Donnell
Owen	Patterson	Perkins	Pike	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rone	Ruth	Sander	Sassmann	Schwadron
Seitz	Shaul	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 021

Bailey	Brown 27	Christofanelli	Dogan	Francis
Henderson	Johnson	Knight	Lovasco	McDaniel
Murphy	Pietzman	Plocher	Roden	Rowland
Schnelting	Schroer	Sharpe 4	Tate	Toalson Reisch
Veit				

VACANCIES: 001

Representative Unsicker offered **House Amendment No. 14.**

House Amendment No. 14

AMEND House Committee Substitute for House Bill No. 11, Page 7, Section 11.060, Line 2, by inserting immediately after the word "Services," the following:

"provided that any fees the division incurs in providing the general assembly or its members with information requested of the department shall be paid solely through funds appropriated to the department, and further provided that any such information requests from the House of Representatives's Special Committee on Government Oversight must be provided within no more than thirty days, and further provided the department shall work with the member requesting the information so that requests shall be completed as expeditiously as possible, and further"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 14** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for House Bill No. 11, Page 42, Section 11.815, Line 25, by inserting immediately thereafter the following:

"Section 11.821. To the Department of Social Services
For the administration of and program expenditures for individuals nineteen years of age or older and under sixty-five years of age who qualify for MO HealthNet services under 42 U.S.C. Section 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 C.F.R. 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. Section 1396a(e)(14) and as set forth in 42 C.F.R. 435.603, pursuant to Section 36(c) of Article IV of the Missouri Constitution
From FMAP Enhancement American Rescue Plan Act 2021 Fund - Federal Fund (3001).....\$129,414,353
From Department of Mental Health Federal Fund (0148).....\$138,549,343
From Title XIX - Federal Fund (0163)...1,415,548,904
From OA Information Technology Federal Fund (0165).....1,399,601
From Department of Social Services Federal Fund (0610).....26,730,272
From Pharmacy Rebates Fund (0114)8,543,052
15 From Pharmacy Reimbursement Allowance Fund (0144).....7,035,572
16 From Federal Reimbursement Allowance Fund (0142).....166,368,647
Total (Not to exceed 75.50 F.T.E.).....\$1,893,589,744"; and

Further amend said bill, Page 46, Section 11.2020, Line 11, by inserting immediately thereafter the following:

"Section 11.2021. To the Department of Social Services
The Department shall direct deposits of moneys from the federal government that accrue to the state from Section 9814 of the American Rescue Plan Act of 2021 into the FMAP Enhancement American Rescue Plan Act 2021 Fund - Federal Fund (3001) and such funds shall only be for used to pay for the states expenses to provide services for individuals nineteen years of age or older and under sixty-five years of age who qualify for MO HealthNet services under 42 U.S.C. Section 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 C.F.R. 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. Section 1396a(e)(14) and as set forth in 42 C.F.R. 435.603, pursuant to Section 36(c) of Article IV of the Missouri Constitution."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 15** is in violation of Rule 49(6).

The Chair ruled the point of order well taken.

HCS HB 11, as amended, was laid over.

HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 12, Page 17, Section 12.600, Line 11, by inserting after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Merideth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 12, Page 15, Section 12.400, Line 3, by inserting after the word "Equipment" the following:

"From General Revenue Fund (0101)"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"From Cash Operating Expense Fund (0432).....2,801,776"; and

Further amend said bill, said page, said section, Line 8, by deleting "4,721,071"; and

Further amend said bill, said page, said section, Line 9, by deleting "50,456,677" and inserting "4,721,071"; and

Further amend said bill, said page, said section, Line 21, by deleting "631.13" and inserting "672.13"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

HCS HB 12, as amended, was laid over.

HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 13, Page 12, Section 13.100, Line 5, by inserting after the word "amount" the following:

"or in accordance with grant guidelines"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 13, as amended, was laid over.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

Representative Merideth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 15, Page 6, Section 15.100, Line 4, by inserting immediately thereafter the following:

"Section 15.103. To the Department of Economic Development
For a program to provide grants to small businesses incorporated in the state of Missouri with 50 or fewer employees, to reimburse the costs of business interruption caused by required closures in connection with the COVID-19 public health emergency, provided that no grants shall be provided to franchise or chain business entities, and further provided that one-quarter of funds under such program shall be allocated to family-owned farms From State Emergency Management Federal Stimulus Fund (2335).....\$30,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 058

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Collins	Davis	Doll
Ellebracht	Falkner	Fogle	Gray	Griffith
Gunby	Ingle	Lewis 25	Lovasco	Mackey
McCreery	McGaugh	Merideth	Morse	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Reedy	Rogers	Sauls	Schwadron	Sharp 36
Sharpe 4	Shields	Smith 67	Stevens 46	Terry
Thompson	Turnbaugh	Unsicker	Veit	Walsh Moore 93
Weber	Windham	Young		

NOES: 089

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Davidson
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lewis 6	Mayhew	McGill
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Seitz	Shaul	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 48	Thomas
Toalson Reisch	Trent	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 015

Cupps	Dogan	Houx	Johnson	Kidd
Knight	McDaniel	Murphy	Pietzman	Proudie
Roden	Roeber	Rowland	Tate	Taylor 139

VACANCIES: 001

Representative Merideth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 15, Page 7, Section 15.115, Line 5, by inserting immediately thereafter the following:

"Section 15.116. To the Department of Labor and Industrial Relations
Funds are to be transferred out of the State Treasury to the State of Missouri's unemployment insurance trust fund for the purpose of covering costs to said fund incurred by non-fraudulent overpayments of state unemployment insurance benefits during a public health emergency, provided that the Missouri Department of Labor and Industrial Relations shall not seek collection of state unemployment insurance overpayment or enforcement of collections of state unemployment insurance overpayments
From State Emergency Management Federal Stimulus Fund (2335).....\$37,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 052

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Bland Manlove
Bosley	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Clemens	Collins
Davis	Dogan	Doll	Ellebracht	Fogle
Gunby	Ingle	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Roden	Rogers	Sauls
Schwadron	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Wright	Young			

NOES: 097

Andrews	Bailey	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 6	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Mr. Speaker			

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PRESENT: 001

Cupps

ABSENT WITH LEAVE: 012

Gray	Houx	Johnson	Knight	McDaniel
Pietzman	Price IV	Proudie	Roeber	Rowland
Tate	Taylor 139			

VACANCIES: 001

Representative Merideth offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 15, Page 10, Section 15.170, Line 8, by deleting "27,813,743" and inserting "82,813,743"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 059

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 16	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Coleman 32	Collins	Cupps
Dogan	Doll	Ellebracht	Fogle	Gregory 51
Gunby	Hannegan	Ingle	Lewis 25	Mackey
McCreery	McGaugh	Merideth	Morse	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Reedy	Roden	Rogers	Sauls	Sharp 36
Shields	Smith 67	Stephens 128	Stevens 46	Terry
Thompson	Turnbaugh	Unsicker	Veit	Walsh Moore 93
Weber	Windham	Wright	Young	

NOES: 093

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
Lovasco	Mayhew	McGill	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback

Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Simmons
Smith 155	Smith 163	Stacy	Taylor 48	Thomas
Toalson Reisch	Trent	Van Schoiack	Wallingford	Walsh 50
West	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 010

Gray	Johnson	Knight	McDaniel	Pietzman
Proudie	Roeber	Rowland	Tate	Taylor 139

VACANCIES: 001

HCS HB 15 was laid over.

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1** was adopted.

On motion of Representative Smith (163), **HCS HB 1** was ordered perfected and printed.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 2, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 2, as amended**, was ordered perfected and printed.

HCS HB 3, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 3, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 3, as amended**, was ordered perfected and printed.

HCS HB 4, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 4, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 4, as amended**, was ordered perfected and printed.

HCS HB 5, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 5, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 5, as amended**, was ordered perfected and printed.

HCS HB 6, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 6, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 6, as amended**, was ordered perfected and printed.

HCS HB 7, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 7, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 7, as amended**, was ordered perfected and printed.

HCS HB 8, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 8, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 8, as amended**, was ordered perfected and printed.

HCS HB 9, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 9, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 9, as amended**, was ordered perfected and printed.

HCS HB 10, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 10, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 10, as amended**, was ordered perfected and printed.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 11, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 11, as amended**, was ordered perfected and printed.

HCS HB 12, as amended, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 12, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 12, as amended**, was ordered perfected and printed.

HCS HB 13, as amended, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 13, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 13, as amended**, was ordered perfected and printed.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 15** was adopted.

On motion of Representative Smith (163), **HCS HB 15** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 125

Adams	Aldridge	Anderson	Andrews	Atchison
Bailey	Baker	Bangert	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
Lovasco	Mayhew	McCreery	McGaugh	McGill
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Windham	Wright	Mr. Speaker

NOES: 027

Appelbaum	Aune	Baringer	Bland Manlove	Bosley
Brown 27	Burnett	Burton	Butz	Clemens
Fogle	Gunby	Ingle	Lewis 25	Mackey
Merideth	Person	Phifer	Quade	Rogers
Smith 67	Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 010

Gray	Johnson	Knight	McDaniel	Pietzman
Proudie	Roebor	Rowland	Tate	Taylor 139

VACANCIES: 001

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 6 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 60 - Fiscal Review

HS HCS HB 306 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 645**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (17): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1296**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (17): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SB 37**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (17): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (0)

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 446**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Basye, Brown (70), Burton, Dinkins, Grier, Haden, Haley, Knight, Lewis (25), Mayhew, McCreery, Pietzman, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (4): Cupps, Hill, McDaniel and Rone

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 573**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Brown (70), Burton, Dinkins, Grier, Haden, Haley, Knight, Lewis (25), Mayhew, McCreery, Pietzman, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (5): Basye, Cupps, Hill, McDaniel and Rone

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 827**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Brown (70), Burton, Dinkins, Grier, Haden, Haley, Knight, Lewis (25), Mayhew, McCreery, Pietzman, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (5): Basye, Cupps, Hill, McDaniel and Rone

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 1179**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Aldridge, Copeland, Davis, Kelley (127), Sauls, Seitz, Sharp (36) and West

Noes (0)

Absent (2): Hovis and Roberts

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 1333**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Copeland, Kelley (127), Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Present (1): Aldridge

Absent (2): Hovis and Roberts

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **SS#2 SB 26**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Copeland, Kelley (127), Roberts, Seitz and West

Noes (4): Aldridge, Davis, Sauls and Sharp (36)

Absent (1): Hovis

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 36**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bailey, Bangert, Lovasco, Owen, Perkins, Person, Railsback, Sander, Schnelting and Van Schoiack

Noes (1): Unsicker

Absent (3): Baker, Gray and Taylor (139)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 213**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bailey, Bangert, Lovasco, Owen, Perkins, Person, Railsback, Sander, Schnelting, Unsicker and Van Schoiack

Noes (0)

Absent (3): Baker, Gray and Taylor (139)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 664**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Bailey, Bangert, Gray, Lovasco, Owen, Perkins, Person, Railsback, Sander, Schnelting, Unsicker and Van Schoiack

Noes (0)

Absent (2): Baker and Taylor (139)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1243**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bailey, Lovasco, Owen, Perkins, Railsback, Sander, Schnelting and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (2): Baker and Taylor (139)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bailey, Lovasco, Owen, Perkins, Railsback, Sander, Schnelting and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (2): Baker and Taylor (139)

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 101**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bangert, Basye, Black (7), Brown (70), Dogan, Haffner, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36) and Terry

Noes (7): Baker, Christofanelli, DeGroot, Grier, Hill, Stacy and Toalson Reisch

Absent (1): Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 580**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (19): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 581**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (18): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (1): Hill

Absent (1): Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 608**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (19): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Hicks

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 84**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Lewis (25), O'Donnell, Pollock (123), Smith (155), Stephens (128), Stevens (46), Wallingford and Wright

Noes (1): Thomas

Absent (2): Johnson and Seitz

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 632**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Lewis (25), O'Donnell, Pollock (123), Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (2): Johnson and Seitz

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 396**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Cook, Hardwick, Roden, Taylor (48) and Walsh (50)

Noes (2): Mosley and Phifer

Absent (3): Bland Manlove, McDaniel and Schroer

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cook, Hardwick, Mosley, Phifer, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (3): Bland Manlove, McDaniel and Schroer

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 17**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 217**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 238**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 363**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 541**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 673**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1010**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1046**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Christofanelli, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Griesheimer and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1314**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Aune, Basye, Christofanelli, Haffner and Rogers

Noes (1): Bailey

Present (2): Hill and Proudie

Absent (3): Griesheimer, Kelly (141) and Richey

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, March 31, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 W Truman Blvd, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

CHILDREN AND FAMILIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431, HB 1276, HB 852

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1166, HCB 2

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 Truman Blvd, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1177, HJR 11, HB 511, HB 1122, HB 1203

Executive session will be held: HB 822, HB 848, HB 617, HB 1222, HB 1342

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, April 1, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 88, HB 1324, HB 1339

Executive session will be held: SS SB 22, HB 1180, HB 690

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HJR 34, HB 342, HB 925

Executive session will be held: HJR 49, HB 665

Executive session may be held on any matter referred to the committee.

Removed HB 1399.

AMENDED

FINANCIAL INSTITUTIONS

Wednesday, March 31, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 734

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 1, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HJR 51, HJR 50

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, March 31, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1034, HB 1415, HB 902, HB 1003

Executive session will be held: HB 451, HB 467, HB 758, HB 251

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 1, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 1094, HB 1209

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, March 31, 2021, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 828, HB 1157, HCB 1

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 Truman Blvd, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, April 1, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 1266, HB 647, HB 841

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 1, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 7. In person and written testimony will be accepted.

TRANSPORTATION

Wednesday, March 31, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SCS SB 49, HB 1413, HB 1217, HB 1150, HB 1403

Executive session will be held: HB 1111, HB 544, HB 1238, HB 1289, HB 1306, HB 1230, HB 1259, HB 1153, HB 630, HB 389

Executive session may be held on any matter referred to the committee.

Added HB 389.

AMENDED

UTILITIES

Wednesday, March 31, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HCR 9

Executive session will be held: HB 397, HB 835

Executive session may be held on any matter referred to the committee.

Removed HB 386.

AMENDED

WAYS AND MEANS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1307, SCR 2, HB 977

Executive session will be held: HB 388

Executive session may be held on any matter referred to the committee.

Added HB 977 and removed HJR 57.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-SIXTH DAY, WEDNESDAY, MARCH 31, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HCS HB 1095 - Deaton

HCS HB 1236 - Smith (163)

HCS HB 1242 - Evans

HCS HB 29 - Walsh (50)

HCS HB 66 - Pike

HB 143 - DeGroot

HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HB 167 - Hardwick
HCS HB 214 - Hill
HCS HB 229 - Basye
HCS HB 248 - Coleman (32)
HB 253 - Fishel
HB 261 - Black (137)
HB 299 - Wallingford
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HB 391 - Griffith
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441 - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HB 563 - Owen
HCS HB 589 - Knight
HB 604 - Gregory (51)
HB 661 - Ruth
HCS HB 682 - Chipman
HCS HB 744 - Roberts
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 894 - Riggs
HS HB 513 - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297, (Legislative Review 3/30/21) - Wallingford
HB 370 - Christofanelli
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 23 & 38 - Black (137)
HJR 6, (Fiscal Review 3/30/21) - Schnelting

HOUSE BILLS FOR THIRD READING - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR THIRD READING

HCS HB 733 - Patterson
HCS HB 592 - Fitzwater
HCS HB 946 - Hill
HS HCS HB 306, (Fiscal Review 3/30/21), E.C. - Griesheimer
HB 60, (Fiscal Review 3/30/21) - Schnelting

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner
HB 380 - Walsh (50)
HCS HB 369 - Taylor (48)
HCS HB 384 - Veit

HOUSE BILLS FOR THIRD READING - CONSENT

HB 100 - Sharp (36)
HB 262 - Black (137)
HB 296 - Wallingford
HB 298 - Wallingford
HB 404 - Aldridge
HB 449 - Tate
HB 522 - Windham
HB 640 - Morse
HCS HB 676 - Coleman (97)
HB 763 - Chipman
HB 1053 - Patterson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-SIXTH DAY, WEDNESDAY, MARCH 31, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

David encouraged himself in the Lord his God. (Samuel 30:6)

Almighty Lord and God, whose spirit is within all creation, whose love never fails, and whose presence is with us all our days, make us more aware of You, more responsive to Your call, more obedient to Your will, and readier to help our fellow Missourians.

Grant to us a greater honesty of purpose, a more generous attitude toward others, and a most genuine faith in You, which will help us live unashamed before You and those who love us. When we are tempted, give us strength to overcome our temptations. When we begin to give way to discouragement, help us to find our encouragement in You. When we fail or lose and would give up, grant us courage to try again.

May the light of truth illumine our way, may the love of life illumine our hearts, and may the life of love illumine our relationships with one another here in the People's House!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-fifth day was approved as printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 529, relating to biodiesel fuel, was taken up by Representative Haffner.

Speaker Vescovo assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Aldridge	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton

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DeGroot	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Francis	Gregory 51	Gregory 96
Grier	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lovasco
McGaugh	McGill	Morse	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 038

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 70	Burnett
Burton	Butz	Collins	Doll	Ellebracht
Fogle	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sharp 36	Smith 67	Stevens 46	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 27	Clemens	Cupps	Derges	Fitzwater
Gray	Griesheimer	Johnson	Lewis 6	Mayhew
McDaniel	Murphy	Roden	Roeber	Sauls
Simmons	Windham			

VACANCIES: 001

On motion of Representative Haffner, **HCS HB 529** was read the third time and passed by the following vote:

AYES: 088

Adams	Aldridge	Anderson	Andrews	Atchison
Basye	Billington	Black 137	Black 7	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Busick	Coleman 32	Collins
Cook	Copeland	Derges	Dinkins	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Mayhew	McCreery
McGaugh	McGill	Morse	O'Donnell	Owen
Perkins	Pike	Plocher	Pollitt 52	Porter

Pouche	Price IV	Proudie	Railsback	Reedy
Riggs	Roberts	Rogers	Rone	Ruth
Sassmann	Schnelting	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Stephens 128	Tate	Taylor 48
Thomas	Thompson	Van Schoiack	Wallingford	Walsh 50
Wiemann	Wright	Young		

NOES: 040

Bailey	Baker	Boggs	Burnett	Butz
Chipman	Christofanelli	Coleman 97	Davidson	Davis
Deaton	DeGroot	Dogan	Grier	Hill
Hudson	Kidd	Lovasco	Murphy	Patterson
Pietzman	Pollock 123	Quade	Richey	Riley
Roeber	Sander	Schroer	Schwadron	Seitz
Smith 163	Smith 67	Stacy	Taylor 139	Terry
Trent	Veit	Walsh Moore 93	West	Mr. Speaker

PRESENT: 021

Appelbaum	Aune	Bangert	Baringer	Burton
Doll	Fogle	Gunby	Ingle	Mackey
Merideth	Mosley	Nurrenbern	Person	Phifer
Rowland	Stevens 46	Toalson Reisch	Turnbaugh	Unsicker
Weber				

ABSENT WITH LEAVE: 013

Barnes	Clemens	Cupps	Gray	Griesheimer
Johnson	Lewis 25	Lewis 6	McDaniel	Roden
Sauls	Simmons	Windham		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - REVISION

HCS HRB 1, for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes, was taken up by Representative Shaul.

On motion of Representative Shaul, **HCS HRB 1** was read the third time and passed by the following vote:

AYES: 112

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griffith	Haden	Haffner

Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Person
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roebert	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 037

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Doll	Ellebracht
Fogle	Gunby	Ingle	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Phifer
Quade	Rogers	Rowland	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 012

Bland Manlove	Clemens	Cupps	Gray	Griesheimer
Hudson	Johnson	Lewis 6	McDaniel	Sauls
Simmons	Windham			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 23 & 38, relating to the right to hunt and fish, was taken up by Representative Black (137).

On motion of Representative Black (137), **HCS HJR 23 & 38** was read the third time and passed by the following vote:

AYES: 125

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Coleman 32	Coleman 97	Collins

Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fogle	Francis
Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hudson	Hurlbert	Ingle
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Rogers	Rone
Rowland	Ruth	Sassmann	Sauls	Schnelting
Schwadron	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 67	Stephens 128	Tate
Taylor 48	Thomas	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Weber	Wiemann	Wright	Young	Mr. Speaker

NOES: 018

Bailey	Boggs	Chipman	Doll	Fitzwater
Grier	Hill	Phifer	Pollock 123	Sander
Schroer	Seitz	Stacy	Stevens 46	Taylor 139
Terry	Walsh Moore 93	West		

PRESENT: 005

Merideth	Person	Proudie	Roden	Toalson Reisch
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ABSENT WITH LEAVE: 014

Bland Manlove	Clemens	Cupps	Dogan	Gray
Griesheimer	Hovis	Johnson	Lewis 6	McDaniel
Price IV	Quade	Simmons	Windham	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCS HCRs 4 & 5, relating to the Dred Scott decision issued by the Missouri Supreme Court, was taken up by Representative Proudie.

Representative Bailey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Concurrent Resolution Nos. 4 & 5, Page 1, Line 17, by deleting the words "routinely granted;" and inserting in lieu thereof "sometimes granted, within the legal parameters allowed;"; and

Further amend said resolution, Page 2, Lines 21-22, by deleting all of said lines and inserting in lieu thereof the following:

"state in a decision by the Missouri Supreme Court on March 22, 1852; and

WHEREAS, that 1852 Missouri Supreme Court decision deviated from Court precedent freeing former slaves and stated: "Times are not now as they once were when the former decisions on this subject were made. Since then not only individuals but States have been possessed with dark and fell spirit in relation to slavery . . . the state of Missouri is willing to assume her full responsibility for the existence of slavery within her limits, nor does she seek to share or divide it with others,"; and

WHEREAS, after this decision, the Scotts persisted in their pursuit for freedom, ultimately resulting in the infamous decision by the Supreme Court of the United States on March 6, 1857, holding that as African Americans, Dred and Harriet Scott did not have the right to sue for their freedom, consigning African Americans to a permanent inferior status in this country; and"; and

Further amend said resolution and page, Line 24, by deleting the word "negative" and inserting in lieu thereof the word "regrettable"; and

Further amend said resolution and page, Line 28, by deleting all of said line and inserting in lieu thereof the following:

"WHEREAS, the 1852 Missouri Supreme Court Dred Scott decision opened the door for the 1857 United States Supreme Court's decision declaring that people of African ancestry "had for"; and

Further amend said resolution and page, Line 32, by deleting the words "benefit" was" and inserting in lieu thereof the word "benefit","; and

Further amend said resolution, Page 2, Line 33, by inserting after all of said line the following:

"WHEREAS, it is time for these open doors to be unequivocally closed; and"; and

Further amend said resolution, Page 3, Lines 52-53, by deleting all of said lines; and

Further amend said resolution and page, Line 55, by inserting after the word "WHEREAS," the following:

"two hundred years after this State's founding, during the bicentennial of this State's founding,"; and

Further amend said resolution and page, Lines 61-62, by deleting all of said lines and inserting in lieu thereof the following:

"concurring therein, that, as the 1852 Missouri Supreme Court decision recognized "times are not now as they once were when the former decisions on this subject were made"; and, that the times have once again changed and we declare the March 22, 1852, Missouri Supreme Court Dred Scott decision is fully and entirely renounced; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bailey, **House Amendment No. 1** was adopted.

On motion of Representative Proudie, **HCS HCRs 4 & 5, as amended**, was adopted.

On motion of Representative Proudie, **HCS HCRs 4 & 5, as amended**, was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gregory 51	Gregory 96	Grier	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schojack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bland Manlove	Cupps	Francis	Gray	Griesheimer
Johnson	Lewis 6	McDaniel	Phifer	Simmons

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 100, relating to a Negro Leagues Baseball Museum special license plate, was taken up by Representative Sharp (36).

On motion of Representative Sharp (36), **HB 100** was read the third time and passed by the following vote:

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AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Cupps	Dogan	Gray	Hovis
Johnson	Lewis 6	McDaniel	Toalson Reisch	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 262, relating to veteran designations on driver's licenses and identification cards, was taken up by Representative Black (137).

On motion of Representative Black (137), **HB 262** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Appelbaum	Baker	Bland Manlove	Cupps	Gray
Johnson	Lewis 6	McDaniel	Stephens 128	Toalson Reisch

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 296, relating to state personnel, was taken up by Representative Wallingford.

On motion of Representative Wallingford, **HB 296** was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Cupps	Gray	Johnson	Lewis 6	McDaniel
Pollitt 52	Smith 163			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 298, relating to income tax refund donations, was taken up by Representative Wallingford.

On motion of Representative Wallingford, **HB 298** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schojack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Burton	Cupps	Gray	Johnson	Lewis 6
McDaniel	Murphy	Schnelting	Seitz	Smith 163

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 404, relating to limb loss awareness month, was taken up by Representative Aldridge.

On motion of Representative Aldridge, **HB 404** was read the third time and passed by the following vote:

AYES: 154

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lovasco	Mackey	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Cupps	Dogan	Gray	Johnson	Lewis 6
Mayhew	McDaniel	Smith 163		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 449, relating to celiac awareness day, was taken up by Representative Tate.

On motion of Representative Tate, **HB 449** was read the third time and passed by the following vote:

AYES: 157

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Cupps	Gray	Johnson	Lewis 6	McDaniel
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 522, relating to Walthall Moore day, was taken up by Representative Windham.

On motion of Representative Windham, **HB 522** was read the third time and passed by the following vote:

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AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Black 7	Cupps	Davidson	Francis	Gray
Johnson	Lewis 6	McDaniel	Smith 67	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 640, relating to myasthenia gravis awareness month, was taken up by Representative Morse.

On motion of Representative Morse, **HB 640** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Cupps	DeGroot	Gray	Johnson	Lewis 6
McDaniel	Rogers	Smith 67	Van Schoiack	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 676, relating to the necessary mental state for a homicide offense, was taken up by Representative Coleman (97).

On motion of Representative Coleman (97), **HCS HB 676** was read the third time and passed by the following vote:

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AYES: 144

Adams	Aldridge	Anderson	Andrews	Appelbaum
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burton	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lovasco
Mackey	McCreery	McGaugh	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Young	Mr. Speaker	

NOES: 000

PRESENT: 007

Bland Manlove	Burnett	Clemens	Merideth	Quade
Stevens 46	Unsicker			

ABSENT WITH LEAVE: 011

Atchison	Cupps	Gray	Johnson	Lewis 6
Mayhew	McDaniel	Rogers	Schroer	Smith 67
Wright				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 763, relating to employees of the general assembly, was taken up by Representative Chipman.

On motion of Representative Chipman, **HB 763** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Baker	Bangert	Bosley	Cupps	Gray
Johnson	Lewis 6	McDaniel	Phifer	Rogers
Schroer	Smith 67			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 1053, relating to tardive dyskinesia awareness week, was taken up by Representative Patterson.

On motion of Representative Patterson, **HB 1053** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollett 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Stevens 46
Tate	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Cupps	Gray	Johnson	Lewis 6	McDaniel
Owen	Price IV	Rogers	Schroer	Smith 67
Taylor 139				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 038

Anderson	Atchison	Bailey	Billington	Brown 27
Burton	Busick	Collins	Cook	Copeland
Cupps	Davis	Derges	Evans	Francis
Haden	Haffner	Hannegan	Hardwick	Kelley 127
Mayhew	McDaniel	McGill	Morse	Perkins
Phifer	Pollock 123	Railsback	Richey	Riggs
Sassmann	Sharp 36	Shields	Smith 67	Taylor 139
Veit	Walsh 50	West		

NOES: 003

Bosley	Fitzwater	Rowland
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PRESENT: 082

Adams	Andrews	Appelbaum	Aune	Baringer
Barnes	Bromley	Brown 16	Buchheit-Courtway	Burger
Burnett	Butz	Coleman 32	Coleman 97	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Falkner	Fogle	Gregory 51	Gregory 96	Grier
Griffith	Gunby	Haley	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kidd	Knight	Lewis 25	McCreery
McGaugh	Mosley	Nurrenbern	O'Donnell	Owen
Patterson	Person	Pike	Plocher	Pollitt 52
Porter	Pouche	Price IV	Quade	Reedy
Riley	Roden	Rone	Ruth	Sander
Sauls	Schroer	Schwadron	Seitz	Sharpe 4
Smith 155	Smith 163	Stacy	Stephens 128	Stevens 46
Taylor 48	Terry	Thomas	Thompson	Turnbaugh
Unsicker	Van Schoiack	Wallingford	Weber	Wiemann
Young	Mr. Speaker			

ABSENT WITH LEAVE: 039

Aldridge	Baker	Bangert	Basye	Black 137
Black 7	Bland Manlove	Boggs	Brown 70	Chipman
Christofanelli	Clemens	Davidson	Ellebracht	Fishel
Gray	Griesheimer	Henderson	Ingle	Kelly 141
Lewis 6	Lovasco	Mackey	Merideth	Murphy
Pietzman	Proudie	Roberts	Roeber	Rogers
Schnelting	Shaul	Simmons	Tate	Toalson Reisch
Trent	Walsh Moore 93	Windham	Wright	

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HCS HB 733, relating to workforce development, was taken up by Representative Patterson.

On motion of Representative Patterson, **HCS HB 733** was read the third time and passed by the following vote:

AYES: 139

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Bangert	Baringer
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kelley 127	Kelly 141
Kidd	Knight	Lovasco	Mackey	McCreery
McDaniel	McGaugh	McGill	Morse	Mosley
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Veit	Wallingford	Walsh 50	Weber
West	Wiemann	Young	Mr. Speaker	

NOES: 002

Lewis 25 Quade

PRESENT: 002

Barnes Unsicker

ABSENT WITH LEAVE: 019

Baker	Bland Manlove	Chipman	Ellebracht	Gray
Henderson	Kalberloh	Lewis 6	Mayhew	Merideth
Murphy	Pietzman	Roeber	Rogers	Simmons
Tate	Walsh Moore 93	Windham	Wright	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 592, relating to personal delivery devices, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HCS HB 592** was read the third time and passed by the following vote:

AYES: 141

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bosley	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lovasco	Mackey
McCreery	McDaniel	McGaugh	McGill	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rone
Ruth	Sander	Sassmann	Sauls	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Young
Mr. Speaker				

NOES: 001

Rowland

PRESENT: 002

Aldridge Cupps

ABSENT WITH LEAVE: 018

Bland Manlove	Boggs	Brown 70	Chipman	Gray
Henderson	Lewis 6	Mayhew	Merideth	Murphy
Roden	Roeber	Rogers	Schnelting	Simmons
Tate	Windham	Wright		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 380, relating to flashing lights on motor vehicles, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), **HB 380** was read the third time and passed by the following vote:

AYES: 144

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Christofanelli	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kidd	Knight	Lewis 25	Mackey
McCreery	McDaniel	McGaugh	McGirt	Merideth
Morse	Mosley	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Young	Mr. Speaker	

NOES: 001

Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Boggs	Chipman	Clemens	Gray
Henderson	Kelly 141	Lewis 6	Mayhew	Murphy
Roden	Roeber	Rogers	Simmons	Tate
Windham	Wright			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Speaker Pro Tem Wiemann resumed the Chair.

HCS HB 369, relating to liability for prescribed burns, was taken up by Representative Taylor (48).

On motion of Representative Taylor (48), **HCS HB 369** was read the third time and passed by the following vote:

AYES: 141

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haffner	Haley	Hannegan	Hardwick	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lovasco	Mackey
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Young				

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 020

Boggs	Chipman	Cupps	Evans	Fogle
Gray	Haden	Henderson	Lewis 6	Mayhew
Murphy	Roberts	Roden	Roeber	Rogers
Tate	Thompson	Windham	Wright	Mr. Speaker

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 384, relating to workers' compensation, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HB 384** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lovasco
Mackey	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schmelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 012

Boggs	Gray	Lewis 6	Mayhew	Murphy
Pollock 123	Roden	Roeber	Simmons	Tate
Windham	Mr. Speaker			

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1095, HCS HB 1236, HCS HB 1242, HCS HB 29, HCS HB 66, HB 143, HB 161, HCS HBs 165 & 196, HB 167, HCS HB 214, HCS HB 229, HCS HB 248, HB 253, HB 261, HB 299, HB 313, HB 318, HCS HB 320, HB 391, HCS HB 394, HB 395, HCS HB 441, HB 469, HB 507, HCS HB 512, HCS HB 553, HCS HB 555, HB 563, HCS HB 589, HB 604, HB 661, HCS HB 682, HCS HB 744, HCS HB 825, HB 911, HCS HB 1016, HB 1070, HB 1200, HCS HB 1030, HCS HB 556, HCS HB 577, HB 92, HB 158, HB 177, HB 491, and HB 678 were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1236, relating to state fiscal management, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1236** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1236, Page 2, Section 30.1026, Line 12, by inserting after all of said line the following:

"30.1027. There is hereby created in the state treasury the "FMAP Enhancement Medicaid Expansion – 2021 Federal Fund", which shall consist of all moneys received in the state treasury under Section 9814 of the American Rescue Plan Act of 2021, or any subsequent economic stimulus or budget stabilization plan as enacted by the 117th United States Congress on or after March 1, 2021, representing expanded funding for MO HealthNet services. Such funds shall only be for used to pay for the states expenses to provide services for individuals nineteen years of age or older and under sixty-five years of age who qualify for MO HealthNet services under 42 U.S.C. Section 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 C.F.R. 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. Section 1396a(e)(14) and as set forth in 42 C.F.R. 435.603, pursuant to Section 36(c) of Article IV of the Missouri Constitution. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Billington
Black 137	Black 7	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32

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Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lovasco	McGaugh	McGill	Morse	O'Donnell
Owen	Patterson	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gunby	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 021

Bangert	Basye	Boggs	Brown 27	Dogan
Evans	Gray	Houx	Ingle	Kidd
Lewis 6	Mayhew	McDaniel	Murphy	Perkins
Roden	Roeber	Simmons	Tate	Veit
Windham				

VACANCIES: 001

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Unsicker:

AYES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Doll	Ellebracht
Fogle	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers

Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

NOES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lovasco	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 012

Boggs	Coleman 32	Gray	Kidd	Lewis 6
Mayhew	McDaniel	Proudie	Roeber	Simmons
Tate	Veit			

VACANCIES: 001

On motion of Representative Smith (163), **HCS HB 1236** was adopted.

On motion of Representative Smith (163), **HCS HB 1236** was ordered perfected and printed.

HCS HB 320, relating to computer science courses, was taken up by Representative Fitzwater.

HCS HB 320 was laid over.

HCS HB 876, relating to law enforcement officers, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS HB 876** was agreed to.

Speaker Vescovo resumed the Chair.

Representative Schroer offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 876, Page 3, Section 590.075, Line 5, by inserting after all of said section and line the following:

"590.500. 1. ~~[Any law enforcement officer, other than an elected sheriff or deputy, who possesses the duty and power of arrest for violations of the criminal laws of this state or for violations of ordinances of counties or municipalities of this state, who is regularly employed for more than thirty hours per week, and who is employed by a law enforcement agency of this state or political subdivision of this state which employs more than fifteen law enforcement officers, shall be given upon written request a meeting within forty-eight hours of a dismissal, disciplinary demotion or suspension that results in a reduction or withholding of salary or compensatory time. The meeting shall be held before any individual or board as designated by the governing body. At any such meeting, the employing law enforcement agency shall at a minimum provide a brief statement, which may be oral, of the reason of the discharge, disciplinary demotion or suspension, and permit the law enforcement officer the opportunity to respond. The results from such meeting shall be reduced to writing.]~~ **The provisions of this section shall be known and may be cited as the "Law Enforcement Officers' Bill of Rights".** Any law enforcement agency that has substantially similar or greater procedures shall be deemed to be in compliance with this section. ~~[This section shall not apply to an officer serving in a probationary period or to the highest ranking officer of any law enforcement agency.]~~

2. For purposes of this section, the following terms mean:

- (1) "Board", any individual or body authorized by an agency or department to hear and make final decisions regarding appeals of disciplinary actions issued by an agency or department;
- (2) "Color of law", any act by a law enforcement officer, whether on duty or off duty, that is performed in furtherance of his or her sworn duty to enforce laws and to protect and serve the public;
- (3) "Economic loss", any economic loss including, but not limited to, loss of overtime accrual, overtime income, sick time accrual, sick time, secondary employment income, holiday pay, and vacation pay;
- (4) "Good cause", sufficient evidence or facts that would support a party's request for extensions of time or any other requests seeking accommodations outside the scope of the rules set out in this section;
- (5) "Law enforcement officer", any sworn peace officer with the power to arrest for a violation of the criminal code who is employed by any unit of the state or any county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision or is employed by the board of police commissioners as defined in chapter 84. "Law enforcement officer" shall not include any officer who is the highest ranking officer in the law enforcement agency;
- (6) "Record", any transcription or audio or video recording of all interviews or hearings and complete documentary file.

3. Whenever a law enforcement officer is under investigation or is subjected to questioning that the officer reasonably believes could lead to disciplinary action, demotion, dismissal, transfer, or placement on a status that could lead to economic loss, the investigation or questioning shall be conducted under the following conditions:

(1) The law enforcement officer who is the subject of the investigation shall be informed, in writing, of the existence and nature of the alleged violation and the individuals who will be conducting the investigation. Notice shall be provided to the officer along with a copy of the complaint at least twenty-four hours prior to any interrogation or interview of the officer;

(2) Any person, including members of the same agency or department as the officer under investigation, filing a complaint against a law enforcement officer shall have the complaint supported by a written statement outlining the complaint that includes the personal identifying information of the person filing the complaint. All personal identifying information shall be held confidential by the investigating agency;

(3) When a law enforcement officer is questioned or interviewed regarding matters pertaining to his or her law enforcement duties or actions taken within the scope of his or her employment, such questioning shall be conducted for a reasonable length of time and only while the officer is on duty unless exigent circumstances exist that necessitate questioning the officer while he or she is off duty;

(4) Any interviews or questioning shall be conducted at a secure location at the agency that is conducting the investigation or at the place where the officer reports to work, unless the officer consents to another location;

(5) Law enforcement officers may be questioned by up to two investigators and shall be informed of the name, rank, and command of the officer or officers conducting the investigation; except that, separate investigators shall be assigned to investigate alleged department policy violations and alleged criminal violations;

(6) Interview sessions shall be for a reasonable period of time. There shall be times provided for the officer to allow for such personal necessities and rest periods as are reasonably necessary;

(7) Prior to an interview session, the investigator or investigators conducting the investigation shall advise the law enforcement officer of the rule set out in *Garrity v. New Jersey*, 385 U.S. 493 (1967), specifically that the law enforcement officer is being ordered to answer questions under threat of disciplinary action and that the officer's answers to the questions will not be used against the officer in criminal proceedings;

(8) Law enforcement officers shall not be threatened, harassed, or promised rewards to induce them into answering any question; except that, law enforcement officers may be compelled by their employer to give protected *Garrity* statements to an investigator under the direct control of the employer, but such compelled statements shall not be used or derivatively used against the officer in any aspect of a criminal case brought against the officer;

(9) Law enforcement officers under investigation are entitled to have an attorney or any duly authorized representative present during any questioning that the law enforcement officer reasonably believes may result in disciplinary action. The questioning shall be suspended for a period of up to twenty-four hours if the officer requests representation;

(10) Prior to the law enforcement officer being interviewed, the officer and his or her representative shall have the opportunity to review the complaint;

(11) Law enforcement officers or their designated representative shall have the right to bring their own recording device and may record all aspects of the interview;

(12) The law enforcement agency conducting the investigation shall have ninety days from receipt of a citizen complaint or from the date the agency became aware of the alleged conduct upon which the allegation rests to complete the investigation. The date shall be stated on the document providing notice to the law enforcement officer. The agency shall determine the disposition of the complaint and render a disciplinary decision, if any, within ninety days. The agency may, for good cause, petition the board overseeing the administration of discipline for an extension of time to complete the investigation. Absent consent from the officer being investigated, the board overseeing the administration of discipline shall set the petition for extension for hearing and provide notice of the hearing to the law enforcement officer under investigation. The officer shall have the right to attend the hearing and to present evidence and arguments against extension. If the board finds the agency has shown good cause for the granting of an extension of time to complete the investigation, the board shall grant an extension of up to sixty days. The agency shall be limited to two extensions per investigation; except that, if there is an ongoing criminal investigation, there shall be no limitation on the amount of sixty-day extensions;

(13) Within five days of the conclusion of the administrative investigation, the investigator shall inform the officer in writing of the investigative findings and any recommendation for further action, including discipline;

(14) A complete record of the administrative investigation shall be kept by the law enforcement agency conducting such investigation. Upon completion of the investigation, a copy of the entire record including, but not limited to, audio, video, or transcribed statements, shall be provided to the officer or the officer's representative within five business days of the officer's written request. The agency may request a protective order to redact all personal identifying witness information;

(15) Law enforcement officers shall have the right to compensation for any economic loss incurred during an investigation if the alleged misconduct is not sustained by the agency conducting the investigation; and

(16) All records compiled as a result of any investigation subject to the provisions of this section shall be held confidential and shall not be subject to disclosure under chapter 610 except by court order.

4. Law enforcement officers who are suspended without pay, demoted, terminated, transferred, or placed on a status resulting in economic loss shall be entitled to a full due process hearing. The proceeding shall constitute a contested case under chapter 536. The components of the hearing shall include, at a minimum:

(1) The right of the law enforcement officer to be represented by an attorney or other individual of his or her choice during the hearing;

(2) The right of the law enforcement officer or his or her attorney to conduct discovery prior to the hearing. Depositions may be taken in the same manner and under the same conditions as provided for in the Missouri civil rules of civil procedure for civil cases in the circuit court. Subpoenas may be issued by the board conducting the hearing or by the circuit court or the office of the clerk for the county where the agency has its principal place of business;

(3) Seven days' notice of the hearing date and time;

(4) An opportunity for the law enforcement officer or his or her attorney to access and review the investigatory record at least seven days prior to the hearing;

(5) The right of the law enforcement officer or his or her attorney to present witnesses and evidence in the officer's defense and a right to cross-examine any adverse witnesses against the officer;

(6) The right of the law enforcement officer to refuse to testify at the hearing if the officer is concurrently facing criminal charges in connection with the same incident. A law enforcement officer's decision not to testify shall not result in additional internal charges or discipline;

(7) A complete record of the hearing to be kept by the agency for purposes of appeal. The record shall be provided to the law enforcement officer or his or her attorney upon written request; and

(8) The entire record of the hearing to remain confidential and shall not be subject to disclosure under chapter 610 except by lawful subpoena or court order.

5. Any decision, order, or action taken following the hearing shall be in writing and shall be accompanied by findings of fact. The findings shall consist of a concise statement upon each issue in the case. A copy of the decision or order accompanying the findings and conclusions along with the written action and right of appeal, if any, shall be delivered or mailed promptly to the law enforcement officer or to the officer's attorney or representative of record.

6. Law enforcement officers shall have the opportunity to provide a written response to any adverse materials placed in their personnel file, and such written response shall be permanently attached to the adverse material.

7. Law enforcement officers shall have the right to compensation for any economic loss incurred as a result of disciplinary action by an agency if the alleged misconduct is not sustained by the administrative body hearing the disciplinary appeal.

8. Law enforcement officers may petition the circuit court in the county in which the law enforcement agency has its principal place of business to review the decision of the administrative body hearing the appeal of discipline. Upon a finding that the discipline was not justified, the circuit court may award the law enforcement officer back pay and costs incurred in bringing the suit, including attorney's fees.

9. Employers shall defend and indemnify law enforcement officers from and against civil claims made against them in their official and individual capacities if the alleged conduct arose in the course and scope of their obligations and duties as law enforcement officers. This includes any actions taken while off duty if such actions were taken under color of law. In the event a law enforcement officer is convicted of or pleads guilty to criminal charges arising out of the same conduct, the employer shall no longer be obligated to defend and indemnify the officer in connection with related civil claims.

10. No law enforcement officer shall be disciplined, demoted, dismissed, transferred, or placed on a status resulting in economic loss as a result of the officer's assertion of his or her constitutional rights in any judicial proceeding unless the officer admits to wrongdoing, in which case the provisions of this section shall not apply.

11. No state or local governmental unit including, but not limited to, a county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision that employs a law enforcement officer shall enact, promulgate, enforce, or follow any law, regulation, or policy that would abolish, conflict with, modify, or in any way diminish any right or remedy provided to law enforcement officers under this section.

12. The rights set out in this section are minimum standards to be applied throughout the state. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided in this section.

13. The remedies provided by this section against law enforcement agencies or governmental bodies shall be in addition to those provided by any other provision of law. Any aggrieved law enforcement officer or authorized representative may seek judicial enforcement of the requirements of these sections. Suits to enforce these sections shall be brought in the circuit court for the county in which the law enforcement agency or governmental body has its principal place of business.

14. Upon a finding by a preponderance of the evidence that a law enforcement agency, governmental body, or member of such an entity has violated any provision of this section, a court shall void any action taken under this section. Suit for enforcement shall be brought within one year from the time a violation is ascertainable.

590.1265. 1. The provisions of this section shall be known and may be cited as the "Police Use of Force Transparency Act of 2021".

2. For purposes of this section, the following terms mean:

- (1) "Law enforcement agency", the same meaning as defined in section 590.1040;
- (2) "Peace officer", the same meaning as defined in section 590.010;
- (3) "Use-of-force incident", an incident in which:
 - (a) A fatality occurs that is connected to a use of force by a peace officer;
 - (b) Serious bodily injury occurs that is connected to a use of force by a peace officer; or
 - (c) In the absence of death or serious bodily injury, a peace officer discharges a firearm at, or in the direction of, a person.

3. Each law enforcement agency shall, at least annually, collect and report local data on use-of-force incidents involving peace officers to the National Use of Force Data Collection through the Law Enforcement Enterprise Portal administered by the Federal Bureau of Investigation.

4. Each law enforcement agency shall additionally report the data submitted under subsection 3 of this section to the department of public safety. Law enforcement agencies shall not include personally identifying information of individual peace officers in their reports.

5. The department of public safety shall, no later than June 30, 2022, develop standards and procedures governing the collection and reporting of use-of-force data under this section. The standards and procedures shall be consistent with the requirements, definitions, and methods of the National Use of Force Data Collection administered by the Federal Bureau of Investigation.

6. The department of public safety shall publish the data reported by law enforcement agencies under subsection 4 of this section, including statewide aggregate data and agency-specific data, in a publicly available report. Such data shall be deemed a public record consistent with the provisions and exemptions contained in chapter 610.

7. The department of public safety shall undertake an analysis of any trends and disparities in rates of use of force by all law enforcement agencies, with a report to be released to the public no later than January 1, 2025. The report shall be updated periodically thereafter, but not less than once every five years.

Section B. Section 590.1265 of section A of this act shall become effective on January 1, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Coleman (97) offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 3, Line 28, by inserting immediately after the words "except by" the words "lawful subpoena or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Copeland offered **House Amendment No. 2 to House Amendment No. 1.**

*House Amendment No. 2
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by inserting after the phrase "No. 876" the following:

"Page 2, Section 566.145, Line 27, by inserting after said section and line the following:

"590.030. 1. The POST commission shall establish minimum standards for the basic training of peace officers. Such standards may vary for each class of license established pursuant to subsection 2 of section 590.020.

2. The director shall establish minimum age, citizenship, and general education requirements and may require a qualifying score on a certification examination as conditions of eligibility for a peace officer license. Such general education requirements shall require completion of a high school program of education under chapter 167 or obtainment of a General Educational Development (GED) certificate.

3. The director shall provide for the licensure, with or without additional basic training, of peace officers possessing credentials by other states or jurisdictions, including federal and military law enforcement officers.

4. The director shall establish a procedure for obtaining a peace officer license and shall issue the proper license when the requirements of this chapter have been met.

5. As conditions of licensure, all licensed peace officers shall:

(1) Obtain continuing law enforcement education pursuant to rules to be promulgated by the POST commission; ~~and~~

(2) Maintain a current address of record on file with the director; **and**

(3) Submit to being fingerprinted on or before January 1, 2022, and at any time a peace officer is commissioned with a different law enforcement agency, for the purposes of a criminal history background check and enrollment in the state and federal Rap Back programs, pursuant to section 43.540. The criminal history background check shall include the records of the Federal Bureau of Investigation. The resulting report shall be forwarded to the officer's commissioning law enforcement agency at the time of enrollment and Rap Back enrollment shall be for the purpose of the requirements of subsection 3 of section 590.070 and subsection 2 of section 590.118. An officer shall take all necessary steps to maintain enrollment in Rap Back for as long as the officer is commissioned with a law enforcement agency.

6. A peace officer license shall automatically expire if the licensee fails to hold a commission as a peace officer for a period of five consecutive years, provided that the POST commission shall provide for the relicensure of such persons and may require retraining as a condition of eligibility for relicensure, and provided that the director may provide for the continuing licensure, subject to restrictions, of persons who hold and exercise a law enforcement commission requiring a peace officer license but not meeting the definition of a peace officer pursuant to this chapter.

7. All law enforcement agencies shall enroll in the state and federal Rap Back programs on or before January 1, 2022, and continue to remain enrolled. The law enforcement agency shall take all necessary steps to maintain officer enrollment for all officers commissioned with that agency in the Rap Back programs. An officer shall submit to being fingerprinted at any law enforcement agency upon commissioning and for as long as the officer is commissioned with that agency."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Walsh (50) offered **House Amendment No. 3 to House Amendment No. 1.**

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by inserting after the phrase "No. 876" the following:

"Page 2, Section 566.145, Line 27, by inserting after said section and line the following:

"574.110. 1. A person commits the offense of using a laser pointer if such person knowingly directs a light from a laser pointer at a uniformed safety officer, including a peace officer as defined under section 590.010, security guard, firefighter, emergency medical worker, or other uniformed municipal, state, or federal officer.

2. As used in this section, "laser pointer" means a device that emits a visible light amplified by the stimulated emission of radiation.

3. The offense of using a laser pointer is a class A misdemeanor."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walsh (50), **House Amendment No. 3 to House Amendment No. 1** was adopted.

Representative Coleman (97) offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 3, Line 28, by inserting immediately after the words "**except by**" the words "**lawful subpoena or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman (97), **House Amendment No. 4 to House Amendment No. 1** was adopted.

Representative Lovasco offered **House Amendment No. 5 to House Amendment No. 1**.

House Amendment No. 5
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 1, Lines 15-16, by deleting the words "**Law Enforcement Officers**" and inserting in lieu thereof the word "**Suspect's**"; and

Further amend said amendment, Page 1, Lines 32-36, and Page 2, Lines 1-3, by deleting said lines and inserting in lieu thereof the following:

"(5) "Record", any transcription or audio or video recording of all interviews or hearings and complete documentary file;

(6) "Suspect", any person who is under investigation or subject to questioning by a law enforcement entity or its agent."; and

Further amend said amendment, Page 2, Lines 4, 8, 43, and 46, by deleting all instances of the words "**law enforcement officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Lines 5-6, by deleting said lines and inserting in lieu thereof the phrase "**, the investigation or questioning shall be**"; and

Further amend said amendment and page, Line 10, by deleting the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Line 11, by deleting the phrase "**of the officer**"; and

Further amend said amendment and page, Lines 12-13, by deleting said lines and inserting in lieu thereof the following:

"(2) Any person shall have the complaint"; and

Further amend said amendment and page, Lines 17-21, by deleting said lines and inserting in lieu thereof the following:

"(3) When a suspect is questioned or interviewed, such questioning shall be conducted for a reasonable length of time"; and

Further amend said amendment and page, Line 23, by deleting both instances of the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Line 25, by deleting the words "**Law enforcement officers**" and inserting in lieu thereof the word "**Suspects**"; and

Further amend said amendment and page, Lines 27-28, by deleting said lines; and

Further amend said amendment and page, Line 30, by deleting the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Lines 32-37, by deleting said lines and inserting in lieu thereof the following:

"(7) Suspects shall not be threatened, harassed, or promised rewards to"; and

Further amend said amendment and page, Line 39, by deleting the word "**Garrity**"; and

Further amend said amendment and page, Line 42, by deleting the phrase "**(9) Law enforcement officers**" and inserting in lieu thereof the phrase "**(8) Suspects**"; and

Further amend said amendment and page, Line 44, by deleting the word "**disciplinary**" and inserting in lieu thereof the word "**negative**"; and

Further amend said amendment and page, Line 45, by deleting the word "**officer**" and inserting in lieu thereof the word "**suspect**"; and

Further amend said amendment and page, Line 46, by deleting the number "**(10)**" and inserting in lieu thereof the number "**(9)**"; and

Further amend said amendment and page, Line 48, by deleting the phrase "**(11) Law enforcement officers**" and inserting in lieu thereof the word "**(10) Suspects**"; and

Further amend said amendment and page, Line 49, by inserting after the word **"interview;"** the word **"and"**; and

Further amend said amendment, Page 3, Lines 1-27, by deleting said lines and inserting in lieu thereof the following:

"(11) All records compiled as a result of any investigation subject to the provisions of this"; and

Further amend said amendment, Page 3, Lines 30-49, and Page 4, Lines 1-33, by deleting said lines and inserting in lieu thereof the following:

"4. No state or local government unit including, but not limited to, a county, charter"; and

Further amend said amendment, Page 4, Line 37, by deleting the phrase **"to law enforcement officers"**; and

Further amend said amendment and page, Lines 38-43, by deleting said lines and inserting in lieu thereof the following:

"5. The remedies provided by this section against law enforcement agencies or"; and

Further amend said amendment and page, Lines 47-48, by deleting said lines and inserting in lieu thereof the following:

"for the county in which the suspect resides."; and

Further amend said amendment and page, Line 49, by deleting the number **"14."** and inserting in lieu thereof the number **"6.";** and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 5 to House Amendment No. 1 was withdrawn.

Representative Dogan offered **House Amendment No. 6 to House Amendment No. 1.**

*House Amendment No. 6
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 876, Page 5, Line 3, by inserting immediately after said line the following:

"590.510. 1. Every law enforcement agency in this state shall have a written policy regarding the investigation of an officer-involved death that involves a law enforcement officer employed by the law enforcement agency. Such written policy shall:

(1) Require an investigation conducted by at least two investigators, one of whom is the lead investigator and neither of whom is employed by a law enforcement agency that employs a law enforcement officer involved in the officer-involved death;

(2) Require the investigation to use a crash reconstruction unit from a law enforcement agency that does not employ a law enforcement officer involved in the officer-involved death being investigated if the death is traffic related. However, any state law enforcement agency may allow an investigation involving a law enforcement officer employed by that agency to use a crash reconstruction unit from the same state law enforcement agency; and

(3) Allow an internal investigation into the officer-involved death if the internal investigation does not interfere with the investigation required under this section.

2. Compensation for participation in an investigation under this chapter shall be determined in a manner consistent with mutual aid agreements.

3. The investigators conducting an investigation under this section shall provide a complete report, in an expeditious manner, to the prosecutor of the county or city not within a county in which the officer-involved death occurred. If the prosecutor determines there is no basis to prosecute the law enforcement officer involved in the officer-involved death, the investigators conducting the investigation under this section shall release a report of their findings.

4. As used in this section, the term "officer-involved death" shall mean a death of an individual that results directly from an action or an omission of a law enforcement officer while the officer is on duty or while the officer is off duty but performing activities that are within the scope of his or her law enforcement duties."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 163
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 044

Aldridge	Anderson	Appelbaum	Aune	Bangert
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 018

Adams	Baker	Baringer	Chipman	Coleman 32
Deaton	Gray	Grier	Houx	Kidd
Lewis 6	McDaniel	O'Donnell	Pietzman	Roeber
Smith 155	Stacy	Tate		

VACANCIES: 001

Representative Dogan moved that **House Amendment No. 6 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Mayhew
McGaugh	McGill	Morse	Murphy	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Quade	Rogers	Rowland
Sauls	Stevens 46	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 020

Baker	Chipman	Coleman 32	Gray	Gregory 96
Grier	Houx	Kidd	Lewis 6	Lovasco
McDaniel	O'Donnell	Pietzman	Proudie	Roeber
Sharp 36	Smith 163	Smith 67	Tate	Terry

VACANCIES: 001

On motion of Representative Schroer, **House Amendment No. 1, as amended**, was adopted.

Representative Perkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 876, Page 3, Section 590.075, Line 5, by inserting after all of said section and line the following:

"590.1150. 1. Prior to January 1, 2022, the attorney general shall create a database to coordinate the sharing of information between state, local, and federal law enforcement agencies concerning instances of excessive use of force related to law enforcement matters, accounting for applicable privacy and due process rights. All law enforcement agencies shall provide to the attorney general any information required to be disclosed under Section 590.118 relating to incidents that occurred prior to January 1, 2022.

2. The database described in subsection 1 of this section shall include a mechanism to track terminations or decertifications of peace officers, criminal convictions of peace officers for on-duty conduct, and civil judgments against peace officers. The database shall account for instances in which a peace officer resigns or retires while under active investigation but shall clearly state that the investigation was not completed and that the police officer may not have been afforded due process. The attorney general shall take appropriate steps to ensure that the information in the database consists only of instances in which peace officers were afforded due process or disclose that due process may not have been afforded.

3. The attorney general shall regularly and annually make available to the public aggregated and anonymized data from the database described in subsection 1 of this section, as consistent with applicable law.

590.1152. Notwithstanding any other provision of law, if any peace officer is convicted of or pleads guilty or nolo contendere to a crime or is found civilly liable for acts or omissions that could otherwise amount to criminal conduct, the POST commission shall revoke the peace officer's certification under this chapter. The POST commission shall not reinstate the peace officer's certification or grant new certification to the peace officer unless the peace officer is exonerated for such offense by a court. The POST commission shall record each decertified peace officer in the database created under section 590.1150."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent offered **House Amendment No. 1 to House Amendment No. 2**.

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 876, Page 2, Section 566.145, Line 27, by inserting after all of said section and line the following:

"575.095. 1. A person commits the offense of tampering with a judicial officer if, with the purpose to harass, intimidate or influence a judicial officer in the performance of such officer's official duties, such person:

- (1) Threatens or causes harm to such judicial officer or members of such judicial officer's family;
- (2) Uses force, threats, or deception against or toward such judicial officer or members of such judicial officer's family;
- (3) Offers, conveys or agrees to convey any benefit direct or indirect upon such judicial officer or such judicial officer's family;
- (4) Engages in conduct reasonably calculated to harass or alarm such judicial officer or such judicial officer's family, including stalking pursuant to section 565.225 or 565.227.

2. A judicial officer for purposes of this section shall be a judge, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, juvenile court commissioner, state probation or parole officer, or referee **or the attorney general or an assistant attorney general of this state.**

3. A judicial officer's family for purposes of this section shall be:

- (1) Such officer's spouse; or
- (2) Such officer or such officer's spouse's ancestor or descendant by blood or adoption; or
- (3) Such officer's stepchild, while the marriage creating that relationship exists.

4. The offense of tampering with a judicial officer is a class D felony."; and

Further amend said bill, Page 3, Section 590.075, Line 5, by"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Cook offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 876, Page 1, Line 1, by inserting after the phrase "No. 876" the following:

"Page 1, Section A, Line 3, by inserting after said section and line the following:

"557.035. 1. For all violations of section 565.054 or 565.090, subdivision (1) of subsection 1 of section 569.100, or subdivision (1), (2), (3), (4), (6), (7) or (8) of subsection 1 of section 571.030, which the state believes to be knowingly motivated because of race, color, religion, national origin, sex, sexual orientation or disability of the victim or victims, **or because of the victim's employment as a law enforcement officer or first responder**, the state may charge the offense or offenses under this section, and the violation is a class D felony.

2. For all violations of section 565.056; subdivision (1) of subsection 1 of section 569.090; subdivision (1) of subsection 1 of section 569.120; section 569.140; or section 574.050; which the state believes to be knowingly motivated because of race, color, religion, national origin, sex, sexual orientation or disability of the victim or victims, **or because of the victim's employment as a law enforcement officer or first responder**, the state may charge the offense or offenses under this section, and the violation is a class E felony.

3. The court shall assess punishment in all of the cases in which the state pleads and proves any of the motivating factors listed in this section.

4. **For purposes of this section, "first responder" means state and local law enforcement personnel, fire department personnel, and emergency medical personnel who may be deployed to terrorist attacks, catastrophic or natural disasters, and emergencies. "Law enforcement officer" means any public servant**

having both the power and duty to make arrests for violations of the laws of this state and federal law enforcement officers authorized to carry firearms and to make arrests for violations of the laws of the United States."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 to House Amendment No. 2 was withdrawn.

Representative Black (137) offered **House Amendment No. 3 to House Amendment No. 2**.

*House Amendment No. 3
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 876, Page 1, Line 22, by deleting the word "**crime**" and inserting in lieu thereof the word "**felony**"; and

Further amend said amendment and page, Line 23, by inserting after the words "**otherwise amount to**" the word "**felony**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lovasco
Mayhew	McGaugh	McGill	Morse	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 163	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 018

Black 7	Coleman 97	Cupps	Francis	Gray
Grier	Houx	Knight	Lewis 6	McDaniel
Murphy	Pietzman	Proudie	Roeber	Simmons
Smith 155	Stacy	Tate		

VACANCIES: 001

On motion of Representative Black (137), **House Amendment No. 3 to House Amendment No. 2** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Cook	Copeland	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schojack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davis	Doll	Ellebracht
Fogle	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 019

Black 7	Coleman 97	Cupps	Francis	Gray
Grier	Houx	Knight	Lewis 6	McDaniel
Pietzman	Richey	Roden	Roeber	Sauls
Sharp 36	Simmons	Stacy	Tate	

VACANCIES: 001

On motion of Representative Perkins, **House Amendment No. 2, as amended**, was adopted.

Representative Hovis offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 876, Page 1, Section 563.015, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"563.015. 1. A law enforcement officer shall not purposely use a respiratory choke-hold unless it is in defense of the officer or any other person."; and

Further amend said bill, page, and section, Lines 4-5, by deleting the phrase "**, intent, or effect**"; and

Further amend said bill, page, and section, Line 5, by inserting at the end of said line the following:

"The term "respiratory choke-hold" does not include a carotid artery or vascular neck restraint.";
and

Further amend said bill and page, Section 566.145, Lines 2-3, by deleting said lines and inserting in lieu thereof the following:

"duty if the person engages in sexual conduct with a detainee, a prisoner, or an offender [if he or she] and the person:"; and

Further amend said bill, page, and section, Line 4, by deleting the phrase "**[(+) (a)]**" and inserting in lieu thereof the number "**(1)**"; and

Further amend said bill, page, and section, Lines 6-7, by deleting said lines and inserting in lieu thereof the following:

"or correctional facility; ~~or~~

(2) Is a probation and parole officer and engages in sexual conduct with an offender"; and

Further amend said bill and section, Pages 1-2, Lines 9-16, by deleting said lines and inserting in lieu thereof the following:

"(3) Is a law enforcement officer and engages in sexual conduct with a detainee or prisoner who is in the custody of such officer."; and

Further amend said bill, page, and section, Line 26, by deleting said line and inserting in lieu thereof the following:

"4. Consent of a **detainee, a prisoner or, an** offender is not a"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lovasco	Mayhew	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollock 123
Porter	Pouche	Price IV	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Mr. Speaker				

NOES: 039

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Johnson	Lewis 25	McCreery	Merideth
Nurrenbern	Quade	Rogers	Rowland	Sauls
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

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ABSENT WITH LEAVE: 027

Baker	Christofanelli	Coleman 32	Cupps	Francis
Gray	Grier	Griesheimer	Henderson	Houx
Ingle	Knight	Lewis 6	Mackey	McDaniel
Mosley	Person	Phifer	Pollitt 52	Proudie
Roeber	Sharp 36	Smith 163	Stacy	Tate
Toalson Reisch	Wright			

VACANCIES: 001

On motion of Representative Hovis, **House Amendment No. 3** was adopted.

Representative Dogan appealed the ruling of the Chair pursuant to Rule 10.

The ruling of the Chair was sustained by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 105

Andrews	Atchison	Bailey	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Doll	Ellebracht
Fogle	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 010

Baker	Christofanelli	Gray	Grier	Lewis 6
McDaniel	Proudie	Roeber	Smith 163	Tate

VACANCIES: 001

Representative Dogan moved that **HCS HB 876, as amended**, be committed to the Committee on Legislative Review.

Representative Schnelting raised a point of order that a member was in violation of Rule 84.

The Speaker advised members to confine themselves to the question under debate.

Representative Dogan again moved that **HCS HB 876, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted.

Speaker Pro Tem Wiemann resumed the Chair.

HCS HB 1242, relating to juvenile court proceedings, was taken up by Representative Evans.

Representative Evans moved that the title of **HCS HB 1242** be agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1242, Page 1, In the Title, Line 3, by deleting the word "juvenile"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Trent offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1242, Page 6, Section 211.435, Line 38, by inserting after all of said section and line the following:

"485.060. 1. Each court reporter for a circuit judge shall receive an annual salary of twenty-six thousand nine hundred dollars beginning January 1, 1985, until December 31, 1985, and beginning January 1, 1986, an annual salary of thirty thousand dollars.

2. Such annual salary shall be modified by any salary adjustment provided by section 476.405[5] .

3. Beginning January 1, 2022, the annual salary, as modified under section 476.405, shall be adjusted upon meeting the minimum number of cumulative years of service as a court reporter with a circuit court of this state by the following schedule:

(1) For each court reporter with zero to five years of service: the annual salary shall be increased only by any salary adjustment provided by section 476.405;

(2) For each court reporter with six to ten years of service: the annual salary shall be increased by five and one-quarter percent;

(3) For each court reporter with eleven to fifteen years of service: the annual salary shall be increased by eight and one-quarter percent;

(4) For each court reporter with sixteen to twenty years of service: the annual salary shall be increased by eight and one-half percent; or

(5) For each court reporter with twenty-one or more years of service: the annual salary shall be increased by eight and three-quarters percent.

A court reporter may receive multiple adjustments under this subsection as his or her cumulative years of service increase, but only one percentage listed in subdivisions (1) to (5) of this subsection shall apply to the annual salary at a time.

4. Salaries shall be payable in equal monthly installments on the certification of the judge of the court or division in whose court the reporter is employed. ~~[When]~~ If paid by the state, the salaries of such court reporters shall be paid in semimonthly or monthly installments, as designated by the commissioner of administration.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Davidson offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 1242, Page 1, Line 29, by inserting after said line the following:

"Further amend said bill, Page 7, Section B, Line 2, by inserting after the words "of age," the following:

"the enactment of section 211.012, the repeal and reenactment of sections 211.181 and 211.435, and the repeal of sections 211.438 and 211.439 of"; and

Further amend said bill, page, and section, Line 4, by inserting after "constitution, and" the following:

"the enactment of section 211.012, the repeal and reenactment of sections 211.181 and 211.435, and the repeal of sections 211.438 and 211.439 of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Trent, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Evans, **HCS HB 1242, as amended**, was adopted.

On motion of Representative Evans, **HCS HB 1242, as amended**, was ordered perfected and printed.

HB 167, relating to military site designations, was taken up by Representative Hardwick.

On motion of Representative Hardwick, the title of **HB 167** was agreed to.

On motion of Representative Hardwick, **HB 167** was ordered perfected and printed.

HB 563, relating to land banks, was taken up by Representative Owen.

On motion of Representative Owen, the title of **HB 563** was agreed to.

On motion of Representative Owen, **HB 563** was ordered perfected and printed.

HB 391, relating to members of the Missouri National Guard, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HB 391** was agreed to.

On motion of Representative Griffith, **HB 391** was ordered perfected and printed.

HCS HB 252, relating to transient guest taxes, was taken up by Representative Fishel.

On motion of Representative Fishel, the title of **HCS HB 252** was agreed to.

Representative Hurlbert offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 252, Page 2, Section 67.1011, Line 29, by inserting after all said section and line the following:

"67.1013. 1. The governing body of any city of the fourth classification with more than ten thousand but fewer than eleven thousand four hundred inhabitants and located in any county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants may impose a tax as provided in this section.

2. The governing body of any city described under subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall be no more than six percent per occupied room per night. The tax shall not become effective unless the governing body of the city submits a question to the voters of the city at an election to authorize the governing body of the city to impose the tax and the voters approve the question. The tax shall be in addition to the charge for the sleeping room and shall be in addition to any and all other taxes. The tax shall be stated separately from all other charges and taxes.

3. The question for the tax shall be in substantially the following form:

Shall _____ (city name) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (city name) at a rate of _____ percent?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting thereon.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said bill, Page 5, Section 67.1360, Line 124, by deleting the word "or"; and

Further amend said bill, page, and section, Line 126, by deleting the word "county" and inserting in lieu thereof the following:

"county; or

(39) Any city of the third classification with more than two thousand one hundred but fewer than two thousand four hundred inhabitants and partially located in any county of the third classification with a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants"; and

Further amend said bill and section, Page 6, Line 138, by inserting after all of said line the following:

"94.834. 1. The governing body of any city of the third classification with more than twelve thousand four hundred but less than twelve thousand five hundred inhabitants, the governing body of any city of the fourth classification with more than two thousand three hundred but less than two thousand four hundred inhabitants and located in any county of the fourth classification with more than thirty-two thousand nine hundred but less than thirty-three thousand inhabitants, [and] the governing body of any city of the fourth classification with more than one thousand six hundred but less than one thousand seven hundred inhabitants and located in any county of the fourth classification with more than twenty-three thousand seven hundred but less than twenty-three thousand eight hundred inhabitants, **and the governing body of any city of the fourth classification with more than eight thousand but fewer than nine thousand inhabitants and located partially in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants and partially in any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat** may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof, which shall be not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state general or primary election a proposal to authorize the governing body of the city to impose a tax pursuant to this section. The tax authorized in this section shall be in addition to the charge for the sleeping room and all other taxes imposed by law, and the proceeds of such tax shall be used by the city solely for the promotion of tourism. Such tax shall be stated separately from all other charges and taxes.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall _____ (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (name of city) at a rate of _____ (insert rate of percent) percent for the sole purpose of promoting tourism?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted pursuant to this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question.

3. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said bill and page, Section 94.838, Lines 6-9, by deleting all of said lines and inserting in lieu thereof the following:

"(3) "Municipality", any ~~[village or fourth class city with more than two hundred but less than three hundred inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand five hundred but less than twelve thousand six hundred inhabitants]~~ **city of the fourth class with more than one hundred sixty but fewer than one hundred eighty inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 1** was adopted.

On motion of Representative Fishel, **HCS HB 252, as amended**, was adopted.

On motion of Representative Fishel, **HCS HB 252, as amended**, was ordered perfected and printed.

HB 500, relating to statewide mechanical contractor licenses, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 500** was agreed to.

Representative Porter offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 500, Page 3, Section 324.953, Line 21, by inserting after said line the following:

"3. Nothing in sections 324.950 to 324.983 shall apply to any certification required by regulation adopted pursuant to subdivision 3 of subsection 13 of section 323.025."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Porter, **House Amendment No. 1** was adopted.

Representative Walsh (50) assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

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AYES: 101

Andrews	Atchison	Baker	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lovasco	Mayhew	McGirl	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Fogle	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Bailey	Black 7	Christofanelli	Dogan
Ellebracht	Gray	Hill	Houx	Lewis 6
McDaniel	McGaugh	Pietzman	Price IV	Proudie
Roeber	Stevens 46	Tate	Trent	

VACANCIES: 001

On motion of Representative Schroer, **HB 500, as amended**, was ordered perfected and printed.

HB 661, relating to the operation of a commercial motor vehicle, was taken up by Representative Ruth.

Representative Ruth moved that the title of **HB 661** be agreed to.

Speaker Vescovo resumed the Chair.

Representative Ruth offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 661, Page 1, In the Title, Lines 2-3, by deleting the words "the operation of a commercial motor vehicle" and inserting in lieu thereof the words "motor vehicles"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 1** was adopted.

Representative Ruth offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 661, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.192. 1. In addition to any other requirements of section 301.190, when application is made for a certificate of ownership for a motor vehicle or trailer seven years old or older and the value of vehicle does not exceed three thousand dollars, for which no record of any prior application for a certificate of ownership exists in the records of the director of revenue or for which the records of the director of revenue reflect incomplete or conflicting documentation of ownership, the director of revenue may issue a certificate of ownership, not less than thirty days after receiving the completed application, provided it is accompanied by:

(1) An affidavit explaining how the motor vehicle or trailer was acquired and the reasons a valid certificate of ownership cannot be furnished;

(2) Presentation of all evidence of ownership in the applicant's possession;

(3) Title verification from a state in which the vehicle was previously titled or registered if known, provided the vehicle was so previously titled or registered;

(4) A notarized lien release from any lienholder of record;

(5) A vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of the vehicle's identification number and a determination that the vehicle has not been reported stolen in Missouri or any other state. The fee for the vehicle examination certificate shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application;

(6) A statement certifying the odometer reading of the motor vehicle if less than ~~ten~~ **twenty** years of age; and

(7) A surety bond or a suitable financial security instrument in a form prescribed by the director of revenue and executed by the applicant and a person authorized to conduct surety business in this state. The bond shall be an amount equal to two times the value of the vehicle as determined by the Kelly Blue Book, NADA Used Car Guide or two appraisals from a licensed motor vehicle dealer. The bond shall be for a minimum of one hundred dollars and conditioned to indemnify any prior owner or lienholder and any subsequent purchaser of the vehicle or person acquiring any security interest in it, and their respective successors in interest, against any expense, loss or damage including reasonable attorneys fees, by reason of the issuance of the certificate of ownership of the vehicle or on account of any defect in or undisclosed security interest upon the right, title and interest of the applicant in and to the vehicle. Any such interested person has a right of action to recover on the bond for any breach of its conditions, but the aggregate liability of the surety to all persons shall not exceed the amount of the bond. The bond shall be returned at the end of three years, unless the department has been notified of the pendency of an action to recover on the bond.

2. Upon satisfaction with the genuineness of the application and supporting documents, the director of revenue shall issue a new certificate of ownership. The certificate of ownership shall appropriately be designated with the words "BONDED VEHICLE".

301.280. 1. Every motor vehicle dealer and boat dealer shall make a monthly report to the department of revenue, on blanks to be prescribed by the department of revenue, giving the following information: date of the sale of each motor vehicle, boat, trailer and all-terrain vehicle sold; the name and address of the buyer; the name of the manufacturer; year of manufacture; model of vehicle; vehicle identification number; style of vehicle; odometer setting; and it shall also state whether the motor vehicle, boat, trailer or all-terrain vehicle is new or secondhand. Each monthly sales report filed by a motor vehicle dealer who collects sales tax under subsection 10 of section 144.070 shall also include the amount of state and local sales tax collected for each motor vehicle sold if sales tax was due. The odometer reading is not required when reporting the sale of any motor vehicle that is ~~ten~~ **twenty** years old or older, any motor vehicle having a gross vehicle weight rating of more than sixteen thousand pounds, new vehicles that are transferred on a manufacturer's statement of origin between one franchised motor vehicle dealer and another, or boats, all-terrain vehicles or trailers. The sale of all temporary permits shall be recorded in the appropriate space on the dealer's monthly sales report, unless the sale of the temporary permit is already recorded by electronic means as determined by the department. The monthly sales report shall include a statement of motor vehicles or trailers sold during the month under subsection 5 of section 301.210. The monthly sales report shall be completed in full and signed by an officer, partner, or owner of the dealership, and actually received by the department of revenue on or before the fifteenth day of the month succeeding the month for which the sales are being reported. If no sales occur in any given month, a report shall be submitted for that month indicating no sales. Any vehicle dealer who fails to file a monthly report or who fails to file a timely report shall be subject to disciplinary action as prescribed in section 301.562 or a penalty assessed by the director not to exceed three hundred dollars per violation. Every motor vehicle and boat dealer shall retain copies of the monthly sales report as part of the records to be maintained at the dealership location and shall hold them available for inspection by appropriate law enforcement officials and officials of the department of revenue. Every vehicle dealer selling twenty or more vehicles a month shall file the monthly sales report with the department in an electronic format. Any dealer filing a monthly sales report in an electronic format shall be exempt from filing the notice of transfer required by section 301.196. For any dealer not filing electronically, the notice of transfer required by section 301.196 shall be submitted with the monthly sales report as prescribed by the director.

2. Every dealer and every person operating a public garage shall keep a correct record of the vehicle identification number, odometer setting, manufacturer's name of all motor vehicles or trailers accepted by him for the purpose of sale, rental, storage, repair or repainting, together with the name and address of the person delivering such motor vehicle or trailer to the dealer or public garage keeper, and the person delivering such motor vehicle or trailer shall record such information in a file kept by the dealer or garage keeper. The record shall be kept for five years and be open for inspection by law enforcement officials, members or authorized or designated employees of the Missouri highway patrol, and persons, agencies and officials designated by the director of revenue.

3. Every dealer and every person operating a public garage in which a motor vehicle remains unclaimed for a period of fifteen days shall, within five days after the expiration of that period, report the motor vehicle as unclaimed to the director of revenue. Such report shall be on a form prescribed by the director of revenue. A motor vehicle left by its owner whose name and address are known to the dealer or his employee or person operating a public garage or his employee is not considered unclaimed. Any dealer or person operating a public garage who fails to report a motor vehicle as unclaimed as herein required forfeits all claims and liens for its garaging, parking or storing.

4. The director of revenue shall maintain appropriately indexed cumulative records of unclaimed vehicles reported to the director. Such records shall be kept open to public inspection during reasonable business hours.

5. The alteration or obliteration of the vehicle identification number on any such motor vehicle shall be prima facie evidence of larceny, and the dealer or person operating such public garage shall upon the discovery of such obliteration or alteration immediately notify the highway patrol, sheriff, marshal, constable or chief of police of the municipality where the dealer or garage keeper has his place of business, and shall hold such motor vehicle or trailer for a period of forty-eight hours for the purpose of an investigation by the officer so notified.

6. Any person who knowingly makes a false statement or omission of a material fact in a monthly sales report to the department of revenue, as described in subsection 1 of this section, shall be deemed guilty of a class A misdemeanor."; and

Further amend said bill, Page 3, Section 302.755, Line 81, by inserting after all of said section and line the following:

"407.526. 1. A person commits the crime of odometer fraud in the third degree if, with the intent to defraud, he operates a motor vehicle less than ~~ten~~ **twenty** years old on any street or highway knowing that the odometer of the motor vehicle is disconnected or not functioning.

2. Odometer fraud in the third degree is a class C misdemeanor.

407.536. 1. Any person transferring ownership of a motor vehicle previously titled in this or any other state shall do so by assignment of title and shall place the mileage registered on the odometer at the time of transfer above the signature of the transferor. The signature of the transferor below the mileage shall constitute an odometer mileage statement. The transferee shall sign such odometer mileage statement before an application for certificate of ownership may be made. If the true mileage is known to the transferor to be different from the number of miles shown on the odometer or the true mileage is unknown, a statement from the transferor shall accompany the assignment of title which shall contain all facts known by the transferor concerning the true mileage of the motor vehicle. That statement shall become a part of the permanent record of the motor vehicle with the Missouri department of revenue. The department of revenue shall place on all new titles issued after September 28, 1977, a box titled "mileage at the time of transfer".

2. Any person transferring the ownership of a motor vehicle previously untitled in this or any other state to another person shall give an odometer mileage statement to the transferee. The statement shall include above the signature of the transferor and transferee the cumulative mileage registered on the odometer at the time of transfer. If the true mileage is known to the transferor to be different from the number of miles shown on the odometer or the true mileage is unknown, a statement from the transferor shall accompany the assignment of title which shall contain all facts known by the transferor concerning the true mileage of the motor vehicle. That statement shall become a permanent part of the records of the Missouri department of revenue.

3. If, upon receiving an application for registration or for a certificate of ownership of a motor vehicle, the director of revenue has credible evidence that the odometer reading provided by a transferor is materially inaccurate, he may place an asterisk on the face of the title document issued by the Missouri department of revenue, provided that the process required thereby does not interfere with his obligations under subdivision (2) of subsection 3 of section 301.190. The asterisk shall refer to a statement on the face and at the bottom of the title document which shall read as follows: "This may not be the true and accurate mileage of this motor vehicle. Consult the documents on file with the Missouri department of revenue for an explanation of the inaccuracy.". Nothing in this section shall prevent any person from challenging the determination by the director of revenue in the circuit courts of the state of Missouri. The burden of proof shall be on the director of the department of revenue in all such proceedings.

4. The mileage disclosed by the odometer mileage statement for a new or used motor vehicle as described in subsections 1 and 2 of this section shall be placed by the transferor on any title or document evidencing ownership. Additional statements shall be placed on the title document as follows:

(1) If the transferor states that to the best of his knowledge the mileage disclosed is the actual mileage of the motor vehicle, an asterisk shall follow the mileage on the face of the title or document of ownership issued by the Missouri department of revenue. The asterisk shall reference to a statement on the face and bottom of the title document which shall read as follows: "Actual Mileage";

(2) Where the transferor has submitted an explanation why this mileage is incorrect, an asterisk shall follow the mileage on the face of the title or document of ownership issued by the Missouri department of revenue. The asterisk shall reference to a statement on the face and at the bottom of the title document which shall read as follows: "This is not the true and accurate mileage of this motor vehicle. Consult the documents on file with the Missouri department of revenue for an explanation of the inaccuracy.". Further wording shall be included as follows:

(a) If the transferor states that the odometer reflects the amount of mileage in excess of the designed mechanical odometer limit, the above statement on the face of the title document shall be followed by the words: "Mileage exceeds the mechanical limits";

(b) If the transferor states that the odometer reading differs from the mileage and that the difference is greater than that caused by odometer calibration error and the odometer reading does not reflect the actual mileage and should not be relied upon, the above statement on the face of the title document shall be preceded by the words: "Warning Odometer Discrepancy".

5. The department of revenue shall notify all motor vehicle ownership transferees of the civil and criminal penalties involving odometer fraud.

6. Any person defacing or obscuring or otherwise falsifying any odometer reading on any document required by this section shall be guilty of a class E felony.

7. The granting or creation of a security interest or lien shall not be considered a change of ownership for the purpose of this section, and the grantor of such lien or security interest shall not be required to make an odometer mileage statement. The release of a lien by a mortgage holder shall not be considered a change of ownership of the motor vehicle for the purposes of this section. The mortgage holder or lienholder shall not be required to make an odometer disclosure statement or state the current odometer setting at the time of the release of the lien where there is no change of ownership.

8. For the purposes of the mileage disclosure requirements of this section, if a certificate of ownership is held by a lienholder, if the transferor makes application for a duplicate certificate of ownership, or as otherwise provided in the federal Motor Vehicle Information and Cost Savings Act and related federal regulations, the transferor may execute a written power of attorney authorizing a transfer of ownership. The person granted such power of attorney shall restate exactly on the assignment of title the actual mileage disclosed at the time of transfer. The power of attorney shall accompany the certificate of ownership and the original power of attorney and a copy of the certificate of ownership shall be returned to the issuing state in the manner prescribed by the director of revenue, unless otherwise provided by federal law, rule or regulation. The department of revenue may prescribe a secure document for use in executing a written power of attorney. The department shall collect a fee for each form issued, not to exceed the cost of procuring the form.

407.556. 1. A violation of the provisions of sections 407.511 to 407.556 by any person licensed or registered as a manufacturer or dealer pursuant to the provisions of chapter 301, shall be considered a violation of the provisions of that chapter, subjecting that person to revocation or suspension of any license issued pursuant to the provisions of that chapter.

2. The provisions of sections 407.511 to 407.556 do not apply to the following motor vehicles:

- (1) Any motor vehicle having a gross vehicle weight rating of more than sixteen thousand pounds;
- (2) Any motor vehicle that is ~~ten~~ twenty years old or older;
- (3) Any motor vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications; or
- (4) Any new vehicle prior to its first transfer for purposes other than resale."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 2** was adopted.

Representative Rone offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 661, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration on a calendar year basis of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on a calendar year or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, an application for registration of a farm vehicle fleet shall be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the

annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year's annual fee shall be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words "Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 3** was adopted.

Representative Taylor (139) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 661, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires, with either:

(a) A seat designed to be straddled by the operator, and handlebars for steering control; or

(b) A width of fifty inches or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement;

(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area~~], that is designed to be controlled with a steering wheel and pedals,~~ and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or federal motorcycle safety standards;

(3) "Automobile transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

(4) "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(5) "Backhaul", the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

(6) "Boat transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;

(7) "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

(8) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

(9) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

(10) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

(11) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

(12) "Director" or "director of revenue", the director of the department of revenue;

(13) "Driveaway operation":

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

(14) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

(15) "Farm tractor", a tractor used exclusively for agricultural purposes;

(16) "Fleet", any group of ten or more motor vehicles owned by the same owner;

(17) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

(18) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

(19) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

(20) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;

(21) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

(22) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

(23) "Intersecting highway", any highway which joins another, whether or not it crosses the same;

(24) "Junk vehicle", a vehicle which:

(a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or

(b) Has been designated as junk or a substantially equivalent designation by this state or any other state;

(25) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;

(26) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

(27) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

(28) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated solely at a forested site and in an area extending not more than a one hundred mile radius from such site, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle shall not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds;

(29) "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred mile radius from such site, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle does not exceed the weight limits contained in section 304.180, and does not have more than three axles and does not pull a trailer which has more than three axles. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220;

(30) "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(31) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(32) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(33) "Manufacturer", any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(34) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(35) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks, except farm tractors;

(36) "Motor vehicle primarily for business use", any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(37) "Motorcycle", a motor vehicle operated on two wheels;

(38) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground;

(39) "Motortricycle", a motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;

(40) "Municipality", any city, town or village, whether incorporated or not;

(41) "Nonresident", a resident of a state or country other than the state of Missouri;

(42) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(43) "Operator", any person who operates or drives a motor vehicle;

(44) "Owner", any person, firm, corporation or association, who holds the legal title to a vehicle or who has executed a buyer's order or retail installment sales contract with a motor vehicle dealer licensed under sections 301.550 to 301.580 for the purchase of a vehicle with an immediate right of possession vested in the transferee, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

(45) "Public garage", a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(46) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(47) "Reconstructed motor vehicle", a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(48) "Recreational motor vehicle", any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(49) "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

(50) "Recreational trailer", any trailer designed, constructed, or substantially modified so that it may be used and is used for the purpose of temporary housing quarters, including therein sleeping or eating facilities, which can be temporarily attached to a motor vehicle or attached to a unit which is securely attached to a motor vehicle;

(51) "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(52) "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a "double saddlemount combination". When three vehicles are towed in this manner, the combination is called a "triple saddlemount combination";

(53) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(54) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

- (c) Has been declared salvage by an insurance company as a result of settlement of a claim;
- (d) Ownership of which is evidenced by a salvage title; or
- (e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words "salvage/abandoned property". The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, "fair market value" means the retail value of a motor vehicle as:
 - a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;
 - b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and
 - c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;
- (55) "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;
- (56) "Scrap processor", a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;
- (57) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;
- (58) "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;
- (59) "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;
- (60) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;
- (61) "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;
- (62) "Towaway trailer transporter combination", a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributor, or dealer of such trailers or semitrailers;
- (63) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;
- (64) "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;
- (65) "Trailer transporter towing unit", a power unit that is not used to carry property when operating in a towaway trailer transporter combination;
- (66) "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

(67) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

(68) "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(69) "Used parts dealer", a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated sales at a swap meet of less than three days;

(70) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

(71) "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(72) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(73) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(74) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain."; and

Further amend said bill, Page 3, Section 302.755, Line 81, by inserting after all of said section and line the following:

"307.128. 1. A headlamp on a motorcycle may be wired to modulate either the upper beam or the lower beam from its maximum intensity to a lesser intensity provided that:

(1) The rate of modulation shall be two hundred forty plus or minus forty cycles per minute;

(2) The headlamp shall be operated at a maximum power for fifty to seventy percent of each cycle;

(3) The lowest intensity at any test point shall not be less than seventeen percent of the maximum intensity measured at the same point;

(4) The modulator switch shall be wired in the power lead of the beam filament being modulated and not in the ground side of the circuit;

(5) Means shall be provided so that both the lower beam and the upper beam remain operable in the event of a modulation failure;

(6) The system shall include a sensor mounted with the axis of its sensing element perpendicular to a horizontal plane. Headlamp modulation shall cease whenever the level of light emitted by a tungsten filament operating at three thousand degrees kelvin is either less than two hundred seventy lux of direct light for upward pointing sensors or less than sixty lux of reflected light for downward pointing sensors. The light is measured by a silicon cell type light meter that is located at the sensor and pointing in the same direction as the sensor. A photo gray card is placed at ground level to simulate the road surface in testing downward pointing sensors;

(7) Means shall be provided so that both the lower and upper beam function at design voltage when the headlamp control switch is in either the lower or upper beam position when the modulator is off.

2. Each motorcycle headlamp modulator not intended as original equipment, or its container, shall be labeled with the maximum wattage, and the minimum wattage appropriate for its use. Additionally, each such modulator shall comply with the provisions of subdivisions (1) to (7) of subsection 1 of this section when connected

to a headlamp of the maximum-rated power and headlamp of the minimum-rated power, and shall provide means so that the modulated beam functions at design voltage when the modulator is off. Instructions, with a diagram, shall be provided for mounting the light sensor including location on the motorcycle, distance above the road surface, and orientation with respect to the light.

3. Notwithstanding any other provision of law, subject to the requirements of subsection 4 of this section, a motorcycle may be equipped with, and an operator of a motorcycle may use, the following auxiliary lighting:

(1) ~~[Amber and white illumination]~~ **Any color illumination;**

(2) Standard bulb running lights; or

(3) Light-emitting diode pods and strips.

4. Lighting under subsection 3 of this section shall be:

(1) Nonblinking;

(2) Nonflashing;

(3) Nonoscillating; and

(4) Directed toward the engine and the drive train of the motorcycle to prevent interference with the driver's operation of the vehicle."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (139), **House Amendment No. 4** was adopted.

On motion of Representative Ruth, **HB 661, as amended**, was ordered perfected and printed.

HCS HB 744, relating to orders of protection, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS HB 744** was agreed to.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 744, Page 1, Section A, Line 2, by inserting after said section and line the following:

"455.010. As used in this chapter, unless the context clearly indicates otherwise, the following terms shall mean:

(1) "Abuse" includes but is not limited to the occurrence of any of the following acts, attempts or threats against a person who may be protected pursuant to this chapter, except abuse shall not include abuse inflicted on a child by accidental means by an adult household member or discipline of a child, including spanking, in a reasonable manner:

(a) "Assault", purposely or knowingly placing or attempting to place another in fear of physical harm;

(b) "Battery", purposely or knowingly causing physical harm to another with or without a deadly weapon;

(c) "Coercion", compelling another by force or threat of force to engage in conduct from which the latter has a right to abstain or to abstain from conduct in which the person has a right to engage;

(d) "Harassment", engaging in a purposeful or knowing course of conduct involving more than one incident that alarms or causes distress to an adult or child and serves no legitimate purpose. The course of conduct must be such as would cause a reasonable adult or child to suffer substantial emotional distress and must actually cause substantial emotional distress to the petitioner or child. Such conduct might include, but is not limited to:

a. Following another about in a public place or places;

b. Peering in the window or lingering outside the residence of another; but does not include constitutionally protected activity;

(e) "Sexual assault", causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent;

(f) "Unlawful imprisonment", holding, confining, detaining or abducting another person against that person's will;

(2) "Adult", any person seventeen years of age or older or otherwise emancipated;

(3) "Child", any person under seventeen years of age unless otherwise emancipated;

(4) "Court", the circuit or associate circuit judge or a family court commissioner;

(5) "Domestic violence", abuse or stalking committed by a family or household member, as such terms are defined in this section;

(6) "Ex parte order of protection", an order of protection issued by the court before the respondent has received notice of the petition or an opportunity to be heard on it;

(7) "Family" or "household member", spouses, former spouses, any person related by blood or marriage, persons who are presently residing together or have resided together in the past, any person who is or has been in a continuing social relationship of a romantic or intimate nature with the victim, and anyone who has a child in common regardless of whether they have been married or have resided together at any time;

(8) "Full order of protection", an order of protection issued after a hearing on the record where the respondent has received notice of the proceedings and has had an opportunity to be heard;

(9) "Order of protection", either an ex parte order of protection or a full order of protection;

(10) "Pending", exists or for which a hearing date has been set;

(11) **"Pet", a living creature maintained by a household member for companionship and not for commercial purposes;**

(12) "Petitioner", a family or household member who has been a victim of domestic violence, or any person who has been the victim of stalking or sexual assault, or a person filing on behalf of a child pursuant to section 455.503 who has filed a verified petition pursuant to the provisions of section 455.020 or section 455.505;

~~[(42)]~~ (13) "Respondent", the family or household member alleged to have committed an act of domestic violence, or person alleged to have committed an act of stalking or sexual assault, against whom a verified petition has been filed or a person served on behalf of a child pursuant to section 455.503;

~~[(43)]~~ (14) "Sexual assault", as defined under subdivision (1) of this section;

~~[(44)]~~ (15) "Stalking" is when any person purposely engages in an unwanted course of conduct that causes alarm to another person, or a person who resides together in the same household with the person seeking the order of protection when it is reasonable in that person's situation to have been alarmed by the conduct. As used in this subdivision:

(a) "Alarm" means to cause fear of danger of physical harm; and

(b) "Course of conduct" means a pattern of conduct composed of two or more acts over a period of time, however short, that serves no legitimate purpose. Such conduct may include, but is not limited to, following the other person or unwanted communication or unwanted contact.

455.032. In addition to any other jurisdictional grounds provided by law, a court shall have jurisdiction to enter an order of protection restraining or enjoining the respondent from committing or threatening to commit domestic violence, stalking, sexual assault, molesting or disturbing the peace of petitioner, **or abusing a pet**, pursuant to sections 455.010 to 455.085, if the petitioner is present, whether permanently or on a temporary basis within the state of Missouri and if the respondent's actions constituting domestic violence have occurred, have been attempted or have been or are threatened within the state of Missouri. For purposes of this section, if the petitioner has been the subject of domestic violence within or outside of the state of Missouri, such evidence shall be admissible to demonstrate the need for protection in Missouri.

455.035. 1. Upon the filing of a verified petition pursuant to sections 455.010 to 455.085 and for good cause shown in the petition, the court may immediately issue an ex parte order of protection. An immediate and present danger of domestic violence to the petitioner or the child on whose behalf the petition is filed, **or an immediate and present danger to a pet**, shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall take effect when entered and shall remain in effect until there is valid service of process and a hearing is held on the motion. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.020.

2. Failure to serve an ex parte order of protection on the respondent shall not affect the validity or enforceability of such order. If the respondent is less than seventeen years of age, unless otherwise emancipated, service of process shall be made upon a custodial parent or guardian of the respondent, or upon a guardian ad litem appointed by the court, requiring that the person appear and bring the respondent before the court at the time and place stated.

3. If an ex parte order is entered and the respondent is less than seventeen years of age, the court shall transfer the case to juvenile court for a hearing on a full order of protection. The court shall appoint a guardian ad litem for any such respondent not represented by a parent or guardian."; and

Further amend said bill, Page 4, Section 455.040, Line 94, by inserting after said section and line the following:

"455.045. Any ex parte order of protection granted pursuant to sections 455.010 to 455.085 shall be to protect the petitioner from domestic violence, stalking, or sexual assault and may include:

(1) Restraining the respondent from committing or threatening to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of the petitioner;

(2) Restraining the respondent from entering the premises of the dwelling unit of petitioner when the dwelling unit is:

(a) Jointly owned, leased or rented or jointly occupied by both parties; or

(b) Owned, leased, rented or occupied by petitioner individually; or

(c) Jointly owned, leased or rented by petitioner and a person other than respondent; provided, however, no spouse shall be denied relief pursuant to this section by reason of the absence of a property interest in the dwelling unit; or

(d) Jointly occupied by the petitioner and a person other than the respondent; provided that the respondent has no property interest in the dwelling unit;

(3) Restraining the respondent from communicating with the petitioner in any manner or through any medium;

(4) A temporary order of custody of minor children where appropriate;

(5) A temporary order of possession of pets where appropriate.

455.050. 1. Any full or ex parte order of protection granted pursuant to sections 455.010 to 455.085 shall be to protect the petitioner from domestic violence, stalking, or sexual assault and may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing or threatening to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of the petitioner, **including violence against a pet;**

(2) Temporarily enjoining the respondent from entering the premises of the dwelling unit of the petitioner when the dwelling unit is:

(a) Jointly owned, leased or rented or jointly occupied by both parties; or

(b) Owned, leased, rented or occupied by petitioner individually; or

(c) Jointly owned, leased, rented or occupied by petitioner and a person other than respondent; provided, however, no spouse shall be denied relief pursuant to this section by reason of the absence of a property interest in the dwelling unit; or

(d) Jointly occupied by the petitioner and a person other than respondent; provided that the respondent has no property interest in the dwelling unit; or

(3) Temporarily enjoining the respondent from communicating with the petitioner in any manner or through any medium.

2. Mutual orders of protection are prohibited unless both parties have properly filed written petitions and proper service has been made in accordance with sections 455.010 to 455.085.

3. When the court has, after a hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Establish a visitation schedule that is in the best interests of the child;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the petitioner if the respondent is found to have a duty to support the petitioner or other dependent household members;

(6) Order the respondent to pay the petitioner's rent at a residence other than the one previously shared by the parties if the respondent is found to have a duty to support the petitioner and the petitioner requests alternative housing;

(7) Order that the petitioner be given temporary possession of specified personal property, such as automobiles, checkbooks, keys, and other personal effects;

(8) Prohibit the respondent from transferring, encumbering, or otherwise disposing of specified property mutually owned or leased by the parties;

(9) Order the respondent to participate in a court-approved counseling program designed to help batterers stop violent behavior or to participate in a substance abuse treatment program;

(10) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the petitioner by a shelter for victims of domestic violence;

(11) Order the respondent to pay court costs;

(12) Order the respondent to pay the cost of medical treatment and services that have been provided or that are being provided to the petitioner as a result of injuries sustained to the petitioner by an act of domestic violence committed by the respondent;

(13) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet.

4. A verified petition seeking orders for maintenance, support, custody, visitation, payment of rent, payment of monetary compensation, possession of personal property, prohibiting the transfer, encumbrance, or disposal of property, or payment for services of a shelter for victims of domestic violence, shall contain allegations relating to those orders and shall pray for the orders desired.

5. In making an award of custody, the court shall consider all relevant factors including the presumption that the best interests of the child will be served by placing the child in the custody and care of the nonabusive parent, unless there is evidence that both parents have engaged in abusive behavior, in which case the court shall not consider this presumption but may appoint a guardian ad litem or a court-appointed special advocate to represent the children in accordance with chapter 452 and shall consider all other factors in accordance with chapter 452.

6. The court shall grant to the noncustodial parent rights to visitation with any minor child born to or adopted by the parties, unless the court finds, after hearing, that visitation would endanger the child's physical health, impair the child's emotional development or would otherwise conflict with the best interests of the child, or that no visitation can be arranged which would sufficiently protect the custodial parent from further domestic violence. The court may appoint a guardian ad litem or court-appointed special advocate to represent the minor child in accordance with chapter 452 whenever the custodial parent alleges that visitation with the noncustodial parent will damage the minor child.

7. The court shall make an order requiring the noncustodial party to pay an amount reasonable and necessary for the support of any child to whom the party owes a duty of support when no prior order of support is outstanding and after all relevant factors have been considered, in accordance with Missouri supreme court rule 88.01 and chapter 452.

8. The court may grant a maintenance order to a party for a period of time, not to exceed one hundred eighty days. Any maintenance ordered by the court shall be in accordance with chapter 452.

9. (1) The court may, in order to ensure that a petitioner can maintain an existing wireless telephone number or numbers, issue an order, after notice and an opportunity to be heard, directing a wireless service provider to transfer the billing responsibility for and rights to the wireless telephone number or numbers to the petitioner, if the petitioner is not the wireless service accountholder.

(2) (a) The order transferring billing responsibility for and rights to the wireless telephone number or numbers to the petitioner shall list the name and billing telephone number of the accountholder, the name and contact information of the person to whom the telephone number or numbers will be transferred, and each telephone number to be transferred to that person. The court shall ensure that the contact information of the petitioner is not provided to the accountholder in proceedings held under this chapter.

(b) Upon issuance, a copy of the full order of protection shall be transmitted, either electronically or by certified mail, to the wireless service provider's registered agent listed with the secretary of state, or electronically to the email address provided by the wireless service provider. Such transmittal shall constitute adequate notice for the wireless service provider acting under this section and section 455.523.

(c) If the wireless service provider cannot operationally or technically effectuate the order due to certain circumstances, the wireless service provider shall notify the petitioner within three business days. Such circumstances shall include, but not be limited to, the following:

- a. The accountholder has already terminated the account;
- b. The differences in network technology prevent the functionality of a device on the network; or
- c. There are geographic or other limitations on network or service availability.

(3) (a) Upon transfer of billing responsibility for and rights to a wireless telephone number or numbers to the petitioner under this subsection by a wireless service provider, the petitioner shall assume all financial responsibility for the transferred wireless telephone number or numbers, monthly service costs, and costs for any mobile device associated with the wireless telephone number or numbers.

(b) This section shall not preclude a wireless service provider from applying any routine and customary requirements for account establishment to the petitioner as part of this transfer of billing responsibility for a wireless telephone number or numbers and any devices attached to that number or numbers including, but not limited to, identification, financial information, and customer preferences.

(4) This section shall not affect the ability of the court to apportion the assets and debts of the parties as provided for in law, or the ability to determine the temporary use, possession, and control of personal property.

(5) No cause of action shall lie against any wireless service provider, its officers, employees, or agents, for actions taken in accordance with the terms of a court order issued under this section.

(6) As used in this section and section 455.523, a "wireless service provider" means a provider of commercial mobile service under Section 332(d) of the Federal Telecommunications Act of 1996 (47 U.S.C. Section 151, et seq.).

455.513. 1. The court may immediately issue an ex parte order of protection upon the filing of a verified petition under sections 455.500 to 455.538, for good cause shown in the petition, and upon finding that:

- (1) No prior order regarding custody involving the respondent and the child is pending or has been made; or
- (2) The respondent is less than seventeen years of age.

An immediate and present danger of domestic violence, **including danger to the child's pet**, stalking, or sexual assault to a child shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall be in effect until the time of the hearing. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.505.

2. Upon the entry of the ex parte order of protection, the court shall enter its order appointing a guardian ad litem or court-appointed special advocate to represent the child victim.

3. If the allegations in the petition would give rise to jurisdiction under section 211.031, the court may direct the children's division to conduct an investigation and to provide appropriate services. The division shall submit a written investigative report to the court and to the juvenile officer within thirty days of being ordered to do so. The report shall be made available to the parties and the guardian ad litem or court-appointed special advocate.

4. If the allegations in the petition would give rise to jurisdiction under section 211.031 because the respondent is less than seventeen years of age, the court may issue an ex parte order and shall transfer the case to juvenile court for a hearing on a full order of protection. Service of process shall be made pursuant to section 455.035.

455.520. 1. Any ex parte order of protection granted under sections 455.500 to 455.538 shall be to protect the victim from domestic violence, **including danger to the child's pet**, stalking, or sexual assault and may include such terms as the court reasonably deems necessary to ensure the victim's safety, including but not limited to:

- (1) Restraining the respondent from committing or threatening to commit domestic violence, stalking, sexual assault, molesting, or disturbing the peace of the victim;
- (2) Restraining the respondent from entering the family home of the victim except as specifically authorized by the court;
- (3) Restraining the respondent from communicating with the victim in any manner or through any medium, except as specifically authorized by the court;
- (4) A temporary order of custody of minor children;
- (5) **A temporary order of possession of pets where appropriate.**

2. No ex parte order of protection excluding the respondent from the family home shall be issued unless the court finds that:

- (1) The order is in the best interests of the child or children remaining in the home;
- (2) The verified allegations of domestic violence present a substantial risk to the child or children unless the respondent is excluded; and

(3) A remaining adult family or household member is able to care adequately for the child or children in the absence of the excluded party.

455.523. 1. Any full order of protection granted under sections 455.500 to 455.538 shall be to protect the victim from domestic violence, **including danger to the child's pet**, stalking, and sexual assault may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing domestic violence or sexual assault, threatening to commit domestic violence or sexual assault, stalking, molesting, or disturbing the peace of the victim;

(2) Temporarily enjoining the respondent from entering the family home of the victim, except as specifically authorized by the court;

(3) Temporarily enjoining the respondent from communicating with the victim in any manner or through any medium, except as specifically authorized by the court.

2. When the court has, after hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Award visitation;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the victim if the respondent is found to have a duty to support the victim or other dependent household members;

(6) Order the respondent to participate in a court-approved counseling program designed to help stop violent behavior or to treat substance abuse;

(7) Order the respondent to pay, to the extent that he or she is able, the costs of his or her treatment, together with the treatment costs incurred by the victim;

(8) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the victim by a shelter for victims of domestic violence;

(9) Order a wireless service provider, in accordance with the process, provisions, and requirements set out in subdivisions (1) to (6) of subsection 9 of section 455.050, to transfer the billing responsibility for and rights to the wireless telephone number or numbers of any minor children in the petitioner's care to the petitioner, if the petitioner is not the wireless service account holder;

(10) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCreery, **House Amendment No. 1** was adopted.

On motion of Representative Roberts, **HCS HB 744, as amended**, was adopted.

On motion of Representative Roberts, **HCS HB 744, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was authorized **HCB 2**, relating to department of conservation timber sales, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (11): Basye, Cupps, Dinkins, Grier, Haden, Hill, Mayhew, Pietzman, Pollock (123), Sassmann and Taylor (48)

Noes (6): Brown (70), Burton, Lewis (25), McCreery, Turnbaugh and Walsh Moore (93)

Absent (4): Haley, Knight, McDaniel and Rone

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1166**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Basye, Brown (70), Burton, Cupps, Dinkins, Grier, Haden, Hill, Lewis (25), Mayhew, McCreery, Pietzman, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (4): Haley, Knight, McDaniel and Rone

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HCR 48**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (1): Taylor (139)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 314**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (1): Taylor (139)

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 245**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (3): Ingle, Merideth and Weber

Present (1): Sharp (36)

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 836**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Merideth, Sharp (36) and Weber

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1345**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Merideth, Sharp (36) and Weber

Absent (1): Rogers

Committee on Pensions, Chairman Pike reporting:

Mr. Speaker: Your Committee on Pensions, to which was authorized **HCB 1**, relating to public employee retirement systems, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Clemens and Kidd

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 828**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Clemens and Kidd

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Clemens and Kidd

Special Committee on Criminal Justice, Chairman Dogan reporting:

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 1142**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Copeland, Dogan, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (3): Evans, Hannegan and Hardwick

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 279**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Murphy

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 354**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Murphy

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 489**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Andrews, Aune, Billington, Brown (16), Burton, Busick, Butz, Falkner, Sassmann, Schroer, Smith (155), Smith (67) and Turnbaugh

Noes (4): Boggs, Sander, Schwadron and Seitz

Absent (1): Murphy

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 765**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Aune, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Murphy

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 835**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Atchison, Black (137), Bromley, Brown (70), Fitzwater, Gunby, Kidd, McCreery and Simmons

Noes (0)

Absent (1): Lewis (6)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 420 & 1066**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 420 and HB 1066** by the following vote:

Ayes (11): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Phifer and Ruth

Noes (0)

Absent (3): Bosley, Dogan and Patterson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 427**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 439**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh and Patterson

Noes (4): Ingle, Mackey, Phifer and Ruth

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 712**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (2): Fitzwater and McDaniel

Absent (2): Bosley and Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 718**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (1): Fitzwater

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 804**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 842**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 849**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1069**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Mackey, McGaugh, Patterson and Ruth

Noes (5): Bosley, Dogan, Ingle, McDaniel and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1416**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Present (1): Dogan

Absent (0)

COMMITTEE CHANGES

March 31, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Committee on Conservation and Natural Resources:

Remove Representative Tracy McCreery and appoint Representative Gretchen Bangert.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following member's presence was noted: Gray.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, April 1, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 W Truman Blvd, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

CHILDREN AND FAMILIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431, HB 1276, HB 852

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 Truman Blvd, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

ECONOMIC DEVELOPMENT

Thursday, April 1, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 88, HB 1324, HB 1339

Executive session will be held: SS SB 22, HB 1180, HB 690

Executive session may be held on any matter referred to the committee.

ETHICS

Tuesday, April 6, 2021, 12:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FISCAL REVIEW

Tuesday, April 6, 2021, 3:45 PM, House Hearing Room 4.

Executive session will be held: HJR 6, HB 60, HS HCS HB 306

Executive session may be held on any matter referred to the committee.

Time changed.

CORRECTED

HEALTH AND MENTAL HEALTH POLICY

Thursday, April 1, 2021, upon adjournment, House Hearing Room 7.

Executive session will be held: HJR 51, HJR 50

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Remote testimony will be considered on: HB 751

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 1, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 1094, HB 1209

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, April 1, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: SS#2 SCS SBs 51 & 42, HCS HB 339, HB 396, HCS HB 402, HB 446, HCS HB 494, HB 731, HB 771, HB 914, HB 1061, HCS HB 1320, HB 1345

Executive session may be held on any matter referred to the committee.

Removing HB 37.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, April 1, 2021, 7:30 AM, Department of Conservation Headquarters, 2901 Truman Blvd, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

The Department of Conservation will be giving an informative briefing to the House Agriculture Policy Committee, the House Conservation and Natural Resources Committee, and the Rural Community Development Committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, April 1, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 1266, HB 647, HB 841

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 1, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 7. In person and written testimony will be accepted.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-SEVENTH DAY, THURSDAY, APRIL 1, 2021

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 1 and HCB 2

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HCS HB 782 - Trent

HB 920 - Baker

HCS HB 307 - Griesheimer

HB 316 - Toalson Reisch

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 894 - Riggs

HS HB 513 - Smith (155)

HS HB 152 - Rone

HB 474 - Trent

HCS HB 942 - Haffner

HCS HB 785 - Hicks

HB 991 - Smith (163)

HB 212 - Hill

HB 297, (Legislative Review 3/30/21) - Wallingford

HB 370 - Christofanelli

HB 570 - Basye

HB 708 - Trent

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan

HCS HB 472 - Griesheimer

HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey
HCS HB 1095 - Deaton
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HCS HB 214 - Hill
HCS HB 229 - Basye
HCS HB 248 - Coleman (32)
HB 253 - Fishel
HB 261 - Black (137)
HB 299 - Wallingford
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441 - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HCS HB 589 - Knight
HB 604 - Gregory (51)
HCS HB 682 - Chipman
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HB 678 - Eggleston

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 6, (Fiscal Review 3/30/21) - Schnelting

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 1 - Smith (163)
HCS HB 2 - Smith (163)
HCS HB 3 - Smith (163)
HCS HB 4 - Smith (163)
HCS HB 5 - Smith (163)
HCS HB 6 - Smith (163)
HCS HB 7 - Smith (163)
HCS HB 8 - Smith (163)
HCS HB 9 - Smith (163)
HCS HB 10 - Smith (163)
HCS HB 11 - Smith (163)
HCS HB 12 - Smith (163)
HCS HB 13 - Smith (163)
HCS HB 15 - Smith (163)

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill
HS HCS HB 306, (Fiscal Review 3/30/21), E.C. - Griesheimer
HB 60, (Fiscal Review 3/30/21) - Schnelting

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-SEVENTH DAY, THURSDAY, APRIL 1, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou will keep him in perfect peace, whose mind is stayed on Thee: because he trusteth in Thee. (Isaiah 26:3)

O God, our Light, who is the creator of the world, the sustainer of life everywhere, and the companion along our way, touch our lives with humility as we come to You in this our morning prayer. Facing the tasks of this new day, we pray for wisdom to make wise choices, for strength to stand firm for what is good and just for all citizens, and for courage to walk confidently in the way of Your commandments of love.

We do not pray for release from heavy burdens, but for renewed strength to carry them; not for an escape from many problems, but for an increased power to meet them and to solve them; not for less work, but for greater faith to do our work without worry or fear under this dome, and for safety during Easter break.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Hudson Rivera, Colton Rivera, Levi LaVo, and Kennedy LaVo.

The Journal of the forty-sixth day was approved as printed.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bills were read the second time:

HCB 1, relating to public employee retirement systems.

HCB 2, relating to department of conservation timber sales.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 894, HS HB 513, HS HB 152, HB 474, HCS HB 785, HB 991, HB 212, HB 297, HB 370, HB 570, and HB 708 were placed back on the House Bills for Perfection Calendar.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Morse	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 67	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Clemens	Eggleston	Gregory 96	Mosley	Pietzman
Price IV	Roeber	Simmons	Stacy	Windham

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 2** was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mayhew	McDaniel	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Davis	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Lovasco	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 005

Gregory 96	Pietzman	Roeber	Simmons	Windham
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 3** was read the third time and passed by the following vote:

AYES: 118

Andrews	Atchison	Bailey	Baker	Bangert
Baringer	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Mackey	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Barnes	Brown 27	Burnett	Burton	Clemens
Collins	Davis	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Lovasco	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 001

Roeber

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 4** was read the third time and passed by the following vote:

AYES: 113

Andrews	Atchison	Bailey	Baker	Bangert
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery

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Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 003

DeGroot	Griesheimer	Proudie
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ABSENT WITH LEAVE: 001

Roeber

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Coleman (97) raised a point of order that a member was in violation of Rule 84.

The Chair advised members to avoid personality and derogatory personal comments.

Representative Bailey raised a point of order that a member was in violation of Rule 84.

The Chair advised members to avoid personality and derogatory personal comments.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Pietzman	Pike	Plocher	Pollitt 52

Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Quade	Rogers	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 009

McDaniel	Perkins	Price IV	Proudie	Roeber
Rowland	Sauls	Sharp 36	Simmons	

VACANCIES: 001

On motion of Representative Smith (163), **HCS HB 5** was read the third time and passed by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Rowland	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 006

McDaniel	Roeber	Sauls	Sharp 36	Simmons
Veit				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 6** was read the third time and passed by the following vote:

AYES: 124

Aldridge	Andrews	Atchison	Bailey	Baker
Bangert	Baringer	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Busick
Butz	Chipman	Christofanelli	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123

Porter	Pouche	Price IV	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Van Schoiack	Wallingford	Walsh 50	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 031

Adams	Anderson	Appelbaum	Aune	Barnes
Brown 27	Burnett	Burton	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Person	Phifer	Quade
Rogers	Rowland	Stevens 46	Terry	Unsicker
Weber				

PRESENT: 001

Smith 67

ABSENT WITH LEAVE: 006

McDaniel	Roeber	Sharp 36	Simmons	Veit
Walsh Moore 93				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 7** was read the third time and passed by the following vote:

AYES: 121

Aldridge	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Butz	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner

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Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mackey	Mayhew	McGaugh	McGill
Morse	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Windham	Wright
Mr. Speaker				

NOES: 036

Adams	Anderson	Appelbaum	Barnes	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burton
Clemens	Collins	Davis	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Lovasco	McCreery	Merideth	Mosley
Phifer	Price IV	Quade	Rogers	Rowland
Sharp 36	Stevens 46	Turnbaugh	Unsicker	Weber
Young				

PRESENT: 000

ABSENT WITH LEAVE: 005

McDaniel	Roeber	Simmons	Veit	Walsh Moore 93
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 8** was read the third time and passed by the following vote:

AYES: 120

Aldridge	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton

DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 038

Adams	Anderson	Appelbaum	Barnes	Bland Manlove
Bosley	Brown 27	Burnett	Burton	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 001

Windham

ABSENT WITH LEAVE: 003

Hicks	Roeber	Veit
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 9** was read the third time and passed by the following vote:

AYES: 154

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McGaugh	McGill
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 005

Adams	Doll	McCreery	Merideth	Unsicker
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PRESENT: 000

ABSENT WITH LEAVE: 003

McDaniel	Roeber	Rone
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

Representative Windham raised a point of order that a member was in violation of Rule 84.

The Chair ruled the point of order not well taken.

On motion of Representative Smith (163), **HCS HB 10** was read the third time and passed by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	McDaniel	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 005

Roeber	Rone	Smith 155	Tate	Toalson Reisch
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 11** was read the third time and passed by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Trent	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 70	Burnett
Burton	Butz	Clemens	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 005

Aldridge	Bland Manlove	Bosley	Proudie	Smith 67
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ABSENT WITH LEAVE: 006

DeGroot	Derges	Roeber	Tate	Toalson Reisch
Van Schoiack				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 12** was read the third time and passed by the following vote:

AYES: 127

Aldridge	Andrews	Atchison	Bailey	Baker
Bangert	Baringer	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 163	Smith 67	Stacy
Stephens 128	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Trent	Turnbaugh	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 025

Adams	Appelbaum	Aune	Barnes	Brown 27
Burnett	Burton	Doll	Fogle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Phifer
Price IV	Quade	Rogers	Rowland	Sharp 36
Stevens 46	Unsicker	Walsh Moore 93	Weber	Windham

PRESENT: 002

Anderson	Proudie
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ABSENT WITH LEAVE: 008

DeGroot	Derges	Griffith	Person	Roeber
Smith 155	Tate	Toalson Reisch		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 13** was read the third time and passed by the following vote:

AYES: 156

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey

Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

DeGroot	Derges	Person	Roeber	Tate
Toalson Reisch				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 15** was read the third time and passed by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Deaton	DeGroot	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields

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Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davis	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Lovasco	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Young		

PRESENT: 002

Proudie	Windham
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ABSENT WITH LEAVE: 004

Derges	Roeber	Tate	Toalson Reisch
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bills were referred to the Committee indicated:

HC B 1 - Rules - Administrative Oversight

HC B 2 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 500 - Fiscal Review

HCS HB 1242 - Fiscal Review

HB 254 - Elementary and Secondary Education

HB 293 - Crime Prevention

HB 471 - Special Committee on Small Business

HB 516 - Health and Mental Health Policy

HB 517 - Downsizing State Government

HB 679 - General Laws

HB 781 - General Laws

HB 863 - Public Safety

HB 889 - Health and Mental Health Policy

HB 1004 - Special Committee on Small Business
HB 1138 - Emerging Issues
HB 1215 - Special Committee on Small Business
HB 1280 - Special Committee on Small Business
HB 1335 - Emerging Issues
HB 1365 - Local Government
HB 1436 - Conservation and Natural Resources

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SBs 153 & 97 - Ways and Means
SB 226 - Ways and Means

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 742**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Copeland, Kelley (127), Sauls, Seitz, Sharp (36) and West

Noes (2): Aldridge and Davis

Absent (2): Hovis and Roberts

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 848**, **HB 617** and **HB 822**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bailey, Baker, Bangert, Lovasco, Person, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (1): Unsicker

Absent (3): Gray, Owen and Perkins

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1222** and **HB 1342**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Baker, Lovasco, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bailey, Bangert, Person and Unsicker

Absent (3): Gray, Owen and Perkins

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1180**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Boggs, Deaton, Grier, Gunby, Johnson, Riggs, Smith (155) and Trent

Noes (0)

Absent (3): Baker, Barnes and Cupps

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SB 22**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Boggs, Deaton, Grier, Gunby, Johnson, Riggs, Smith (155) and Trent

Noes (0)

Absent (3): Baker, Barnes and Cupps

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 49**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Adams, Baringer, McGaugh, Schwadron, Simmons, Toalson Reisch and Windham

Noes (2): Shaul and Stacy

Absent (1): Coleman (32)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 665**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, McGaugh, Schwadron, Shaul, Simmons, Stacy, Toalson Reisch and Windham

Noes (0)

Absent (1): Coleman (32)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 734**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Billington, Clemens, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Rowland, Sander, Shaul and Thompson

Noes (0)

Absent (2): Butz and Trent

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 251**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Davis, Ellebracht, Evans, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (3): Coleman (97), Mackey and Reedy

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 451**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Davis, Ellebracht, Evans, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (2): Coleman (97) and Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 467**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Davis, Ellebracht, Evans, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (2): Coleman (97) and Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 758**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Davis, Ellebracht, Evans, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (2): Coleman (97) and Mackey

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1094**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Falkner, Fishel, Gray, Hannegan, Hudson, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (3): Baringer, Burger and Perkins

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1209**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Falkner, Fishel, Gray, Hannegan, Hudson, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (3): Baringer, Burger and Perkins

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 647** and **HB 841**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Buchheit-Courtway, Copeland, Hovis, Kalberloh, Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4) and Stephens (128)

Noes (5): Appelbaum, Bosley, Burton, Lewis (25) and Turnbaugh

Absent (1): Haffner

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 1266**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4) and Stephens (128)

Noes (0)

Absent (2): Haffner and Turnbaugh

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 544**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Bromley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 630**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1111**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Bromley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1238**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Bromley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Bromley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1306**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Bromley

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 339**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 396**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill and Kelly (141)

Noes (3): Aune, Proudie and Rogers

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 402**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 446**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 494**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (1): Aune

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 731**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 771**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (1): Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 914**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1061**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (1): Hill

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1320**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1345**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 176** entitled:

An act to amend chapter 304, RSMo, by adding thereto one new section relating to personal delivery devices.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 289** entitled:

An act to repeal section 590.030, RSMo, and to enact in lieu thereof one new section relating to peace officer license requirements.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 333** entitled:

An act to repeal section 394.120, RSMo, and to enact in lieu thereof two new sections relating to nonprofit organizations.

In which the concurrence of the House is respectfully requested.

Read the first time.

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bill, having remained on the Informal Calendar for ten legislative days, was laid on the table and dropped from the Calendar: **HCS HB 942**.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Tuesday, April 6, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 6, 2021, 1:30 PM, House Hearing Room 7.

Executive session will be held: HB 594, HB 975

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, April 6, 2021, 12:30 PM, Joint Hearing Room (117).

Public hearing will be held: HB 21

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 431, HB 1276, HB 852

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 517

Executive session will be held: HB 511, HJR 11

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1399, HB 26, HJR 48, HB 680

Executive session will be held: HJR 34, HB 925

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 743, HB 1360, HB 1381, HB 254, HB 368

Executive session will be held: HB 64, HB 465, HB 872

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, April 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1335, HB 1138

Executive session will be held: HB 1174

Executive session may be held on any matter referred to the committee.

Added HB 1335 and HB 1138.

AMENDED

ETHICS

Tuesday, April 6, 2021, 12:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel matters).

FISCAL REVIEW

Tuesday, April 6, 2021, 3:45 PM, House Hearing Room 4.

Executive session will be held: HJR 6, HB 60, HS HCS HB 306

Executive session may be held on any matter referred to the committee.

Time changed.

CORRECTED

GENERAL LAWS

Tuesday, April 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 671, HB 95, HB 154

Executive session will be held: HB 816, HB 1068, HB 919, HB 1291, HB 628

Executive session may be held on any matter referred to the committee.

Corrected to change HB 628 to executive session.

AMENDED

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Remote testimony will be considered on: HB 751

Executive session may be held on any matter referred to the committee.

INSURANCE

Wednesday, April 7, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 907

Executive session will be held: HB 240

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Tuesday, April 6, 2021, 2:30 PM, House Hearing Room 1.

Executive session will be held: HB 297

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 1365

Executive session will be held: HB 807

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation by Public School and Education Employee Retirement Systems of Missouri
(PSRS/PEERS).

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Follow up discussion with the Department of Social Services, Director Jennifer Tidball on the
operations, funding, and claim handling.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, April 6, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 900

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 8, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 6. In person and written testimony
will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 13, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 5. In person and written testimony
will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 15, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 4. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 20, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 3. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 22, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 2. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, April 27, 2021, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of MO Congressional District 1. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, April 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1004, HB 1280

Executive session will be held: HB 766, HB 838, HB 851, HB 1008, HB 1288

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, April 7, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 569, HB 1319, HB 1205, HB 1355, HB 1029

Executive session will be held: SCS SB 49, HB 1230, HB 1259, HB 1413, HB 1217, HB 1150

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 7, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1164, HB 1378

Executive session will be held: HCR 9

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, April 6, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 1056

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, April 7, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 425, HB 688, HJR 57

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-EIGHTH DAY, TUESDAY, APRIL 6, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HCS HB 782 - Trent

HB 920 - Baker

HCS HB 307 - Griesheimer

HB 316 - Toalson Reisch

HB 894 - Riggs

HS HB 513 - Smith (155)

HS HB 152 - Rone

HB 474 - Trent

HCS HB 785 - Hicks

HB 991 - Smith (163)

HB 212 - Hill
HB 297, (Legislative Review 3/30/21) - Wallingford
HB 370 - Christofanelli
HB 570 - Basye
HB 708 - Trent
HCS HB 27 - Walsh (50)
HB 259 - Evans
HCS HB 402 - Mosley
HCS HB 475 - Grier
HB 1069 - Evans
HB 1088 - Hovis
HCS HB 1202 - Fitzwater
HCS HB 439 - Davidson

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 876, as amended (Legislative Review 3/31/21) - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey
HCS HB 1095 - Deaton
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HCS HB 214 - Hill
HCS HB 229 - Basye
HCS HB 248 - Coleman (32)
HB 253 - Fishel
HB 261 - Black (137)
HB 299 - Wallingford
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441 - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks

HCS HB 555 - Eggleston
HCS HB 589 - Knight
HB 604 - Gregory (51)
HCS HB 682 - Chipman
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer
HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 491 - Grier
HB 678 - Eggleston

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 6, (Fiscal Review 3/30/21) - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 946 - Hill
HS HCS HB 306, (Fiscal Review 3/30/21), E.C. - Griesheimer
HB 60, (Fiscal Review 3/30/21) - Schnelting
HCS HB 1236, E.C. - Smith (163)
HCS HB 1242, (Fiscal Review 4/1/21), E.C. - Evans
HB 167 - Hardwick
HB 563 - Owen
HB 391 - Griffith
HCS HB 252 - Fishel
HB 500, (Fiscal Review 4/1/21) - Schroer
HB 661 - Ruth
HCS HB 744 - Roberts

SENATE BILLS FOR SECOND READING

SS SB 176
SS SCS SB 289
SS SB 333

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-NINTH DAY, MONDAY, MARCH 22, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Steve Butz.

Dear Heavenly Father, we thank You for this new day and the promise of springtime, which reminds us of Your never-ending love, most especially as we look forward to Holy Week and Easter Sunday.

Look kindly upon us, Your servants, this afternoon as we get back to our work here in this chamber.

We ask that You keep our hearts, minds, and wills focused on what is in the best interest of Your people as we endeavor to serve our fellow citizens.

Never let us lose sight of those less fortunate.

Grant, we pray, the ability to lead with a true servant's heart.

Forgive us our sins, as we forgive those who sin against us.

In Jesus' name.

May the House say "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-eighth day was approved as printed by the following vote:

AYES: 138

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Cook
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kidd

Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 004

Bland Manlove	Bosley	Collins	Rowland
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PRESENT: 001

Unsicker

ABSENT WITH LEAVE: 019

Aldridge	Burnett	Coleman 97	Copeland	Gregory 96
Kelly 141	McDaniel	Mosley	Patterson	Person
Pietzman	Proudie	Roden	Rogers	Rone
Sauls	Smith 155	Trent	Windham	

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 4, relating to motor vehicles, with penalty provisions, an effective date for a certain section, and an emergency clause for certain sections.

SS SB 6, relating to insurance.

SB 9, relating to prisoner complaints against a psychologist's license.

SS SCS SB 43, relating to hearing aids covered by health benefit plans.

SS SB 64, relating to distributors of hypodermic needles, with penalty provisions.

SB 86, relating to the use of public funds in elections, with penalty provisions.

SS SCS SB 106, relating to financial institutions.

SB 128, relating to the inmate canteen fund, with an emergency clause for certain sections.

SS SCS SB 152, relating to education with an emergency clause for certain sections.

SS SCS SBs 153 & 97, relating to taxation, with penalty provisions and effective dates for certain sections.

SB 226, relating to sales tax filing periods, with existing penalty provisions.

SS SB 258, relating to classification of Missouri National Guard members.

SS#2 SCS SB 262, relating to transportation, with penalty provisions and an emergency clause for certain sections.

SB 330, relating to the occupational therapy licensure compact.

SB 377, relating to landowner liability.

PERFECTION OF HOUSE BILLS

HCS HB 472, relating to election tabulating software, was placed on the Informal Calendar.

HCS#2 HB 69, relating to keeping records for the sale of metal, was taken up by Representative Billington.

On motion of Representative Billington, the title of **HCS#2 HB 69** was agreed to.

Representative Billington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute No. 2 for House Bill No. 69, Page 2, Section 407.300, Lines 20-23, by deleting said lines and inserting in lieu thereof the following:

"3. The records required under this section shall be maintained for a minimum of"; and

Further amend said bill, page, and section, Line 26, by deleting the numbers "[4-] 5."; and inserting in lieu thereof the number "4."; and

Further amend said bill, page, and section, Line 28, by deleting the numbers "[5-] 6."; and inserting in lieu thereof the number "5."; and

Further amend said bill, Pages 2-5, Section 570.030, Lines 1-89, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Billington, **House Amendment No. 1** was adopted.

On motion of Representative Billington, **HCS#2 HB 69, as amended**, was adopted.

On motion of Representative Billington, **HCS#2 HB 69, as amended**, was ordered perfected and printed.

HB 478, HCS HB 303, HB 317, and HCS HB 369 were placed on the Informal Calendar.

HB 542, relating to the occupational therapy licensure compact, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HB 542** was agreed to.

On motion of Representative Shields, **HB 542** was ordered perfected and printed.

HCS HB 602, relating to emergency orders, was placed on the Informal Calendar.

HB 627, relating to savings accounts for education expenses, was taken up by Representative Patterson.

On motion of Representative Patterson, the title of **HB 627** was agreed to.

On motion of Representative Patterson, **HB 627** was ordered perfected and printed.

HCS HB 944, relating to unlawful use of weapons, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HS HB 533, relating to intoxicating liquor, was taken up by Representative Knight.

On motion of Representative Knight, the title of **HS HB 533** was agreed to.

On motion of Representative Knight, **HS HB 533** was adopted.

On motion of Representative Knight, **HS HB 533** was ordered perfected and printed.

HB 202, relating to random acts of kindness day, was taken up by Representative McGirl.

On motion of Representative McGirl, the title of **HB 202** was agreed to.

On motion of Representative McGirl, **HB 202** was ordered perfected and printed.

HB 380, relating to flashing lights on motor vehicles, was taken up by Representative Walsh (50).

On motion of Representative Walsh (50), the title of **HB 380** was agreed to.

Representative Walsh (50) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 380, Page 2, Section 307.175, Lines 19-24, by deleting all of said lines and inserting in lieu thereof the following:

"equipment in a work zone may display fixed, flashing, or rotating lights under this subdivision."; and

Further amend said bill, page, and section, Line 41, by deleting all of said line and inserting in lieu thereof the following:

"services, or sewer services, whether privately, municipally, or cooperatively owned;

(d) Vehicles and equipment owned, leased, or operated by a coroner, medical examiner, or forensic investigator of the county medical examiner's office or a similar entity, when responding to a crime scene, motor vehicle accident, workplace accident, or any location at which the services of such professionals have been requested by a law enforcement officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walsh (50) moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Walsh (50), **HB 380** was ordered perfected and printed.

HCS HB 369, relating to liability for prescribed burns, was taken up by Representative Taylor (48).

On motion of Representative Taylor (48), the title of **HCS HB 369** was agreed to.

On motion of Representative Taylor (48), **HCS HB 369** was adopted.

On motion of Representative Taylor (48), **HCS HB 369** was ordered perfected and printed.

HCS HB 384, relating to workers' compensation, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS HB 384** was agreed to.

On motion of Representative Veit, **HCS HB 384** was adopted.

On motion of Representative Veit, **HCS HB 384** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 529, relating to biodiesel fuel, was placed on the Informal Calendar.

HS HB 432, relating to the birth match program, was placed on the Informal Calendar.

HB 850, relating to constitutional amendments, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **HB 850** was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Nurrenbern	Phifer	Proudie
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 009

Gray	Hardwick	Kidd	McDaniel	Mosley
Person	Pietzman	Price IV	Rone	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

COMMITTEE REPORTS

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 378**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 1061**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Appelbaum, Buchheit-Courtway, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (3): Bosley, Burton and Copeland

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1178**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Brown (16), Gregory (51), Haley, Hurlbert, Railsback, Sharpe (4), Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (4): Bangert, Henderson, Lewis (6) and Person

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 543, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (4): Houx, Shaul, Veit and Wiemann

Noes (1): McCreery

Absent (4): Burnett, Hicks, Kelly (141) and Taylor (139)

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 738, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (4): Houx, Shaul, Veit and Wiemann

Noes (1): McCreery

Absent (4): Burnett, Hicks, Kelly (141) and Taylor (139)

HOUSE COMMITTEE BILL AUTHORIZATIONS

March 22, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

The Standing Committee on Pensions has been authorized to introduce upon report a House Committee Bill relating to Public Employee Retirement Systems.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

Authorized as **House Committee Bill No. 1.**

The following members' presence was noted: Mosley and Person.

ADJOURNMENT

On motion of Representative Kelly (141), the House adjourned until 10:00 a.m., Tuesday, March 23, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 23, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1296, SB 37, HB 645

Executive session may be held on any matter referred to the committee.

Removed HB 594.

AMENDED

BUDGET

Tuesday, March 23, 2021, 8:15 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Review Committee Substitutes for HBs 1-13, HB 15, and HB 20.

CANCELLED

BUDGET

Thursday, March 25, 2021, 8:15 AM, Joint Hearing Room (117).

Public hearing will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15, HB 20

Executive session will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15, HB 20

Executive session may be held on any matter referred to the committee.

Markup - House Bills 1-13, HB 15, and HB 20.

DOWNSIZING STATE GOVERNMENT

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 822, HB 617, HB 848, HB 1222, HB 1342

Executive session will be held: HB 36, HB 213, HB 664, HB 1444

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 24, 2021, 12:00 PM or upon recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HJR 49, HB 1404, HB 1427, HB 665

Executive session will be held: HB 842, HJR 42

Executive session may be held on any matter referred to the committee.

Added HB 665.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 23, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 101, HB 580, HB 581, HB 608

Executive session will be held: HB 37, HB 1314, HB 108, HB 639

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, March 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SB 38, HB 1124, HB 314, HCR 48

Executive session will be held: HB 439, SB 189, HB 1135, HB 695, HB 1325

Executive session may be held on any matter referred to the committee.

Added SB 189, HB 1135, HB 695, and HB 1325.

AMENDED

FISCAL REVIEW

Tuesday, March 23, 2021, 9:45 AM, House Hearing Room 4.

Executive session will be held: HS HB 432

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, March 23, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1357

Executive session will be held: HB 1022, HB 1126, HB 1156

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 25, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 778, HB 1094, HB 1209

Executive session will be held: HB 445, HB 718, HB 1048, HCR 47

Executive session may be held on any matter referred to the committee.

Removed HB 790.

AMENDED

PENSIONS

Wednesday, March 24, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1157, HB 897, HB 828, HCB 1

Executive session will be held: HB 1229

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, March 23, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 396, HB 1120, HB 1249

Executive session will be held: HB 1091

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, March 23, 2021, 1:40 PM, House Hearing Room 4.

Executive session will be held: HCS HB 160, HB 161, HCS HB 248, HB 261, HB 299, HB 367, HB 381, HB 1088, HJR 13, HJR 17

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, March 23, 2021, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HJR 47, HCS HJR 55, HCS HB 320, HB 338, HB 340, HB 347, HB 395, HB 525, HCS HB 629, HCS HB 689, HB 1070, HB 507, HCS HBs 1141 & 1067, HCS HB 1236

Executive session may be held on any matter referred to the committee.

Adding HB 507, HCS HB 1141 & 1069, and HCS HB 1236.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, March 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1266, HB 647

Executive session will be held: HB 1320, HB 1239, HB 601, HB 906

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, March 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 38, HB 460, HB 750, HB 1363

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1204

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, March 23, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 997, HB 1064, HB 1119

Executive session will be held: HB 1304

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, March 25, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Informational purposes.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, March 23, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 279, HB 354, HB 489, HB 726, HB 765, HB 1279

Executive session will be held: HB 914, HB 931, HB 1023, HB 1408

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, March 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1111, HB 544, HB 1238, HB 1289, HB 1306, HB 1230, HB 1403, HB 1153, HB 630

Executive session will be held: HB 1437, HB 1367, HB 930, HB 1270

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 835, HB 1334

Executive session will be held: HB 397, HB 524

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1406, HB 1407, HJR 39

Executive session will be held: HB 1139

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTIETH DAY, TUESDAY, MARCH 23, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 22 - Eggleston

HCS HJRs 23 & 38 - Black (137)

HJR 26 - Falkner

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HS HCS HB 543 - Pollitt (52)

HS HCS HB 738 - Shaul

HCS HB 137 - Richey

HCS HBs 557 & 560 - Veit
HCS HB 697 - DeGroot
HB 834 - Wright
HCS HB 946 - Hill
HCS HBs 1123 & 1221 - Kelly (141)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 60 - Schnelting
HB 387 - Bailey
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 530 - Evans
HCS HB 592 - Fitzwater
HCS HB 733 - Patterson
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 488 - Hicks
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann

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HB 317 - Toalson Reisch

HCS HB 602 - Grier

HCS HB 944 - Reedy

HOUSE BILLS FOR PERFECTION - CONSENT

(03/22/2021)

HB 100 - Sharp (36)

HB 262 - Black (137)

HB 296 - Wallingford

HB 298 - Wallingford

HB 404 - Aldridge

HB 449 - Tate

HB 522 - Windham

HB 640 - Morse

HCS HB 676 - Coleman (97)

HB 763 - Chipman

HB 1053 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie

HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner

HS HB 432, (Fiscal Review 3/11/21) - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye

HB 273 - Hannegan

HB 687 - Riley

HB 585 - Houx

HB 76 - Murphy

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTIETH DAY, TUESDAY, MARCH 23, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The Eternal God is thy refuge, and underneath are the everlasting arms. (Deuteronomy 33:27)

O Eternal God, our Heavenly Guide, who is the refuge and strength of all who put their trust in You, grant to us a real measure of Your power, as we lift our hearts to You in prayer this morning. You are the Creator of all people and we are Your children. Help us to love You as children ought to love their parents, with purity and humility. Help us to respect one another as we ought to respect one another, in all sincerity and truth. In this free land may we learn to live together in peace and justice.

Bless our state during its bicentennial with your continued presence, and may we be Your servants for peace, for freedom, and for truth for our citizens now and forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jacob Aaron Cochran, Leah Nicole Cochran, and Anna Nadine Cochran.

The Journal of the thirty-ninth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HB 432**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Griesheimer

THIRD READING OF HOUSE BILLS - INFORMAL

HS HB 432, relating to the birth match program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HS HB 432** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bailey	Baker	Knight	McDaniel	Pietzman
Roeber	Rone	Simmons	Stephens 128	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

Speaker Pro Tem Wiemann assumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 306, relating to gifted children, was taken up by Representative Griesheimer.

Representative Griesheimer moved that the title of **HCS HB 306** be agreed to.

Representative Griesheimer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 306, Page 1, In The Title, Lines 2-3, by deleting the phrase "**gifted children**" to "**educational opportunities for elementary and secondary students**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Griesheimer, **House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 306, Page 2, Section 162.720, Line 42, by inserting after all of said section and line the following:

"166.400. Sections 166.400 to 166.455 shall be known and may be cited as the "Missouri Education [Savings] Program".

166.410. [Definitions.] As used in sections 166.400 to 166.455, except where the context clearly requires another interpretation, the following terms mean:

- (1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified education expenses at an eligible educational institution;
- (2) "Benefits", the payment of qualified education expenses on behalf of a beneficiary from a savings account during the beneficiary's attendance at an eligible educational institution;
- (3) "Board", the Missouri education [savings] program board established in section 166.415;
- (4) "Eligible educational institution", an ~~[institution of postsecondary education]~~ **eligible educational institution** as defined in Section ~~[529(e)(5)]~~ **529** of the Internal Revenue Code, ~~[and institutions of elementary and secondary education as provided in Sections 529(e)(7) and 529(e)(3) of the Internal Revenue Code,]~~ as amended;
- (5) "Financial institution", a bank, insurance company or registered investment company;
- (6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;
- (7) "Missouri education [savings] program" or "[savings] program", the program created pursuant to sections 166.400 to 166.455;
- (8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.400 to 166.455 for the advance payment of qualified education expenses on behalf of a beneficiary;
- (9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.400 to 166.455; and
- (10) "Qualified higher education expenses" or "qualified education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section ~~[529(e)(3)]~~ **529** of the Internal Revenue Code, as amended.

166.415. 1. There is hereby created the "Missouri Education [Savings] Program". The program shall be administered by the Missouri education [savings] program board which shall consist of the Missouri state treasurer who shall serve as chairman, the commissioner of the department of higher education and workforce development, the commissioner of education, the commissioner of the office of administration, the director of the department of economic development, two persons having demonstrable experience and knowledge in the areas of finance or the investment and management of public funds, one of whom is selected by the president pro tem of the senate and one of whom is selected by the speaker of the house of representatives, and one person having demonstrable experience and knowledge in the area of banking or deposit rate determination and placement of depository certificates of deposit or other deposit investments. Such member shall be appointed by the governor with the advice and consent of the senate. The three appointed members shall be appointed to serve for terms of four years from the date of appointment, or until their successors shall have been appointed and shall have qualified. The members of the board shall be subject to the conflict of interest provisions of section 105.452. Any member who violates the conflict of interest provisions shall be removed from the board. In order to establish and administer the [savings] program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri education [savings] program and, notwithstanding any provision of sections 166.400 to 166.455 to the contrary, the [savings] programs and services consistent with the purposes and objectives of sections 166.400 to 166.455;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.400 to 166.455, to permit the [savings] program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code and to ensure the [savings] program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution for investment services, and their families, including special programs and materials to inform families with young children regarding methods for financing education and training;

(4) Enter into agreements with any financial institution, the state or any federal or other agency or entity as required for the operation of the [savings] program pursuant to sections 166.400 to 166.455;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the [savings] program;

(7) Invest the funds received from participants in appropriate investment instruments to achieve long-term total return through a combination of capital appreciation and current income;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.400 to 166.455 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the [savings] program;

(11) Effectuate and carry out all the powers granted by sections 166.400 to 166.455, and have all other powers necessary to carry out and effectuate the purposes, objectives and provisions of sections 166.400 to 166.455 pertaining to the [savings] program; and

(12) Procure insurance, guarantees or other protections against any loss in connection with the assets or activities of the [savings] program.

2. Any member of the board may designate a proxy for that member who will enjoy the full voting privileges of that member for the one meeting so specified by that member. No more than three proxies shall be considered members of the board for the purpose of establishing a quorum.

3. Four members of the board shall constitute a quorum. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. No action shall be taken by the board except upon the affirmative vote of a majority of the members present.

4. The board shall meet within the state of Missouri at the time set at a previously scheduled meeting or by the request of any four members of the board. Notice of the meeting shall be delivered to all other trustees in person or by depositing notice in a United States post office in a properly stamped and addressed envelope not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

5. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. For new contracts entered into after August 28, 2012, board members shall study investment plans of other states and contract with or negotiate to provide benefit options the same as or similar to other states' qualified plans for the purpose of offering additional options for members of the plan. The board may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of ~~his or her~~ **the member's** position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

6. No investment transaction authorized by the board shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment.

7. No trustee or employee of the ~~savings~~ program shall receive any gain or profit from any funds or transaction of the ~~savings~~ program. Any trustee, employee or agent of the ~~savings~~ program accepting any gratuity or compensation for the purpose of influencing such trustee's, employee's or agent's action with respect to the investment or management of the funds of the ~~savings~~ program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery.

166.420. 1. The board may enter into ~~savings~~ program participation agreements with participants on behalf of beneficiaries pursuant to the provisions of sections 166.400 to 166.455, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the ~~savings~~ program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) The execution of a participation agreement by the board shall not guarantee that the beneficiary named in any participation agreement will be admitted to an eligible educational institution, be allowed to continue to attend an eligible educational institution after having been admitted or will graduate from an eligible educational institution;

(4) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(5) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(6) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount ~~which~~ **that** may be contributed annually ~~by a participant~~ with respect to a beneficiary.

3. The board shall establish a total contribution limit for savings accounts established under the ~~savings~~ program with respect to a beneficiary to permit the ~~savings~~ program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code. No contribution may be made to a savings account for a beneficiary if it would cause the balance of all savings accounts of the beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a beneficiary from exceeding what is necessary to provide for the qualified education expenses of the beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ~~savings~~ program to qualify pursuant to section 166.435. Any contributions or earnings that are withdrawn or distributed from a savings account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 166.430.

166.425. All money paid by a participant in connection with participation agreements shall be deposited as received and shall be promptly invested by the board. Contributions and earnings thereon accumulated on behalf of participants in the [savings] program may be used, as provided in the participation agreement, for qualified education expenses. Such contributions and earnings shall not be considered income for purposes of determining a participant's eligibility for financial assistance under any state student aid program.

166.435. 1. Notwithstanding any law to the contrary, the assets of the [savings] program held by the board, the assets of any deposit program authorized in section 166.500, and the assets of any qualified tuition [savings] program established pursuant to Section 529 of the Internal Revenue Code and any income therefrom shall be exempt from all taxation by the state or any of its political subdivisions. Income earned or received from the [savings] program, deposit, or other qualified tuition [savings] programs established under Section 529 of the Internal Revenue Code, or refunds of qualified education expenses received by a beneficiary from an eligible educational institution in connection with withdrawal from enrollment at such institution which are contributed within sixty days of withdrawal to a qualified tuition [savings] program of which such individual is a beneficiary shall not be subject to state income tax imposed pursuant to chapter 143 and shall be eligible for any benefits provided in accordance with Section 529 of the Internal Revenue Code. The exemption from taxation pursuant to this section shall apply only to assets and income maintained, accrued, or expended pursuant to the requirements of the [savings] program established pursuant to sections 166.400 to 166.455, the deposit program established pursuant to sections 166.500 to 166.529, and other qualified tuition [savings] programs established under Section 529 of the Internal Revenue Code, and no exemption shall apply to assets and income expended for any other purposes. Annual contributions made to the [savings] program held by the board, the deposit program, and any qualified tuition [savings] program established under Section 529 of the Internal Revenue Code up to and including eight thousand dollars per [participating] taxpayer, and up to sixteen thousand dollars for married individuals filing a joint tax return, shall be subtracted in determining Missouri adjusted gross income pursuant to section 143.121.

2. If any deductible contributions to or earnings from any such program referred to in this section are distributed and not used to pay qualified education expenses, not transferred as allowed by 26 U.S.C. Section 529(c)(3)(C)(i), as amended, and any Internal Revenue Service regulations or guidance issued in relation thereto, or are not held for the minimum length of time established by the appropriate Missouri board, then the amount so distributed shall be included in the Missouri adjusted gross income of the participant, or, if the participant is not living, the beneficiary.

3. The provisions of this section shall apply to tax years beginning on or after January 1, 2008, and the provisions of this section with regard to sections 166.500 to 166.529 shall apply to tax years beginning on or after January 1, 2004.

166.440. The assets of the [savings] program shall at all times be preserved, invested and expended only for the purposes set forth in this section and in accordance with the participation agreements, and no property rights therein shall exist in favor of the state.

166.456. All personally identifiable information concerning participants and beneficiaries of accounts established within the Missouri education [savings] program pursuant to sections 166.400 to 166.456 shall be confidential, and any disclosure of such information shall be restricted to purposes directly connected with the administration of the program.

166.502. As used in sections 166.500 to 166.529, except where the context clearly requires another interpretation, the following terms mean:

- (1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified higher education expenses at an eligible educational institution;
- (2) "Benefits", the payment of qualified higher education expenses on behalf of a beneficiary from a deposit account during the beneficiary's attendance at an eligible educational institution;
- (3) "Board", the Missouri education [savings] program board established in section 166.415;
- (4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code;
- (5) "Financial institution", a depository institution and any intermediary that brokers certificates of deposits;
- (6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;
- (7) "Missouri higher education deposit program" or "deposit program", the program created pursuant to sections 166.500 to 166.529;
- (8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.500 to 166.529 for the advance payment of qualified higher education expenses on behalf of a beneficiary;
- (9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.500 to 166.529;

(10) "Qualified higher education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code of 1986, as amended.

209.610. 1. The board may enter into ABLE program participation agreements with participants on behalf of designated beneficiaries pursuant to the provisions of sections 209.600 to 209.645, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the ABLE program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(4) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(5) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount of contributions which may be made annually to an ABLE account, which shall be the same as the amount allowed by 26 U.S.C. Section 529A of the Internal Revenue Code of 1986, as amended.

3. The board shall establish a total contribution limit for savings accounts established under the ABLE program with respect to a designated beneficiary which shall in no event be less than the amount established as the contribution limit by the Missouri education [savings] program board for qualified tuition [savings] programs established under sections 166.400 to 166.450. No contribution shall be made to an ABLE account for a designated beneficiary if it would cause the balance of the ABLE account of the designated beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a designated beneficiary from exceeding what is necessary to provide for the qualified disability expenses of the designated beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ABLE program to qualify as tax exempt pursuant to section 209.625. Any contributions or earnings that are withdrawn or distributed from an ABLE account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 209.620."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 2** was adopted.

Representative Shaul offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 306, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.545. 1. There is hereby established within the department of elementary and secondary education the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students:

(a) Earn credits toward any type of college degree while in high school; or

(b) Proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies ~~[which]~~ that will qualify a student for graduation from the school; and

(3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision (5) of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 or 9 of this section.

8. The department of higher education and workforce development shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection 11 of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least two years that meets the requirements of subsection 2 of this section and who has graduated from such a school; except that, students who are active duty military dependents, and students who are dependents of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty who meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the two-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school or through the semester immediately before taking the course for which reimbursement is sought as determined by rule of the department of higher education and workforce development, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department. **When determining whether a student has earned a minimal grade average in the 2019-20 or 2020-21 school years for purposes of this subdivision, the department shall apply the student's highest available high school grade average so that the student is not adversely affected by any negative change in the student's academic performance directly caused by the coronavirus named SARS-CoV-2, the international outbreak of respiratory disease named "coronavirus disease 2019" and abbreviated as "COVID-19", or any changes in methods of instruction implemented by the student's school district because of COVID-19. Any rule establishing a requirement that a student obtain a certain algebra end-of-course examination score or other applicable standardized test score, as determined by the department, shall not apply to a high school senior graduating in the 2020-21 school year; and**

(4) Who is a citizen or permanent resident of the United States.

9. The department of higher education and workforce development shall, by rule, establish a procedure for the reimbursement of the cost of tuition, and fees for any dual-credit or dual-enrollment course offered to a student in high school in association with an institution of higher education or vocational or technical school, subject to the requirements of subsection 11 of this section, for any student who meets the requirements established in subsection 8 of this section immediately before taking the course for which reimbursement is sought.

10. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

11. For a two-year private vocational or technical school to obtain reimbursements under subsection 8 or 9 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution.

12. The department of higher education and workforce development shall distribute reimbursements in the following manner:

(1) To community college or vocational or technical school students;

(2) After all students from subdivision (1) of this subsection have been reimbursed, to any dual-credit or dual-enrollment student on the basis of financial need."; and

Further amend said bill, Page 2, Section 162.720, Line 42, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to protect students from adverse impacts to student success in educational and career endeavors caused by COVID-19 and related disruptions in school routines, the repeal and reenactment of section 160.545 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 160.545 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 3** was adopted.

HCS HB 306, as amended, was laid over.

HB 530, relating to criminal offenses, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 530** was agreed to.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 530, Page 1, Section 556.046, Line 3, by deleting the word "proof" and inserting in lieu thereof the word "[~~proof~~] **evidence**"; and

Further amend said bill and section, Page 2, Line 10, by deleting the word "**proof**" and inserting in lieu thereof the word "**evidence**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1** was adopted.

On motion of Representative Evans, **HB 530, as amended**, was ordered perfected and printed.

HB 488, relating to utilities, was taken up by Representative Hicks.

On motion of Representative Hicks, the title of **HB 488** was agreed to.

Representative Black (137) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 488, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"386.895. 1. As used in this section the following terms shall mean:

(1) "Biogas", a mixture of carbon dioxide and hydrocarbons, primarily methane gas, released from the biological decomposition of organic materials;

(2) "Biomass", has the meaning given the term "qualified biomass" in section 142.028;

- (3) "Gas corporation", the same as defined in section 386.020;
 - (4) "Qualified investment", any capital investment in renewable natural gas infrastructure incurred by a gas corporation for the purpose of providing natural gas service under a renewable natural gas program;
 - (5) "Renewable energy sources", hydroelectric, geothermal, solar photovoltaic, wind, tidal, wave, biomass, or biogas energy sources;
 - (6) "Renewable natural gas", any of the following products processed to meet pipeline quality standards or transportation fuel grade requirements:
 - (a) Biogas that is upgraded to meet natural gas pipeline quality standards such that it may blend with, or substitute for, geologic natural gas;
 - (b) Hydrogen gas; or
 - (c) Methane gas derived from any combination of:
 - a. Biogas;
 - b. Hydrogen gas or carbon oxides derived from renewable energy sources; or
 - c. Waste carbon dioxide;
 - (7) "Renewable natural gas infrastructure", all equipment and facilities for the production, processing, pipeline interconnection, and distribution of renewable natural gas to be furnished to Missouri customers.
2. The commission shall adopt by rule a renewable natural gas program for gas corporations. Rules adopted by the commission under this section shall include:
- (1) Rules for reporting requirements; and
 - (2) Rules for establishing a process for gas corporations to fully recover incurred costs that are prudent, just, and reasonable associated with a renewable natural gas program. Such recovery shall not be permitted until the project is operational.
3. A filing by a gas corporation pursuant to the renewable natural gas program created in subsection 2 of this section shall include, but is not limited to:
- (1) A proposal to procure a total volume of renewable natural gas over a specific period; and
 - (2) Identification of the qualified investments that the gas corporation may make in renewable natural gas infrastructure.
4. A gas corporation may from time to time revise the filing submitted to the commission under this section.
5. Any costs incurred by a gas corporation for qualified investment that are prudent, just and reasonable may be recovered by means of an automatic rate adjustment clause.
6. When a gas corporation makes a qualified investment in the production of renewable natural gas, the costs associated with such qualified investment shall include the cost of capital established by the commission in the gas corporation's most recent general rate case.
7. Rules adopted by the commission under this section shall not prohibit an affiliate of a gas corporation from making a capital investment in a biogas production project if the affiliate is not a public utility as defined in section 386.020.
8. The public service commission may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (137), **House Amendment No. 1** was adopted.

Representative Lovasco offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 488, Page 1, Section 393.125, Line 1, by inserting after "**393.125.**" the number "**1.**"; and

Further amend said section and page, Line 6, by inserting after all of said line the following:

"2. No political subdivision of this state shall adopt or enforce an ordinance, resolution, regulation, code, or policy that requires or has the effect of requiring the connection of a private single-family residence to public water or sewer services if that residence is already served by an existing private well or septic system unless such existing installation was installed in violation of applicable ordinances at the time of installation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 2** was adopted.

Representative Hicks offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 488, Page 1, Section 393.125, Line 1, by inserting after the number "**393.125.**" the number "**1.**"; and

Further amend said bill, page, and section, Line 6, by inserting after said line the following:

"2. For purposes of this section, utility services shall include natural gas, propane gas, electricity, and any other form of energy provided to an end user customer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 3** was adopted.

On motion of Representative Hicks, **HB 488, as amended**, was ordered perfected and printed.

HB 387, relating to school district policies on restrictive behavioral interventions, was taken up by Representative Bailey.

On motion of Representative Bailey, the title of **HB 387** was agreed to.

On motion of Representative Bailey, **HB 387** was ordered perfected and printed.

On motion of Representative Plocher, the House recessed until 3:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 045

Anderson	Atchison	Aune	Bailey	Baringer
Basye	Brown 16	Busick	Coleman 97	Cook
Cupps	Davidson	Davis	DeGroot	Derges
Francis	Haden	Haffner	Hardwick	Hill
Kelley 127	Kelly 141	Lewis 6	Lovasco	McGaugh
McGill	Morse	Owen	Patterson	Perkins
Pollitt 52	Pollock 123	Railsback	Richey	Riggs
Roberts	Schroer	Seitz	Smith 67	Stacy
Taylor 139	Terry	Thompson	Van Schoiack	Walsh 50

NOES: 002

Fitzwater	Rowland
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PRESENT: 092

Adams	Andrews	Appelbaum	Bangert	Barnes
Billington	Black 137	Black 7	Boggs	Bromley
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Butz	Chipman	Christofanelli	Coleman 32	Collins
Copeland	Deaton	Dinkins	Doll	Eggleston
Evans	Falkner	Fishel	Gregory 51	Gregory 96
Griesheimer	Griffith	Gunby	Haley	Hannegan
Henderson	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kidd	Knight
Lewis 25	Mackey	Mayhew	McCreery	Merideth
Murphy	Nurrenbern	O'Donnell	Phifer	Pike
Plocher	Porter	Pouche	Proudie	Quade
Reedy	Riley	Roden	Rogers	Ruth
Sander	Sassmann	Schnelting	Schwadron	Sharp 36
Sharpe 4	Shaul	Shields	Smith 155	Smith 163
Stephens 128	Taylor 48	Thomas	Toalson Reisch	Trent
Turnbaugh	Unsicker	Veit	Wallingford	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

ABSENT WITH LEAVE: 023

Aldridge	Baker	Bland Manlove	Bosley	Burton
Clemens	Dogan	Ellebracht	Fogle	Gray
Grier	Hicks	McDaniel	Mosley	Person
Pietzman	Price IV	Roeber	Rone	Sauls
Simmons	Stevens 46	Tate		

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HS HCS HB 543, relating to admission of nonresident pupils, was placed on the Informal Calendar.

HS HCS HB 738, relating to elections, was placed on the Informal Calendar.

HCS HB 137, relating to funding for charter schools, was placed on the Informal Calendar.

HCS HBs 557 & 560, relating to the protection of children, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS HBs 557 & 560** was agreed to.

Representative Veit offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 557 & 560, Page 3, Section 210.143, Line 56, by inserting after all of said section and line the following:

"210.493. 1. Officers, managers, contractors, volunteers with access to children, employees, and other support staff of licensed residential care facilities and licensed child placing agencies in accordance with sections 210.481 to 210.536; owners of such residential care facilities who will have access to the facilities; and owners of such child placing agencies who will have access to children shall submit fingerprints and any information that the department requires to complete the background checks, as specified in regulations established by the department, to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks.

2. Officers, managers, contractors, volunteers with access to children, employees, and other support staff of residential care facilities subject to the notification requirements under sections 210.1250 to 210.1286; any person eighteen years of age or older who resides at or on the property of such residential care facility; any person who has unsupervised contact with a resident of the residential care facility; and owners of such residential care facilities who will have access to the facilities shall submit fingerprints and any information that the department requires to complete the background checks, as specified in regulations established by the department, to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks.

3. A background check shall include:

- (1) A Federal Bureau of Investigation fingerprint check;**
- (2) A search of the National Crime Information Center's National Sex Offender Registry; and**
- (3) A search of the following registries, repositories, or databases in Missouri, the state where the applicant resides, and each state where such applicant resided during the preceding five years:**
 - (a) The state criminal registry or repository, with the use of fingerprints being required in the state where the applicant resides and optional in other states;**
 - (b) The state sex offender registry or repository;**
 - (c) The state family care safety registry; and**
 - (d) The state-based child abuse and neglect registry and database.**

4. For the purposes this section and notwithstanding any other provision of law, "department" means the department of social services.

5. The department shall be responsible for background checks as part of a residential care facility or child placing agency application for licensure, renewal of licensure, or for license monitoring.

6. The department shall be responsible for background checks for residential care facilities subject to the notification requirements of sections 210.1250 to 210.1286.

7. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120, all records related to any criminal history information discovered shall be accessible and available to the department.

8. Fingerprints submitted to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks under this section shall be valid for a period of five years.

9. The department shall provide the results of the background check to the applicant in a statement that indicates whether the applicant is eligible or ineligible for employment or presence at the licensed residential care facility or licensed child placing agency. The department shall not reveal to the residential care facility or the child placing agency any disqualifying offense or other related information regarding the applicant. The applicant shall have the opportunity to appeal an ineligible finding.

10. The department shall provide the results of the background check to the applicant in a statement that indicates whether the applicant is eligible or ineligible for employment or presence at the residential care facility subject to the notification requirements of sections 210.1250 to 210.1286. The department shall not reveal to the residential care facility any disqualifying offense or other related information regarding the applicant. The applicant shall have the opportunity to appeal an ineligible finding.

11. An applicant shall be ineligible if the applicant:

- (1) Refuses to consent to the background check as required by this section;
- (2) Knowingly makes a materially false statement in connection with the background check as required by this section;
- (3) Is registered, or is required to be registered, on a state sex offender registry or repository or the National Sex Offender Registry;
- (4) Is listed as a perpetrator of child abuse or neglect under sections 210.109 to 210.183 or any other finding of child abuse or neglect based on any other state's registry or database; or
- (5) Has pled guilty or nolo contendere to or been found guilty of:
 - (a) Any felony for an offense against the person as defined in chapter 565;
 - (b) Any other offense against the person involving the endangerment of a child as prescribed by law;
 - (c) Any misdemeanor or felony for a sexual offense as defined in chapter 566;
 - (d) Any misdemeanor or felony for an offense against the family as defined in chapter 568;
 - (e) Burglary in the first degree as defined in section 569.160;
 - (f) Any misdemeanor or felony for robbery as defined in chapter 570;
 - (g) Any misdemeanor or felony for pornography or related offense as defined in chapter 573;
 - (h) Any felony for arson as defined in chapter 569;
 - (i) Any felony for armed criminal action as defined in section 571.015, unlawful use of a weapon as defined in section 571.030, unlawful possession of a firearm as defined in section 571.070, or the unlawful possession of an explosive as defined in section 571.072;
 - (j) Any felony for making a terrorist threat as defined in section 574.115, 574.120, or 574.125;
 - (k) A felony drug-related offense committed during the preceding five years; or
 - (l) Any similar offense in any federal, state, or other court of similar jurisdiction of which the department has knowledge.

12. Any person aggrieved by a decision of the department shall have the right to seek an administrative review. The review shall be filed with the department within fourteen days from the mailing of the notice of ineligibility. Any decision not timely appealed shall be final.

13. Any required fees shall be paid by the individual applicant, facility, or agency.

14. The department is authorized to promulgate rules, including emergency rules, to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section, shall be invalid and void."; and

Further amend said bill and page, Section 210.1253, Line 4, by deleting the word "services" and inserting in lieu thereof the phrase "services, or the children's division within the department of social services, as determined by the department"; and

Further amend said bill, Pages 4 to 6, Section 210.1263, Lines 1 to 74, by deleting all of said lines and inserting in lieu thereof the following:

"210.1263. Officers, managers, contractors, volunteers with access to children, employees, and other support staff of residential care facilities subject to the notification requirements under sections 210.1250 to 210.1286; any person eighteen years of age or older who resides at or on the property of such residential care facility; any person who has unsupervised contact with a resident of such residential care facility; and owners of such residential care facilities who will have access to the facilities shall undergo background checks under section 210.493."; and

Further amend said bill, Page 6, Section 210.1264, Lines 1 to 4, by deleting all of said lines and inserting in lieu thereof the following:

"210.1264. Upon request by the department or a law enforcement officer acting within the scope of his or her employment, any license-exempt residential care facility subject to the notification requirements of sections 210.1250 to 210.1286 shall provide a full census and demographic information of children at the residential care facility, including parental or other guardian contact information and a full list of officers, managers, contractors, volunteers with access to children, employees, and other support staff of the residential care facility; any person eighteen years of age or older who resides at or on the property of the residential care facility; and any person who has unsupervised contact with a resident of the residential care facility."; and

Further amend said bill, Page 7, Section 210.1271, Lines 5 to 6, by deleting all of the said lines and inserting in lieu thereof the following:

"custody of the parent or legal guardian or any other appropriate individual or entity in the discretion of the court, or refer the matter to the juvenile officer of the appropriate county for appropriate proceedings under chapter 211. Such action shall be brought in the circuit court of the"; and

Further amend said bill, page, and section, Lines 13 to 14, by deleting said lines and inserting in lieu thereof the following:

**"210.252;
(3) Failing to comply with background checks as required by section 210.493; or
(4) An immediate health, safety, or welfare concern for the children at the"; and**

Further amend said bill, page, and section, Line 19, by inserting after all of said line the following:

"3. If the court refers the matter to a juvenile officer, the court may also enter an order placing a child in the emergency, temporary protective custody of the children's division within the department, as provided under this section, for a period of time not to exceed five days. Such placement shall occur only if the children's division certifies to the court that the children's division has a suitable, temporary placement for the child and the court makes specific, written findings that:

- (1) It is contrary to the welfare of the child to remain in the residential care facility;**
- (2) That the parent or legal guardian is unable or unwilling to take physical custody of the child within that time; and**
- (3) There is no other temporary, suitable placement for the child.**

If the parent or legal guardian of the child does not make suitable arrangements for the custody and disposition of the child within five days of placement within the children's division, the child shall fall under the original and exclusive jurisdiction of the juvenile court under subdivision (1) or (2) of subsection 1 of section 211.031 and the juvenile officer shall file a petition with the juvenile court for further proceedings. Under no circumstances shall the children's division be required to retain care and custody of the child for more than five days without an order from the juvenile court.

4. The provisions of sections 452.700 to 452.930 shall apply and the court shall follow the procedures specified under section 452.755 for children who are placed at a residential care facility and who are from another state or country or are under the jurisdiction or authority of a court from another state."; and

Further amend said bill and page, Section 210.1280, Line 5, by inserting after the word "facility" the phrase "**, as provided in section 210.150"; and**

Further amend said bill and page, Section 210.1283, Lines 1 to 6, by deleting all of said lines and inserting in lieu thereof the following:

"210.1283. A person is guilty of a class B misdemeanor if such person subject to background check requirements knowingly fails to complete a background check, as described under sections 210.493 and 210.1263."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 1** was adopted.

On motion of Representative Veit, **HCS HBs 557 & 560, as amended**, was adopted.

On motion of Representative Veit, **HCS HBs 557 & 560, as amended**, was ordered perfected and printed.

HCS HB 697, relating to property assessment contracts for energy efficiency, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HCS HB 697** was agreed to.

Representative Hill offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 697, Page 7, Section 67.2816, Line 9, by inserting after the word **"properties."** the following:

"Provided that upon passing the examination, the clean energy development board and their program administrator shall be permitted to operate statewide in a free and competitive market, except that nothing shall prohibit a governing body of a municipality from opting out of statewide participation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative DeGroot, **HCS HB 697** was adopted.

On motion of Representative DeGroot, **HCS HB 697** was ordered perfected and printed.

HB 834, relating to payments for prescription drugs, was taken up by Representative Wright.

On motion of Representative Wright, the title of **HB 834** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 834, Page 4, Section 376.387, Lines 45-47, by deleting said lines; and

Further amend said section by renumbering accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Andrews	Atchison	Basye	Billington	Black 137
Bland Manlove	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Lovasco	Mayhew	McGaugh
McGirl	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Ruth	Sander	Sassmann	Schnelting	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 021

Bailey	Baker	Black 7	Coleman 32	Dogan
Francis	Gray	Houx	Hovis	Kidd
Knight	Lewis 6	McDaniel	Pietzman	Price IV
Roeber	Rone	Schroer	Smith 163	Stevens 46
Tate				

VACANCIES: 001

Representative Trent moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lovasco
Mayhew	McGaugh	McGill	Morse	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Ruth	Sander	Sassmann
Schnelting	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	Wiemann	Wright	Mr. Speaker	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Roden	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 019

Bailey	Baker	Bland Manlove	Coleman 32	Francis
Gray	Haden	Houx	Knight	Lewis 6
McDaniel	Murphy	Price IV	Roeber	Rone
Schroer	Stevens 46	Tate	West	

VACANCIES: 001

On motion of Representative Wright, **HB 834** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

Representative Plocher moved that **HCS HB 306, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 384 - Fiscal Review

HB 627 - Fiscal Review

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HCR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Basye, Brown (70), Burton, Cupps, Dinkins, Haden, Haley, Lewis (25), Mayhew, McCreery, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (6): Grier, Hill, Knight, McDaniel, Pietzman and Rone

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 37**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Basye, Black (7), Grier, Haffner, Hicks, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (6): Bangert, Brown (70), Mackey, Nurrenbern, Sharp (36) and Terry

Absent (4): Baker, Christofanelli, DeGroot and Dogan

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 108**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Basye, Black (7), Christofanelli, Grier, Haffner, Hicks, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (6): Bangert, Brown (70), Mackey, Nurrenbern, Sharp (36) and Terry

Absent (3): Baker, DeGroot and Dogan

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 639**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Bangert, Basye, Black (7), Brown (70), Grier, Haffner, Hicks, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (4): Baker, Christofanelli, DeGroot and Dogan

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1314**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Bangert, Basye, Black (7), Brown (70), Grier, Haffner, Hicks, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (4): Baker, Christofanelli, DeGroot and Dogan

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer and Trent

Noes (6): Ingle, Merideth, Rogers, Schwadron, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HJR 24**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (6): Brown (16), Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (6): Brown (16), Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HJR 60**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (6): Brown (16), Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 86**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (6): Brown (16), Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 402**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 971**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1165**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1212**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Boggs, Brown (16), Davidson, Hurlbert, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Rogers, Sharp (36) and Weber

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Appelbaum, Buchheit-Courtway, Cook, Haden, Johnson, Lewis (25), O'Donnell, Pollock (123), Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (2): Collins and Seitz

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1002**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

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Ayes (14): Appelbaum, Buchheit-Courtway, Cook, Haden, Johnson, Lewis (25), O'Donnell, Pollock (123), Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (2): Collins and Seitz

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 682**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Black (137), Chipman, Pike, Shields, Veit and Windham

Noes (2): Adams and Phifer

Present (1): Houx

Absent (3): Grier, Griesheimer and Stevens (46)

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 1091**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Cook, Hardwick, Phifer, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (4): Bland Manlove, McDaniel, Mosley and Schroer

Special Committee on Government Accountability, Chairman Gregory (96) reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 27**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baringer, Doll, Falkner, Gregory (96), Henderson, McGirl, Patterson, Proudie, Roden, Terry, Veit and Wiemann

Noes (0)

Absent (4): Knight, Mackey, Pollock (123) and Simmons

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1304**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), DeGroot, Hardwick, Riley, Rogers and Trent

Noes (1): Anderson

Absent (3): Christofanelli, Coleman (97) and Ellebracht

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 627**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Richey, Terry, Walsh (50) and Wiemann

Noes (1): Baringer

Absent (1): Griesheimer

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 13**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (1): Phiifer

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 17**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (2): Bosley and Phiifer

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 160**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson, Phiifer and Ruth

Noes (0)

Absent (4): Dogan, Ingle, Mackey and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 161**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 248**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (1): Phifer

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 261**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 299**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, McGaugh, Patterson, Phifer and Ruth

Noes (2): Bosley and Mackey

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 381**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1088**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 47**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Richey

Noes (2): Aune and Rogers

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 320**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 338**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 340**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 347**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 395**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 507**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie and Rogers

Noes (3): Bailey, Hill and Richey

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 525**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 689**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (2): Bailey and Hill

Present (1): Proudie

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1070**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1141 & 1067**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (0)

HOUSE COMMITTEE BILL AUTHORIZATIONS

March 23, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

The Standing Committee on Conservation and Natural Resources has been authorized to introduce upon report a House Committee Bill relating to Department of Conservation Timber Sales.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

Authorized as **House Committee Bill No. 2.**

COMMITTEE APPOINTMENTS

March 23, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Sean Pouche to serve on the Missouri Emergency Response Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Barry Hovis to the MoDOT and Patrol Employees' Retirement System (MPERS) Board.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

MESSAGES FROM THE GOVERNOR

The following executive order was received from His Excellency, Governor Michael L. Parson.

**EXECUTIVE ORDER
21-06**

WHEREAS, businesses are vital to communities, by providing jobs, services, and a stable tax base to fund critical public functions; and

WHEREAS, recent polls and data prove that businesses have experienced significant financial losses as a result of the COVID-19 pandemic, with disproportionate impacts to small businesses and minority-owned businesses, including those owned by women; and

WHEREAS, the State of Missouri has worked diligently since the beginning of the pandemic to allow businesses to remain open to the extent possible, to waive nearly 600 statutory and regulatory requirements in order to provide more flexibility while simultaneously safeguarding Missourians, to secure over \$11 billion in Small Business Administration low-interest loans for small businesses, and to coordinate comprehensive statewide testing, vaccination efforts, and personal protective equipment delivery; and

WHEREAS, Missouri's economy continues to show strong signs of recovery, with approximately 70 percent of jobs lost to COVID-19 being recovered, putting Missouri among the top tier of states for total economic recovery; and

WHEREAS, the State of Missouri must continue to prioritize economic recovery and support for small businesses for the benefit of all Missourians, especially those businesses that were forced to close due to no fault of their own; and

WHEREAS, Missourians and Missouri businesses are strong, resilient, and ready to get back to work; and

WHEREAS, the Hispanic Business, Trade and Culture Commission was created by Executive Order 05-43 in November 2005 and has been inactive since 2008.

NOW, THEREFORE I, MICHAEL PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby create and establish the Show Me Strong Recovery Task Force and rescind Executive Order 05-43.

The purpose of the Show Me Strong Recovery Task Force shall be to study and develop recommendations on ways to support small businesses, including minority-owned businesses, throughout the state. The Task Force shall also consider ways to better engage minority-owned businesses through existing economic development tools. The Task Force shall submit a report of its findings and recommendations to the Governor by December 31, 2021.

Task Force membership shall consist of the following members, to be appointed by the Governor:

1. One member of the restaurant or hospitality industry;
2. Three members of organizations that represent minority business owners;
3. A designee from the Missouri Department of Economic Development;
4. A designee from the Missouri Office of Equal Opportunity within the Missouri Department of Administration;
5. A designee from the Missouri Department of Labor and Industrial Relations;
6. A designee from the Missouri Department of Higher Education and Workforce Development;
7. The Missouri Chamber of Commerce and Industry and the Associated Industries of Missouri shall submit a list of three individuals each for the Governor to consider for membership on the Task Force. Individuals should represent geographical, ethnic, and gender diversity from across the state. The recommendations shall be submitted to the Office of the Governor within 30 days of this order; and
8. Such other members as the Governor may appoint.

The Governor shall designate a chair and co-chair of the Task Force.

The Department of Economic Development shall provide staff support for the Task Force.

Members of the Task Force shall not receive compensation for their duties as members of the Task Force, but may be reimbursed for necessary expenses associated with performing their duties, subject to the availability of funds.

The Task Force shall dissolve and this order will terminate as of December 31, 2021 unless reauthorized by subsequent Executive Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 22nd day of March, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

The following member's presence was noted: Baker.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, March 24, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, March 25, 2021, 8:15 AM, Joint Hearing Room (117).

Public hearing will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15, HB 20

Executive session will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15, HB 20

Executive session may be held on any matter referred to the committee.

Markup - House Bills 1-13, HB 15 and HB 20.

DOWNSIZING STATE GOVERNMENT

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 822, HB 617, HB 848, HB 1222, HB 1342

Executive session will be held: HB 36, HB 213, HB 664, HB 1444, HB 1243

Executive session may be held on any matter referred to the committee.

Added HB 1243.

AMENDED

ECONOMIC DEVELOPMENT

Thursday, March 25, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SS SB 22, HB 690, HB 1180

Executive session will be held: HB 379, HB 921

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 24, 2021, 12:00 PM or upon recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HJR 49, HB 1404, HB 1427, HB 665

Executive session will be held: HB 842, HJR 42

Executive session may be held on any matter referred to the committee.

Added HB 665.

AMENDED

ETHICS

Wednesday, March 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70, and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, March 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 518, HB 734

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 25, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, March 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 251, HB 451, HB 467, HB 758, HB 1315

Executive session will be held: HB 1069, HB 1416

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 25, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 778, HB 1094, HB 1209

Executive session will be held: HB 445, HB 718, HB 1048, HCR 47

Executive session may be held on any matter referred to the committee.

Removed HB 790.

AMENDED

PENSIONS

Wednesday, March 24, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1157, HB 897, HB 828, HCB 1

Executive session will be held: HB 1229

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, March 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1266, HB 647, HB 841

Executive session will be held: HB 1320, HB 1239, HB 601, HB 906

Executive session may be held on any matter referred to the committee.

Added HB 841.

AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Departmental discussion from Director Jennifer Tidball on the operations, funding, and claim handling of the Department of Social Services.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1204

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, March 25, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Informational purposes.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 8. In person and written testimony will be accepted.

TRANSPORTATION

Wednesday, March 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1111, HB 544, HB 1238, HB 1289, HB 1306, HB 1230, HB 1153, HB 630, HB 1259

Executive session will be held: HB 1437, HB 1367, HB 930, HB 1270

Executive session may be held on any matter referred to the committee.

Removed HB 1403 and added HB 1259.

AMENDED

UTILITIES

Wednesday, March 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 835, HB 1334

Executive session will be held: HB 524

Executive session may be held on any matter referred to the committee.

Removed HB 397.

AMENDED

WAYS AND MEANS

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1406, HB 1407, HJR 39

Executive session will be held: HB 1139

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-FIRST DAY, WEDNESDAY, MARCH 24, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 22 - Eggleston

HCS HJRs 23 & 38 - Black (137)

HJR 26 - Falkner

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HCS HB 946 - Hill

HCS HBs 1123 & 1221 - Kelly (141)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 60 - Schnelting

HCS HB 556 - Eggleston

HCS HB 577 - Riley

HB 92 - Taylor (139)

HB 158 - Hudson
HB 177 - Ellebracht
HB 295 - Roberts
HCS HB 306, as amended (Legislative Review 3/23/21) - Griesheimer
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HCS HB 592 - Fitzwater
HCS HB 733 - Patterson
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HS HCS HB 543 - Pollitt (52)
HS HCS HB 738 - Shaul
HCS HB 137 - Richey

HOUSE BILLS FOR PERFECTION - CONSENT

(03/22/2021)

HB 100 - Sharp (36)
HB 262 - Black (137)
HB 296 - Wallingford
HB 298 - Wallingford
HB 404 - Aldridge

HB 449 - Tate
HB 522 - Windham
HB 640 - Morse
HCS HB 676 - Coleman (97)
HB 763 - Chipman
HB 1053 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HCS#2 HB 69 - Billington
HB 542 - Shields
HB 627 - Patterson
HS HB 533 - Knight
HB 202 - McGirl
HB 380 - Walsh (50)
HCS HB 369 - Taylor (48)
HCS HB 384, (Fiscal Review 3/23/21) - Veit

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-FIRST DAY, WEDNESDAY, MARCH 24, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Great is our Lord and of great power: His understanding is infinite. (Psalm 147:5)

All powerful God, our Creator, who does reveal Yourself in numberless ways, deepen within us this day the sense of Your presence as we wait upon You in prayer. Strengthen us by Your spirit that no danger may overwhelm us, no difficulty may overcome us, no distress may overburden us, and no discouragement may cause us to turn aside from walking with You today. May Your graces sustain us in our labors, Your hand uphold us when we fall, Your joy make our hearts happy, and Your presence give us courage to face the experiences of this day unashamed and unafraid. Help us to grow in strength, in understanding, in never-ending joy, and may we ever commit our lives to goals for all in our Missouri.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Paul Schelp and Tim Bauer.

The Journal of the fortieth day was approved as printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HS HCS HB 543, relating to admission of nonresident pupils, was taken up by Representative Pollitt (52).

On motion of Representative Pollitt (52), the title of **HS HCS HB 543** was agreed to.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Atchison	Bailey	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Shaul	Shields
Simmons	Smith 155	Stacy	Tate	Taylor 139
Taylor 48	Thompson	Toalson Reisch	Trent	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Mr. Speaker

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Quade	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 017

Andrews	Baker	Bland Manlove	Deaton	McDaniel
Pietzman	Pollock 123	Proudie	Roden	Rogers
Rone	Sharpe 4	Smith 163	Stephens 128	Thomas
Veit	Wright			

VACANCIES: 001

On motion of Representative Pollitt (52), **HS HCS HB 543** was adopted.

On motion of Representative Pollitt (52), **HS HCS HB 543** was ordered re-perfected and printed.

HS HCS HB 738, relating to elections, was taken up by Representative Shaul.

On motion of Representative Shaul, the title of **HS HCS HB 738** was agreed to.

On motion of Representative Shaul, **HS HCS HB 738** was adopted.

On motion of Representative Shaul, **HS HCS HB 738** was ordered re-perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 228, relating to recordings of certain school district meetings, was taken up by Representative Basye.

On motion of Representative Basye, **HCS HB 228** was read the third time and passed by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roerber	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Andrews	Baker	Hovis	McDaniel	Pietzman
Roden	Rone	Sharpe 4	Stephens 128	Thomas

VACANCIES: 001

Speaker Vescovo declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roeber	Rogers	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Andrews	Baker	McDaniel	Pietzman	Price IV
Roberts	Roden	Rone	Sharpe 4	Stephens 128
Thomas				

VACANCIES: 001

HB 273, relating to the practice of shampooing, was taken up by Representative Hannegan.

On motion of Representative Hannegan, **HB 273** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rogers	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Pollock 123

PRESENT: 000

ABSENT WITH LEAVE: 011

Andrews	Bailey	Baker	Hicks	McDaniel
Pietzman	Roden	Rone	Sharpe 4	Stephens 128
Thomas				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 687, relating to motor vehicles, was taken up by Representative Riley.

On motion of Representative Riley, **HB 687** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Patterson	Perkins	Person	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roeber
Rogers	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Andrews	Bailey	Baker	McDaniel	Owen
Phifer	Pietzman	Roden	Rone	Sharpe 4
Stephens 128				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 585, relating to the right of sepulcher, was taken up by Representative Houx.

On motion of Representative Houx, **HB 585** was read the third time and passed by the following vote:

AYES: 154

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Andrews	Bailey	Baker	McDaniel	Pietzman
Roden	Rone	Sharpe 4		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 76, relating to newborn safety incubators, was taken up by Representative Murphy.

On motion of Representative Murphy, **HB 76** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

Bosley

PRESENT: 002

Bland Manlove Unsicker

ABSENT WITH LEAVE: 008

Andrews	Baker	Ellebracht	McDaniel	Owen
Pietzman	Rone	Sharpe 4		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

PERFECTION OF HOUSE REVISION BILLS

HCS HRB 1, for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes, was taken up by Representative Shaul.

On motion of Representative Shaul, the title of **HCS HRB 1** was agreed to.

Representative McCreery moved that Rule 42 be suspended.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Atchison	Bailey	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Haden	Haley	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Ruth	Sassmann	Schnelting	Schwadron
Seitz	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schojack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 002

Hannegan	Sander
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ABSENT WITH LEAVE: 010

Andrews	Baker	Bangert	Grier	Haffner
McDaniel	Pietzman	Rone	Schroer	Sharpe 4

VACANCIES: 001

Representative McCreery again moved that Rule 42 be suspended.

Which motion was defeated by the following vote:

AYES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Christofanelli	Clemens	Coleman 97	Collins	Dogan
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Lovasco	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Quade	Rogers	Rowland
Sander	Sauls	Sharp 36	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Young

NOES: 099

Atchison	Bailey	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Coleman 32	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Ruth	Sassmann
Schnelting	Schwadron	Seitz	Shaul	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

PRESENT: 006

Hannegan	Proudie	Roden	Shields	Smith 67
Windham				

ABSENT WITH LEAVE: 007

Andrews	Baker	McDaniel	Pietzman	Rone
Schroer	Sharpe 4			

VACANCIES: 001

On motion of Representative Shaul, **HCS HRB 1** was adopted.

On motion of Representative Shaul, **HCS HRB 1** was ordered perfected and printed.

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 042

Atchison	Aune	Bailey	Basye	Billington
Brown 16	Burton	Busick	Coleman 97	Collins
Cook	Cupps	Davidson	Davis	Evans
Francis	Haden	Haffner	Hardwick	Kelley 127
Kelly 141	Lewis 6	Lovasco	McGill	Morse
Patterson	Perkins	Pietzman	Pollock 123	Railsback
Richey	Riggs	Roberts	Seitz	Sharp 36
Sharpe 4	Taylor 139	Terry	Van Schoiack	Walsh 50
Wiemann	Wright			

NOES: 002

Fitzwater	Gregory 51
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PRESENT: 082

Adams	Aldridge	Anderson	Appelbaum	Baringer
Barnes	Black 137	Black 7	Boggs	Bromley
Brown 27	Buchheit-Courtway	Burger	Burnett	Butz
Chipman	Coleman 32	Copeland	Deaton	Dinkins
Dogan	Doll	Eggleston	Falkner	Fishel
Fogle	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haley	Hannegan	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Johnson	Kalberloh	Knight	Lewis 25	Mackey
Mayhew	McGaugh	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Phifer	Pike
Plocher	Pollitt 52	Porter	Pouche	Proudie
Reedy	Riley	Ruth	Sander	Sassmann
Schnelting	Schwadron	Shaul	Shields	Simmons
Smith 163	Stacy	Stephens 128	Taylor 48	Thomas
Thompson	Toalson Reisch	Wallingford	Weber	West
Young	Mr. Speaker			

ABSENT WITH LEAVE: 036

Andrews	Baker	Bangert	Bland Manlove	Bosley
Brown 70	Christofanelli	Clemens	DeGroot	Derges
Ellebracht	Gray	Ingle	Kidd	McCreery
McDaniel	Person	Price IV	Quade	Roden
Roeber	Rogers	Rone	Rowland	Sauls
Schroer	Smith 155	Smith 67	Stevens 46	Tate
Trent	Turnbaugh	Unsicker	Veit	Walsh Moore 93
Windham				

VACANCIES: 001

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 6, relating to the state department of defense, was placed on the Informal Calendar.

HCS HJR 22, relating to initiative petitions proposing amendments to the constitution, was placed on the Informal Calendar.

HCS HJR 23 & 38, relating to the right to hunt and fish, was taken up by Representative Black (137).

On motion of Representative Black (137), the title of **HCS HJR 23 & 38** was agreed to.

Representative O'Donnell assumed the Chair.

On motion of Representative Black (137), **HCS HJR 23 & 38** was adopted.

On motion of Representative Black (137), **HCS HJR 23 & 38** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 946, relating to the release of a defendant, was placed on the Informal Calendar.

HCS HB 1123 & 1221, relating to the protection of children, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 1123 & 1221** was agreed to.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1123 & 1221, Page 1, Section 211.447, Line 15, by inserting immediately after the words "~~one year~~" the word "**under**"; and

Further amend said bill, page, and section, Lines 15-16, by deleting the words "or under" and inserting in lieu thereof the words "~~or under~~"; and

Further amend said bill and section, Page 2, Line 35, by deleting the number "**565**"; and

Further amend said bill and section, Page 3, Line 59, by deleting the phrase "over ~~one year~~ **three years** of age" and inserting in lieu thereof the phrase "~~over one year~~ **three years** of age **or older**"; and

Further amend said bill, Page 10, Section 453.030, Lines 78-80, by deleting said lines and inserting in lieu thereof the following:

"~~adoption process~~]. In addition, the court may appoint an attorney to represent a birth parent **less than eighteen years of age** if:

(1) A birth parent requests such representation;"; and

Further amend said bill, Pages 10-11, Section 453.040, Lines 18-20, by deleting said lines and reinserting in lieu thereof the following:

"(7) A parent who has, for a period of at least six months, for a child ~~[one year]~~ **three years** of age or older, or at least sixty days, for a child under ~~[one year]~~ **three years** of age, immediately prior to the filing of the petition for adoption, ~~[willfully abandoned]~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 1123 & 1221, Page 1, Line 7, by inserting after said line the following:

"Further amend said bill, page, section, and line, by inserting after the number **"568"** the phrase **"except section 568.040"**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Atchison	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Christofanelli	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Dinkins
Eggleston	Evans	Falkner	Fitzwater	Gregory 51
Gregory 96	Grier	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGirl	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Pollitt 52	Pollock 123	Pouche
Railsback	Reedy	Richey	Riggs	Riley

Roberts	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 024

Andrews	Bailey	Baker	Chipman	Coleman 32
DeGroot	Derges	Dogan	Fishel	Francis
Gray	Griesheimer	Hovis	McDaniel	Plocher
Porter	Roden	Roeber	Rone	Rowland
Schnelting	Tate	Toalson Reisch	Turnbaugh	

VACANCIES: 001

On motion of Representative Evans, **House Amendment No. 1** was adopted.

Representative Buchheit-Courtway offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1123 & 1221, Page 7, Section 211.447, Line 226, by inserting after said section and line the following:

- "453.014. 1. The following persons may place a minor for adoption:
- (1) The children's division of the department of social services;
 - (2) A child placing agency licensed pursuant to sections 210.481 to 210.536;
 - (3) The child's parents, without the direct or indirect assistance of an intermediary, in the home of a relative of the child within the third degree;
 - (4) An intermediary, which shall include an attorney licensed pursuant to chapter 484; a physician licensed pursuant to chapter 334; or a clergyman of the parents.
2. All persons granted the authority to place a minor child for adoption as designated in subdivision (1), (2) or (4) of subsection 1 of this section shall comply with the rules and regulations promulgated by the **children's division of the** department of social services ~~[and the department of health and senior services]~~ for such placement.
3. The children's division of the department of social services and the department of health and senior services shall promulgate rules and regulations regarding the placement of a minor for adoption.
4. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024."; and

Further amend said bill, Page 11, Section 453.040, Line 27, by inserting after said section and line the following:

"453.070. 1. Except as provided in subsection 5 of this section, no decree for the adoption of a child under eighteen years of age shall be entered for the petitioner or petitioners in such adoption as ordered by the juvenile court having jurisdiction, until a full investigation, which includes an assessment of the adoptive parents, an appropriate postplacement assessment and a summary of written reports as provided for in section 453.026, and any other pertinent information relevant to whether the child is suitable for adoption by the petitioner and whether the petitioner is suitable as a parent for the child, has been made. The report shall also include a statement to the effect that the child has been considered as a potential subsidy recipient.

2. Such investigation shall be made, as directed by the court having jurisdiction, either by the children's division of the department of social services, a juvenile court officer, a licensed child-placement agency, a social worker, a professional counselor, or a psychologist licensed under chapter 337 and associated with a licensed child-placement agency, or other suitable person appointed by the court. The results of such investigation shall be embodied in a written report that shall be submitted to the court within ninety days of the request for the investigation.

3. The children's division shall develop rules and regulations regarding the content of the assessment of the petitioner or petitioners. The content of the assessment shall include but not be limited to a report on the condition of the petitioner's home and information on the petitioner's education, financial, marital, medical and psychological status and criminal background check. If an assessment is conducted after August 28, 1997, but prior to the promulgation of rules and regulations by the ~~[department]~~ **children's division** concerning the contents of such assessment, any discrepancy between the contents of the actual assessment and the contents of the assessment required by ~~[department]~~ **children's division** rule shall not be used as the sole basis for invalidating an adoption. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536.

4. The assessment of petitioner or petitioners shall be submitted to the petitioner and to the court prior to the scheduled hearing of the adoptive petition.

5. In cases where the adoption or custody involves a child under eighteen years of age that is the natural child of one of the petitioners and where all of the parents required by this chapter to give consent to the adoption or transfer of custody have given such consent, the juvenile court may waive the investigation and report, except the criminal background check, and enter the decree for the adoption or order the transfer of custody without such investigation and report.

6. In the case of an investigation and report made by the children's division by order of the court, the court may order the payment of a reasonable fee by the petitioner to cover the costs of the investigation and report.

7. Any adult person or persons over the age of eighteen who, as foster parent or parents, have cared for a foster child continuously for a period of nine months or more and bonding has occurred as evidenced by the positive emotional and physical interaction between the foster parent and child, may apply to such authorized agency for the placement of such child with them for the purpose of adoption if the child is eligible for adoption. The agency and court shall give preference and first consideration for adoptive placements to foster parents. However, the final determination of the propriety of the adoption of such foster child shall be within the sole discretion of the court.

8. (1) Nothing in this section shall be construed to permit discrimination on the basis of disability or disease of a prospective adoptive parent.

(2) The disability or disease of a prospective adoptive parent shall not constitute a basis for a determination that the petitioner is unfit or not suitable to be an adoptive parent without a specific showing that there is a causal relationship between the disability or disease and a substantial and significant risk of harm to a child."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 2** was adopted.

On motion of Representative Kelly (141), **HCS HBs 1123 & 1221, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS HBs 1123 & 1221, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 295, relating to peace officer tuition reimbursement, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HB 295** was agreed to.

Representative Windham offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 295, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"590.060. 1. The POST commission shall establish minimum standards for training instructors and training centers, and the director shall establish minimum qualifications for admittance into a basic training course.

2. The director shall license training instructors, centers, and curricula, and may probate, suspend and revoke such licenses upon written notice stating the reasons for such action. Any person aggrieved by a decision pursuant to this subsection may appeal as provided in chapter 536.

3. Each person seeking entrance into a basic training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center where such person is seeking entrance. The training center shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the director. The person seeking entrance may be charged a fee for the cost of this procedure.

4. Notwithstanding any other provision of law, no law enforcement agency or political subdivision empowered by law to maintain a law enforcement agency shall contract with any public or private entity to provide law enforcement training unless the entity's instructors and curriculum have been approved by the POST commission."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Windham, **House Amendment No. 1** was adopted.

On motion of Representative Roberts, **HB 295, as amended**, was ordered perfected and printed.

HCS HB 733, relating to the workforce diploma program, was taken up by Representative Patterson.

Representative Patterson moved that the title of **HCS HB 733** be agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 733, Page 1, In the Title, Lines 2-3, by deleting the words "the workforce diploma program" and inserting in lieu thereof the words "workforce development"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Fitzwater offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 733, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.2700. For purposes of sections 160.2700 to 160.2725, "adult high school" means a school that:

- (1) Is for individuals who do not have a high school diploma and who are twenty-one years of age or older;
- (2) Offers an industry certification program or programs and a high school diploma in a manner that allows students to earn a diploma at the same time that they earn an industry certification;
- (3) Offers ~~[on-site]~~ child care for children of enrolled students attending the school; and
- (4) Is not eligible to receive funding under section 160.415 or 163.031.

160.2705. 1. The department of elementary and secondary education shall authorize before January 1, 2018, a Missouri-based nonprofit organization meeting the criteria under subsection 2 of this section to establish and operate four adult high schools, with:

- (1) One adult high school to be located in a city not within a county;
- (2) One adult high school to be located in a county of the third classification without a township form of government and with more than forty-one thousand but fewer than forty-five thousand inhabitants or a county contiguous to that county;
- (3) One adult high school to be located in a county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants or a county contiguous to that county; and
- (4) One adult high school to be located in a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants.

2. The department of elementary and secondary education shall grant the authorization described under subsection 1 of this section based on a bid process conducted in accordance with the rules and regulations governing purchasing through the office of administration. The successful bidder shall:

- (1) Demonstrate the ability to establish, within twenty-one months of the receipt of the authorization, four adult high schools offering high school diplomas, an industry certification program or programs, and ~~[on-site]~~ child care for children of the students attending the high schools;
- (2) Commit at least two million dollars in investment for the purpose of establishing the necessary infrastructure to operate four adult high schools;
- (3) Demonstrate substantial and positive experience in providing services, including industry certifications and job placement services, to adults twenty-one years of age or older whose educational and training opportunities have been limited by educational disadvantages, disabilities, homelessness, criminal history, or similar circumstances;
- (4) Establish a partnership with a state-supported postsecondary education institution or more than one such partnership, if a partnership or partnerships are necessary in order to meet the requirements for an adult high school;
- (5) Establish a comprehensive plan that sets forth how the adult high schools will help address the need for a sufficiently trained workforce in the surrounding region for each adult high school;
- (6) Establish partnerships and strategies for engaging the community and business leaders in carrying out the goals of each adult high school;
- (7) Establish the ability to meet quality standards through certified teachers and programs that support each student in his or her goal to find a more rewarding job;
- (8) Establish a plan for assisting students in overcoming barriers to educational success including, but not limited to, educational disadvantages, homelessness, criminal history, disability, including learning disability such as dyslexia, and similar circumstances;
- (9) Establish a process for determining outcomes of the adult high school, including outcomes related to a student's ability to find a more rewarding job through the attainment of a high school diploma and job training and certification; and
- (10) Bids shall not include an administrative fee greater than ten percent.

3. (1) The department of elementary and secondary education shall establish academic requirements for students to obtain high school diplomas.

(2) Requirements for a high school diploma shall be based on an adult student's prior high school achievement and the remaining credits and coursework that would be necessary for the student to receive a high school diploma if he or she were in a traditional high school setting. The adult student shall meet the requirements with the same level of academic rigor as would otherwise be necessary to attain such credits.

(3) The adult high school authorized under this section shall award high school diplomas to students who successfully meet the established academic requirements. The adult high school authorized under this section shall confer the diploma as though the student earned the diploma at a traditional high school. The diploma shall have no differentiating marks, titles, or other symbols.

(4) Students at adult high schools may complete required coursework at their own pace and as available through the adult high school. They shall not be required to satisfy any specific number of class minutes. The adult high school may also make classes available to students online as may be appropriate. However, students shall not complete the majority of instruction of the school's curriculum online or through remote instruction. **For the purposes of this subsection, synchronous instruction connecting students to a live class conducted in a Missouri adult high school shall be treated the same as in-person instruction.**

(5) The department of elementary and secondary education shall not create additional regulations or burdens on the adult high school or the students attending the adult high schools beyond certifying necessary credits and ensuring that students have sufficiently mastered the subject matter to make them eligible for credit.

4. An adult high school shall be deemed a "secondary school system" for the purposes of subdivision (15) of subsection 1 of section 210.211.

161.214. 1. As used in this section, the following terms mean:

- (1) "Board", the state board of education;
- (2) "Department", the department of elementary and secondary education;
- (3) "School innovation team", a group of natural persons representing:
 - (a) A single elementary or secondary school;
 - (b) A group of two or more elementary or secondary schools within the same school district that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;
 - (c) A group of two or more elementary or secondary schools not within the same school district that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;
 - (d) A single school district; or
 - (e) A group of two or more school districts that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;
- (4) "School innovation waiver", a waiver granted by the board to a single school, group of schools, single school district, or group of school districts under this section, in which the school, group of schools, school district, or group of school districts is exempt from a specific requirement imposed by chapter 160, 161, 162, 167, 170, or 171, or any regulations promulgated under such chapters by the board or the department. Any school innovation waiver granted to a school district or group of school districts shall apply to every elementary and secondary school within the school district or group of school districts unless the plan specifically provides otherwise.

2. Any school innovation team seeking a school innovation waiver may submit a plan to the board for one or more of the following purposes:

- (1) Improving student readiness for employment, higher education, vocational training, technical training, or any other form of career and job training;
- (2) Increasing the compensation of teachers; or
- (3) Improving the recruitment, retention, training, preparation, or professional development of teachers.

3. Any plan for a school innovation waiver shall:

- (1) Identify the specific provision of law for which a waiver is being requested and provide an explanation for why the specific provision of law inhibits the ability of the school or school district to accomplish the goal stated in the plan;
- (2) Demonstrate that the intent of the specific provision of law can be addressed in a more effective, efficient, or economical manner and that the waiver or modification is necessary to implement the plan;
- (3) Include measurable annual performance targets and goals for the implementation of the plan;

(4) Specify the innovations to be pursued in meeting one or more of the goals listed in subsection 2 of this section;

(5) Demonstrate parental, school employee, and community and business support for, and engagement with, the plan; and

(6) Be approved by at least the minimum number of people required to be on the school innovation team prior to submitting the plan for approval.

4. (1) In evaluating a plan submitted by a school innovation team under subsection 2 of this section, the board shall consider whether the plan will:

(a) Improve the preparation, counseling, and overall readiness of students for postsecondary life;

(b) Increase teacher salaries in a financially sustainable and prudent manner; or

(c) Increase the attractiveness of the teaching profession for prospective teachers and active teachers alike.

(2) The board may approve any plan submitted under subsection 2 of this section if the board determines that:

(a) The plan successfully demonstrates the ability to address the intent of the provision of law to be waived in a more effective, efficient, or economical manner;

(b) The waivers or modifications are demonstrated to be necessary to stimulate or improve student readiness for postsecondary life, increase teacher salaries, or increase the attractiveness of the teaching profession for prospective teachers and active teachers;

(c) The plan has demonstrated sufficient participation from among the teachers, principal, superintendent, faculty, school board, parents, and the community at large; and

(d) The plan is based upon sound educational practices, does not endanger the health and safety of students or staff, and does not compromise equal opportunity for learning.

(3) The board may propose modifications to the plan in cooperation with the school innovation team.

5. Any waiver granted under this section shall be effective for a period of no longer than three school years beginning the school year following the school year in which the waiver is approved. Any waiver may be renewed. No more than one school innovation waiver shall be in effect with respect to any one elementary or secondary school at one time.

6. This section shall not be construed to allow the board to authorize the waiver of any statutory requirements relating to school start date, teacher certification, teacher tenure, or any requirement imposed by federal law.

7. The board may promulgate rules implementing the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2** was adopted.

Representative Black (7) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 733, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"170.029. 1. The state board of education shall develop a statewide plan for career and technical education (CTE) that ensures sustainability, viability, and relevance by matching workforce needs with appropriate educational resources.

2. The state board of education, in consultation with the career and technical education advisory council as established in section 178.550, shall establish minimum requirements for a ~~[career and technical education (CTE)]~~ **CTE** certificate that a student can earn in addition to ~~[his or her]~~ **the student's** high school graduation diploma. Students entering high school in school year 2017-18 and thereafter shall be eligible to earn a CTE certificate.

~~[2-]~~ 3. The ~~[state board of education]~~ **statewide plan** shall establish CTE requirements intended to provide students with the necessary technical employability skills to be prepared for an entry-level career in a technical field or additional training in a technical field. The provisions of this section shall not be considered a means for tracking students in order to impel students to particular vocational, career, or college paths. The state board of education shall work with local school districts to ensure that tracking does not occur. For purposes of this section, "tracking" means separating pupils by academic ability into groups for all subjects or certain classes and curriculum.

~~[3-]~~ 4. Each local school district shall determine the curriculum, programs of study, and course offerings based on the needs and interests of the students in the district **and meeting the requirements of the statewide plan**. As required by Missouri's state plan for career education and the Missouri school improvement program, the state board of education shall work in cooperation with individual school districts to stipulate the minimum number of CTE offerings. Each local school district shall strive to offer programs of study that are economically feasible for students in the district. In establishing CTE offerings, the district may rely on standards, technical coursework, and skills assessments developed for industry-recognized certificates or credentials.

5. **To enable school districts to offer CTE programs of study that are current with business and industry standards, the department of elementary and secondary education shall as needed convene work groups from each program area to develop and recommend rigorous and relevant performance standards or course competencies for each program of study. The work groups shall include, but not be limited to, educators providing instruction in each CTE program area, advisors from each CTE program area from the department of elementary and secondary education, the department of higher education and workforce development, business and industry, and institutions of higher education. The department of elementary and secondary education shall develop written model curriculum frameworks relating to CTE program areas that may be used by school districts. The requirements of section 160.514 shall not apply to this section.**

~~[4-]~~ 6. No later than January 1, 2017, the department of elementary and secondary education shall develop a process for recognition of a school district's career and technical education program that offers a career and technical education certificate.

~~[5-]~~ 7. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (7), **House Amendment No. 3** was adopted.

On motion of Representative Patterson, **HCS HB 733, as amended**, was adopted.

On motion of Representative Patterson, **HCS HB 733, as amended**, was ordered perfected and printed.

HCS HB 592, relating to personal delivery devices, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS HB 592** was agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 592, Page 2, Section 304.900, Line 51, by inserting after said line the following:

"10. A personal delivery device operator may not sell or disclose a personally identifiable likeness to a third party in exchange for monetary compensation. For purposes of this section, a personally identifiable likeness includes photographic images, videos, digital image files, or other digital data that can be used to either directly or indirectly identify an individual. "Personally identifiable likeness" does not include aggregated or anonymized data. The use of any personally identifiable likeness by a personal delivery device operator to improve their products and services is allowed under this section. Information that would otherwise be protected under this section as confidential shall only be provided to a law enforcement entity with a properly executed, lawful subpoena."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

On motion of Representative Fitzwater, **HCS HB 592, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 592, as amended**, was ordered perfected and printed.

HCS HB 946, relating to the release of a defendant, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HCS HB 946** was agreed to.

Speaker Vescovo resumed the Chair.

Representative Lovasco offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 946, Page 1, Section 544.453, Lines 4-5, by deleting the words "**public safety**" and inserting in lieu thereof the phrase "**the defendant's likelihood to appear in court**"; and

Further amend said bill, page, and section, Lines 13-14, by deleting said lines and inserting in lieu thereof the phrase "**(4) Judges shall have**"; and

Further amend said bill and section, Page 2, Lines 20-21, by deleting said lines; and

Further amend said bill, page, and section, Line 25, by inserting after the word "**released**;" the word "**and**"; and

Further amend said bill, page, and section, Lines 28-29, by deleting said lines; and

Further amend said bill, page, and section, by renumbering paragraphs accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 946, Page 1, Line 15, by inserting after all of said line the following:

"Further amend said bill, page, and section, Line 36, by inserting after said section and line the following:

"558.047. 1. ~~[(1)]~~ Any person sentenced to a term of imprisonment for life **with or** without eligibility for parole ~~[before August 28, 2016]~~, **a term of imprisonment amounting to fifteen years or more, or multiple terms of imprisonment that, taken together, amount to fifteen or more years** who was under eighteen years of age at the time of the commission of the offense or offenses~~;~~ may submit to the parole board a petition for a review of his or her sentence, regardless of whether the case is final for purposes of appeal, after serving ~~[twenty five]~~ **fifteen** years of incarceration ~~[on the sentence of life without parole]~~ **and shall thereafter be eligible for reconsideration hearings every three years until a presumptive release date has been established by the parole board.**

~~[(2) Any person found guilty of murder in the first degree who was sentenced on or after August 28, 2016, to a term of life imprisonment with eligibility for parole or a term of imprisonment of not less than thirty years and not to exceed forty years, who was under eighteen years of age at the time of the commission of the offense or offenses may submit to the parole board a petition for a review of his or her sentence, regardless of whether the case is final for purposes of appeal, after serving twenty five years of incarceration, and a subsequent petition after serving thirty five years of incarceration.]~~

2. A copy of the petition shall be served on the office of the prosecutor in the judicial circuit of original jurisdiction. The petition shall include the person's statement that he or she was under eighteen years of age at the time of the offense, is eligible to petition under this section, and requests that his or her sentence be reviewed.

3. If any of the information required in subsection 2 of this section is missing from the petition, or if proof of service on the prosecuting or circuit attorney is not provided, the parole board shall return the petition to the person and advise him or her that the matter cannot be considered without the missing information.

4. The parole board shall hold a hearing and determine if the defendant shall be granted parole. At such a hearing, the victim or victim's family members shall retain their rights under section 595.209.

5. In a parole review hearing under this section, the board shall consider, in addition to the factors listed in section 565.033:

(1) Efforts made toward rehabilitation since the offense or offenses occurred, including participation in educational, vocational, or other programs during incarceration, when available;

(2) The subsequent growth and increased maturity of the person since the offense or offenses occurred;

(3) Evidence that the person has accepted accountability for the offense or offenses, except in cases where the person has maintained his or her innocence;

(4) The person's institutional record during incarceration; and

(5) Whether the person remains the same risk to society as he or she did at the time of the initial sentencing."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Atchison	Bailey	Basye	Billington	Black 137
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGill	Morse
Murphy	O'Donnell	Owen	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Stacy
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Phifer
Price IV	Proudie	Rogers	Rowland	Sharp 36
Smith 67	Stevens 46	Terry	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 020

Andrews	Baker	Barnes	Black 7	Coleman 32
Derges	Griesheimer	McDaniel	McGaugh	Patterson
Person	Quade	Roeber	Rone	Sauls
Schnelting	Smith 163	Stephens 128	Tate	Turnbaugh

VACANCIES: 001

Representative Lovasco moved that **House Amendment No. 1, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lovasco:

AYES: 055

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Christofanelli
Clemens	Coleman 97	Collins	Davidson	Davis
DeGroot	Dogan	Doll	Ellebracht	Evans
Fogle	Gunby	Ingle	Johnson	Lewis 25
Lovasco	Mackey	McCreery	Mosley	Nurrenbern
Phifer	Price IV	Proudie	Rogers	Rowland
Sander	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Smith 67	Stevens 46	Terry	Unsicker
Veit	Walsh Moore 93	Weber	Windham	Young

NOES: 081

Atchison	Bailey	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Cook	Copeland
Dinkins	Eggleston	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mayhew	McGill
Morse	O'Donnell	Owen	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Pouche
Railsback	Reedy	Riggs	Riley	Roberts
Roden	Ruth	Sassmann	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

PRESENT: 002

Cupps	Murphy
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ABSENT WITH LEAVE: 024

Andrews	Baker	Barnes	Coleman 32	Deaton
Derges	Gray	Griesheimer	McDaniel	McGaugh
Merideth	Patterson	Person	Porter	Quade
Richey	Roeber	Rone	Sauls	Schnelting
Stephens 128	Tate	Trent	Turnbaugh	

VACANCIES: 001

On motion of Representative Hill, **HCS HB 946** was adopted.

On motion of Representative Hill, **HCS HB 946** was ordered perfected and printed.

HB 60, relating to the state department of defense, was placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 543 - Fiscal Review
HCS HBs 557 & 560 - Fiscal Review
HS HCS HB 738 - Fiscal Review
HB 834 - Fiscal Review

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 461**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Copeland, Davis, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (0)

Absent (1): Hovis

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 499**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Copeland, Hovis, Kelley (127), Roberts, Sauls, Seitz and West

Noes (1): Davis

Present (2): Aldridge and Sharp (36)

Absent (0)

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 439**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Cupps, Fitzwater, Gregory (51), Griesheimer, Haffner, Patterson, Richey and Taylor (139)

Noes (5): Aune, Fogle, McCreery, Mosley and Sauls

Absent (1): Hicks

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 695**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Hicks

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1135**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Hicks

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1325**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Hicks

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SB 189**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Hicks

Committee on Insurance, Chairman Hill reporting:

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 1022**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Atchison, Butz, Davidson, Ellebracht, Hill, Johnson, Murphy, Pollock (123), Porter, Simmons, Tate and West

Noes (0)

Absent (1): Sauls

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 1126**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Atchison, Butz, Davidson, Ellebracht, Hill, Johnson, Murphy, Pollock (123), Porter, Sauls, Simmons, Tate and West

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 1156**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Atchison, Butz, Davidson, Ellebracht, Hill, Johnson, Murphy, Pollock (123), Porter, Sauls, Simmons, Tate and West

Noes (0)

Absent (0)

Special Committee on Criminal Justice, Chairman Dogan reporting:

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 38**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Copeland, Dogan, Hardwick, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (2): Evans and Hannegan

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 460**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Copeland, Dogan, Hannegan, Lovasco, Stevens (46), Van Schoiack and Young

Noes (2): Hardwick and Perkins

Absent (1): Evans

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 750**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anderson, Dogan, Hannegan, Lovasco, Stevens (46) and Young

Noes (4): Copeland, Hardwick, Perkins and Van Schoiack

Absent (1): Evans

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Copeland, Dogan, Hardwick, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (2): Evans and Hannegan

Special Committee on Homeland Security, Chairman Hicks reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 1204**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bland Manlove, Chipman, Gray, Haffner, Hicks, Kidd, Porter, Tate and Walsh Moore (93)

Noes (0)

Absent (2): McDaniel and Schnelting

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 914**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Aune

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 931**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155) and Smith (67)

Noes (3): Burton, Butz and Turnbaugh

Absent (1): Aune

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1023**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Andrews, Billington, Boggs, Brown (16), Busick, Butz, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (1): Burton

Absent (1): Aune

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1408**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Andrews, Billington, Boggs, Brown (16), Burton, Busick, Butz, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (1): Aune

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 524**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Atchison, Black (137), Bromley, Brown (70), Fitzwater, Gunby, Kidd, Lewis (6) and Simmons

Noes (1): McCreery

Absent (0)

The following member's presence was noted: Andrews.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, March 25, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, March 25, 2021, 8:15 AM, Joint Hearing Room (117).

Public hearing will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15, HB 20

Executive session will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15, HB 20

Executive session may be held on any matter referred to the committee.

Markup - House Bills 1-13, HB 15 and HB 20.

ECONOMIC DEVELOPMENT

Thursday, March 25, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SS SB 22, HB 690, HB 1180

Executive session will be held: HB 379, HB 921

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 25, 2021, 9:45 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Thursday, March 25, 2021, 11:30 AM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HCS HB 306

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 25, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 778, HB 1094, HB 1209

Executive session will be held: HB 445, HB 718, HB 1048, HCR 47

Executive session may be held on any matter referred to the committee.

Removed HB 790.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, March 25, 2021, 9:30 AM, House Hearing Room 3.

Executive session will be held: HCS HB 27, HCS HB 162, HCS HBs 165 & 196, HCS HB 218, HB 521, HB 563, HCS HB 682, HB 764, HCS HB 1242

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, March 25, 2021, 10:45 AM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HCS HB 214, HCS HB 229, HB 253, HCS HB 290, HB 318, HB 351, HB 447, HB 469, HCS HB 553, HCS HB 649, HCS HB 754, HB 769, HCS HB 839, HCS HB 1042, HCS HB 1095, HB 1200, HCS HB 1202, HB 1349

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, March 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1266, HB 647, HB 841

Executive session will be held: HB 1320, HB 1239, HB 601, HB 906

Executive session may be held on any matter referred to the committee.

Added HB 841.

AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM

Thursday, March 25, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 195, HB 997, HB 1064, HB 1119, SS#2 SCS SBs 51 & 42

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, March 25, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Informational purposes.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 8. In person and written testimony will be accepted.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-SECOND DAY, THURSDAY, MARCH 25, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HJR 6 - Schnelting

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION

HB 60 - Schnelting

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HCS HB 306, as amended (Legislative Review 3/23/21) - Griesheimer
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey

HOUSE BILLS FOR PERFECTION - CONSENT

(03/22/2021)

HB 100 - Sharp (36)
HB 262 - Black (137)
HB 296 - Wallingford
HB 298 - Wallingford
HB 404 - Aldridge

HB 449 - Tate
HB 522 - Windham
HB 640 - Morse
HCS HB 676 - Coleman (97)
HB 763 - Chipman
HB 1053 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HCS#2 HB 69 - Billington
HB 542 - Shields
HB 627 - Patterson
HS HB 533 - Knight
HB 202 - McGirl
HB 380 - Walsh (50)
HCS HB 369 - Taylor (48)
HCS HB 384, (Fiscal Review 3/23/21) - Veit
HB 530 - Evans
HB 488 - Hicks
HB 387 - Bailey
HCS HBs 557 & 560, (Fiscal Review 3/24/21), E.C. - Veit
HCS HB 697 - DeGroot
HB 834, (Fiscal Review 3/24/21) - Wright
HS HCS HB 543, (Fiscal Review 3/24/21) - Pollitt (52)
HS HCS HB 738, (Fiscal Review 3/24/21) - Shaul

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-SECOND DAY, THURSDAY, MARCH 25, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O give thanks unto the Lord, for He is good: for His mercy endureth forever. (Psalm 107:1)

O Eternal and merciful God, who is the source of wisdom, beauty and goodness, whose Spirit ever seeks to arise within our hearts and in the hearts of all people everywhere, make Yourself known to us as we bow in prayer before You. We thank You that You are everywhere, that no condition and no distance can ever separate us from You and from Your love. We thank You that Your mercies never fail and Your loving kindness never ceases. We are grateful for our lives, which are in Your hands, and for Your continuous goodness, which blesses us all our days. Help us to be worthy of Your gifts and to use them for Your glory and for the welfare of our state and our citizens. Grant that each one of us may do our part to bring about, in these districts, an order of society in which there will be no injustice, no bitterness of spirit, and in which each person may come to the fullness of life for which he or she was created.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-first day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 384**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 543**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (1): Eggleston

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 738**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 834**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Present (1): Griesheimer

Absent (0)

THIRD READING OF HOUSE BILLS

HCS#2 HB 69, relating to keeping records for the sale of metal, was placed on the Informal Calendar.

HB 542, relating to the occupational therapy licensure compact, was taken up by Representative Shields.

On motion of Representative Shields, **HB 542** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Busick
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray

Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Baker	Burton	Butz	Deaton
Hicks	McDaniel	Phifer	Roden	Rogers
Rone	Smith 163	Toalson Reisch		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 627, relating to savings accounts for education expenses, was taken up by Representative Patterson.

On motion of Representative Patterson, **HB 627** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley

Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roerber	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Young
Mr. Speaker				

NOES: 002

Davis Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 009

Bailey	Baker	Butz	Houx	McDaniel
Rogers	Rone	Toalson Reisch	Wright	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HS HB 533, HB 202, HB 380, HCS HB 369, HCS HB 384, HB 530, HB 488, HB 387, HCS HBs 557 & 560, HCS HB 697, and HB 834 were placed on the Informal Calendar.

HS HCS HB 543, relating to admission of nonresident pupils, was taken up by Representative Pollitt (52).

On motion of Representative Pollitt (52), **HS HCS HB 543** was read the third time and passed by the following vote:

AYES: 082

Basye	Billington	Black 137	Black 7	Boggs
Buchheit-Courtway	Chipman	Christofanelli	Coleman 32	Coleman 97
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griffith	Haden	Haffner	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hurlbert	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McGill	Murphy

O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Richey	Riggs	Riley	Roden	Roeber
Rowland	Sander	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 163	Stacy	Taylor 139	Taylor 48	Thomas
Trent	Veit	Wallingford	Walsh 50	West
Wiemann	Mr. Speaker			

NOES: 068

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Brown 16	Brown 27	Burger
Burnett	Burton	Busick	Clemens	Collins
Cook	Derges	Doll	Ellebracht	Fogle
Gray	Griesheimer	Gunby	Haley	Hudson
Ingle	Johnson	Kalberloh	Kelley 127	Lewis 25
McCreery	McGaugh	Merideth	Morse	Mosley
Nurrenbern	Person	Phifer	Pike	Price IV
Proudie	Quade	Railsback	Reedy	Roberts
Rogers	Ruth	Sassmann	Sauls	Sharp 36
Smith 155	Smith 67	Stevens 46	Tate	Terry
Thompson	Turnbaugh	Unsicker	Van Schoiack	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 001

Brown 70

ABSENT WITH LEAVE: 011

Bailey	Baker	Bromley	Butz	Copeland
Evans	McDaniel	Rone	Stephens 128	Toalson Reisch
Wright				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HS HCS HB 738, relating to elections, was taken up by Representative Shaul.

Representative McCreery offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 738, Page 9, Section 115.157, Line 33, by deleting the number "6" and inserting in lieu thereof "[6] 5"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCreery, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Shaul, **HS HCS HB 738, as amended**, was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Clemens
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 005

Bailey	Baker	Butz	McDaniel	Rone
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 23 & 38 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 295 - Fiscal Review
HCS HB 733 - Fiscal Review
HB 68 - General Laws
HB 73 - Downsizing State Government
HB 88 - Economic Development
HB 103 - Downsizing State Government
HB 110 - Downsizing State Government
HB 241 - Downsizing State Government
HB 258 - Downsizing State Government
HB 705 - Ways and Means
HB 743 - Elementary and Secondary Education
HB 798 - Downsizing State Government
HB 838 - Special Committee on Small Business
HB 851 - Special Committee on Small Business
HB 852 - Children and Families
HB 853 - Downsizing State Government
HB 955 - Public Safety
HB 1034 - Judiciary
HB 1056 - Veterans
HB 1076 - Downsizing State Government
HB 1086 - Public Safety
HB 1161 - Public Safety
HB 1174 - Emerging Issues
HB 1177 - Downsizing State Government
HB 1303 - Elections and Elected Officials
HB 1324 - Economic Development
HB 1339 - Economic Development
HB 1415 - Judiciary

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SCS SB 49 - Transportation

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

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Ayes (29): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50) and Windham

Noes (0)

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (21): Andrews, Black (137), Black (7), Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Richey, Riley, Roberts, Shields, Smith (163), Walsh (50) and Windham

Noes (8): Aldridge, Bland Manlove, Bosley, Burnett, Fogle, Merideth, Nurrenbern and Unsicker

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 3**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (22): Andrews, Black (137), Black (7), Boggs, Bosley, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Richey, Riley, Roberts, Shields, Smith (163), Walsh (50) and Windham

Noes (7): Aldridge, Bland Manlove, Burnett, Fogle, Merideth, Nurrenbern and Unsicker

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 4**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (20): Andrews, Black (137), Black (7), Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Richey, Riley, Roberts, Shields, Smith (163) and Walsh (50)

Noes (9): Aldridge, Bland Manlove, Bosley, Burnett, Fogle, Merideth, Nurrenbern, Unsicker and Windham

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 5**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (23): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163) and Walsh (50)

Noes (6): Bosley, Burnett, Fogle, Merideth, Unsicker and Windham

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 6**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (28): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50) and Windham

Noes (1): Merideth

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 7**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (29): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50) and Windham

Noes (0)

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 8**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (26): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163) and Walsh (50)

Noes (3): Merideth, Unsicker and Windham

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 9**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (26): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker and Walsh (50)

Noes (3): Bosley, Burnett and Windham

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 10**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (20): Andrews, Black (137), Black (7), Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Richey, Riley, Roberts, Shields, Smith (163) and Walsh (50)

Noes (9): Aldridge, Bland Manlove, Bosley, Burnett, Fogle, Merideth, Nurrenbern, Unsicker and Windham

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 11**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (25): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Walsh (50) and Windham

Noes (4): Burnett, Fogle, Merideth and Unsicker

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 12**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (23): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163) and Walsh (50)

Noes (6): Bosley, Burnett, Fogle, Merideth, Unsicker and Windham

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 13**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (29): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50) and Windham

Noes (0)

Absent (2): Gregory (96) and West

Mr. Speaker: Your Committee on Budget, to which was referred **HB 15**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (20): Andrews, Black (137), Black (7), Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Richey, Riley, Roberts, Shields, Smith (163) and Walsh (50)

Noes (9): Aldridge, Bland Manlove, Bosley, Burnett, Fogle, Merideth, Nurrenbern, Unsicker and Windham

Absent (2): Gregory (96) and West

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 379**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes, Boggs, Cupps, Grier, Gunby, Johnson, Riggs, Smith (155) and Trent

Noes (0)

Absent (2): Baker and Deaton

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 921**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes, Boggs, Cupps, Grier, Gunby, Johnson, Riggs, Smith (155) and Trent

Noes (0)

Absent (2): Baker and Deaton

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was returned **HJR 42**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Coleman (32), McGaugh, Schwadron, Shaul, Toalson Reisch and Windham

Noes (2): Simmons and Stacy

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 842**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (2): Baringer and Windham

Absent (0)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1069**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Coleman (97), Ellebracht, Evans, Mackey, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (1): Davis

Absent (1): Anderson

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1416**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Coleman (97), Davis, Evans, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (4): Anderson, Ellebracht, Mackey and Sauls

Absent (0)

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HCR 47**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burger, Falkner, Hannegan, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (1): Gray

Absent (3): Fishel, Hudson and West

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 445**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Burger, Falkner, Gray, Hannegan, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (0)

Absent (3): Fishel, Hudson and West

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 718**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Burger, Falkner, Gray, Hannegan, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (0)

Absent (3): Fishel, Hudson and West

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1048**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Burger, Falkner, Gray, Hannegan, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (0)

Absent (3): Fishel, Hudson and West

Committee on Pensions, Chairman Pike reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1229**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Billington, Black (7), Brown (27), Clemens, Hovis, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (1): Kidd

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 601**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Appelbaum, Bosley, Buchheit-Courtway, Copeland, Haffner, Hovis, Kalberloh, Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4) and Stephens (128)

Noes (3): Burton, Lewis (25) and Turnbaugh

Absent (0)

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 906**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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Ayes (15): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Morse, Pollitt (52), Reedy, Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (1): Lewis (6)

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 1239**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Pollitt (52), Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (3): Lewis (6), Morse and Reedy

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 1320**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Pollitt (52), Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (3): Lewis (6), Morse and Reedy

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1064**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (2): Anderson and Ellebracht

Absent (2): Christofanelli and Rogers

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1119**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (2): Anderson and Ellebracht

Absent (2): Christofanelli and Rogers

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **SS#2 SCS SBs 51 & 42**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (2): Anderson and Ellebracht

Absent (2): Christofanelli and Rogers

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 930**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1270**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1437**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bangert, Bromley, Buchheit-Courtway, Busick, Butz, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (2): Burger and Griesheimer

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1139**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bland Manlove, Eggleston, Gunby, McGirl, Roden, Wallingford and Weber

Noes (0)

Absent (4): Coleman (32), Lovasco, Mayhew and Riggs

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 306, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (8): Burnett, Hicks, Houx, Kelly (141), McCreery, Shaul, Taylor (139) and Veit

Noes (0)

Absent (1): Wiemann

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 162**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 165 & 196**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Patterson, Phifer and Ruth

Noes (2): Ingle and Mackey

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 218**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 521**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 563**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 682**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 764**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, Patterson and Ruth

Noes (1): Phifer

Absent (3): Fitzwater, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1242**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Patterson, Phifer and Ruth

Noes (1): Mackey

Absent (3): Fitzwater, McDaniel and McGaugh

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 214**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Basye, Christofanelli, Griesheimer, Haffner and Hill

Noes (3): Aune, Proudie and Rogers

Absent (3): Bailey, Kelly (141) and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 229**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Proudie

Noes (2): Aune and Rogers

Absent (3): Bailey, Kelly (141) and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Proudie

Noes (2): Aune and Rogers

Absent (3): Bailey, Kelly (141) and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 290**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 290** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 318**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 351**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 469**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 553**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 649**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 754**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 839**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1095**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1200**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Bailey and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Richey and Rogers

Noes (0)

Absent (3): Bailey, Kelly (141) and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Richey and Rogers

Noes (0)

Absent (3): Bailey, Kelly (141) and Proudie

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 91** entitled:

An act to repeal section 566.150, RSMo, and to enact in lieu thereof one new section relating to certain offenders of sex crimes, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 108** entitled:

An act to amend chapters 67 and 71, RSMo, by adding thereto two new sections relating to telecommunications.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 119** entitled:

An act to repeal sections 407.1095, 407.1098, 407.1101, and 407.1104, RSMo, and to enact in lieu thereof five new sections relating to telecommunication practices, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 141** entitled:

An act to amend chapters 67 and 386, RSMo, by adding thereto two new sections relating to types of energy.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 283** entitled:

An act to repeal sections 311.070, 311.089, 311.096, 311.101, 311.174, 311.176, 311.178, 311.179, 311.200, 311.293, 311.480, 311.482, 311.620, and 311.710, RSMo, and to enact in lieu thereof sixteen new sections relating to alcoholic beverages, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 303** entitled:

An act to repeal sections 287.170 and 287.180, RSMo, and to enact in lieu thereof two new sections relating to electronic transfer of workers' compensation benefits.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 365** entitled:

An act to repeal section 137.280, RSMo, and to enact in lieu thereof one new section relating to property tax assessment lists.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 403** entitled:

An act to amend chapter 9, RSMo, by adding thereto one new section relating to health care.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 457** entitled:

An act to repeal section 210.201, RSMo, and to enact in lieu thereof one new section relating to Montessori schools, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 520** entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of memorial infrastructure.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE APPOINTMENTS

March 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Martha Stevens to the Missouri Consolidated Health Care Plan Board of Trustees.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

The following member's presence was noted: Butz.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Friday, March 26, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 30, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 645, HB 1296, SB 37

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Monday, March 29, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HCB 2, HB 631

Executive session will be held: HB 573, HB 827, HB 446, HB 1166

Executive session may be held on any matter referred to the committee.

Removed HB 564.

AMENDED

CRIME PREVENTION

Monday, March 29, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 142, HB 166, HB 992

Executive session will be held: SS#2 SB 26, HB 742, HB 1179, HB 1333

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: HJR 34, HB 1399, HB 342, HB 925

Executive session will be held: HJR 49, HB 665

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 64, HB 465, HB 872, HB 368

Executive session will be held: HB 580, HB 581, HB 608, HB 101

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, March 29, 2021, 2:45 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, March 29, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 723, HB 816, HB 1068, HB 919

Executive session will be held: HB 245, HB 836, HB 1254, HB 1345, HB 1291

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, March 29, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HJR 51, HB 1428, HB 1290, HB 989

Executive session will be held: HB 84, HB 632, HB 1295

Executive session may be held on any matter referred to the committee.

Covid vaccination update from Robert Knodell.

LEGISLATIVE REVIEW

Monday, March 29, 2021, 2:30 PM, House Hearing Room 6.

Executive session will be held: HB 513

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, March 29, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCR 17, HCS HB 217, HB 238, HCS HB 363, HCS HB 541, HCS HB 549, HCS HB 673, HB 1010, HCS HB 1046, HB 1162, HB 1314

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 8. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 29, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 424

Executive session may be held on any matter referred to the committee.

CANCELLED

VETERANS

Tuesday, March 30, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1056

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1307, HJR 57, SCR 2

Executive session will be held: HB 388

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, March 29, 2021, 1:00 PM, House Hearing Room 1.

Executive session will be held: HB 1265, HCR 39, HB 115

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-THIRD DAY, FRIDAY, MARCH 26, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HJR 6 - Schnelting

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, (6 hours total debate on Perfection) - Smith (163)

HCS HB 2, (6 hours total debate on Perfection) - Smith (163)

HCS HB 3, (6 hours total debate on Perfection) - Smith (163)

HCS HB 4, (6 hours total debate on Perfection) - Smith (163)

HCS HB 5, (6 hours total debate on Perfection) - Smith (163)

HCS HB 6, (6 hours total debate on Perfection) - Smith (163)

HCS HB 7, (6 hours total debate on Perfection) - Smith (163)

HCS HB 8, (6 hours total debate on Perfection) - Smith (163)

HCS HB 9, (6 hours total debate on Perfection) - Smith (163)

HCS HB 10, (6 hours total debate on Perfection) - Smith (163)

HCS HB 11, (6 hours total debate on Perfection) - Smith (163)
HCS HB 12, (6 hours total debate on Perfection) - Smith (163)
HCS HB 13, (6 hours total debate on Perfection) - Smith (163)
HCS HB 15, (6 hours total debate on Perfection) - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 60 - Schnelting
HCS HB 1095 - Deaton
HCS HB 1236 - Smith (163)
HCS HB 1242 - Evans
HCS HB 29 - Walsh (50)
HCS HB 66 - Pike
HB 143 - DeGroot
HB 161 - Hudson
HCS HBs 165 & 196 - Richey
HB 167 - Hardwick
HCS HB 214 - Hill
HCS HB 229 - Basye
HCS HB 248 - Coleman (32)
HB 253 - Fishel
HB 261 - Black (137)
HB 299 - Wallingford
HB 313 - Bromley
HB 318 - DeGroot
HCS HB 320 - Fitzwater
HB 391 - Griffith
HCS HB 394 - Reedy
HB 395 - Reedy
HCS HB 441 - Falkner
HB 469 - Dinkins
HB 507 - Rone
HCS HB 512 - Lovasco
HCS HB 553 - Hicks
HCS HB 555 - Eggleston
HB 563 - Owen
HCS HB 589 - Knight
HB 604 - Gregory (51)
HB 661 - Ruth
HCS HB 682 - Chipman
HCS HB 744 - Roberts
HCS HB 825 - Schwadron
HB 911 - Hill
HCS HB 1016 - Griesheimer

HB 1070 - Hudson
HB 1200 - Billington
HCS HB 1030 - Taylor (139)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HS HCS HB 306 - Griesheimer
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey

HOUSE BILLS FOR PERFECTION - CONSENT

(03/22/2021)

HB 100 - Sharp (36)
HB 262 - Black (137)
HB 296 - Wallingford
HB 298 - Wallingford
HB 404 - Aldridge
HB 449 - Tate
HB 522 - Windham
HB 640 - Morse
HCS HB 676 - Coleman (97)
HB 763 - Chipman
HB 1053 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 23 & 38, (Fiscal Review 3/25/21) - Black (137)

HOUSE BILLS FOR THIRD READING - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR THIRD READING

HCS HBs 1123 & 1221 - Kelly (141)
HB 295, (Fiscal Review 3/25/21) - Roberts
HCS HB 733, (Fiscal Review 3/25/21) - Patterson
HCS HB 592 - Fitzwater
HCS HB 946 - Hill

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner
HCS#2 HB 69 - Billington
HS HB 533 - Knight
HB 202 - McGirl
HB 380 - Walsh (50)
HCS HB 369 - Taylor (48)

HCS HB 384 - Veit
HB 530 - Evans
HB 488 - Hicks
HB 387 - Bailey
HCS HBs 557 & 560 (Fiscal Review 3/24/21), E.C. - Veit
HCS HB 697 - DeGroot
HB 834 - Wright

SENATE BILLS FOR SECOND READING

SCS SB 91
SS SCS SB 108
SCS SB 119
SS SB 141
SS SB 283
SB 303
SB 365
SCS SB 403
SCS SB 457
SCS SB 520

SENATE BILLS FOR THIRD READING

SS SB 2, E.C. - Falkner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FORTY-THIRD DAY, FRIDAY, MARCH 26, 2021

The House met pursuant to adjournment.

Representative Fitzwater in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 21, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Elementary and Secondary Education, Department of Mental Health, Department of Health and Senior Services, Department of Social Services, and the Office of the State Public Defender and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 91, relating to certain offenders of sex crimes, with existing penalty provisions.

SS SCS SB 108, relating to telecommunications.

SCS SB 119, relating to telecommunication practices, with penalty provisions.

SS SB 141, relating to types of energy.

SS SB 283, relating to alcoholic beverages, with existing penalty provisions.

SB 303, relating to electronic transfer of workers' compensation benefits.

SB 365, relating to property tax assessment lists.

SCS SB 403, relating to health care.

SCS SB 457, relating to Montessori schools, with an emergency clause.

SCS SB 520, relating to the designation of memorial infrastructure.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 9 - Utilities

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 100, HB 262, HB 296, HB 298, HB 404, HB 449, HB 522, HB 640, HCS HB 676, HB 763** and **HB 1053**.

The following members' presence was noted: Andrews, Appelbaum, Aune, Barnes, Basye, Black (137), Bland Manlove, Boggs, Brown (27), Chipman, Clemens, Collins, Davis, Deaton, DeGroot, Evans, Falkner, Fishel, Fitzwater, Gray, Gregory (51), Griffith, Haley, Hardwick, Kelley (127), Kelly (141), Lovasco, McGaugh, Mosley, Proudie, Richey, Riley, Roberts, Sassmann, Shields, Smith (67), Stacy, Stevens (46), Taylor (48), Trent, Unsicker, Walsh (50), and Windham.

ADJOURNMENT

On motion of Representative Fitzwater, the House adjourned until 4:00 p.m., Monday, March 29, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 30, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 645, HB 1296, SB 37

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Monday, March 29, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HCB 2, HB 631

Executive session will be held: HB 573, HB 827, HB 446, HB 1166

Executive session may be held on any matter referred to the committee.

Removed HB 564.

AMENDED

CRIME PREVENTION

Monday, March 29, 2021, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 142, HB 166, HB 992
Executive session will be held: SS#2 SB 26, HB 742, HB 1179, HB 1333
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HJR 34, HB 1399, HB 342, HB 925
Executive session will be held: HJR 49, HB 665
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 64, HB 465, HB 872, HB 368
Executive session will be held: HB 580, HB 581, HB 608, HB 101
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, March 29, 2021, 2:45 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, March 29, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 723, HB 816, HB 1068, HB 919
Executive session will be held: HB 245, HB 836, HB 1254, HB 1345, HB 1291
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, March 29, 2021, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HJR 51, HB 1428, HB 1290, HB 989
Executive session will be held: HB 84, HB 632, HB 1295
Executive session may be held on any matter referred to the committee.
Covid vaccination update from Robert Knodell.

LEGISLATIVE REVIEW

Monday, March 29, 2021, 2:30 PM, House Hearing Room 6.
Executive session will be held: HB 513
Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, March 30, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 955, HB 1086, HB 1161

Executive session will be held: HB 290, HB 396, HB 1249

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, March 29, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCR 17, HCS HB 217, HB 238, HCS HB 363, HCS HB 541, HCS HB 549, HCS HB 673, HB 1010, HCS HB 1046, HB 1162, HB 1314

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 30, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 8. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON REDISTRICTING

Thursday, April 1, 2021, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public input for redistricting of Missouri Congressional District 7. In person and written testimony will be accepted.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 29, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 424

Executive session may be held on any matter referred to the committee.

CANCELLED

VETERANS

Tuesday, March 30, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1056

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, March 31, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1307, HJR 57, SCR 2

Executive session will be held: HB 388

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, March 29, 2021, 1:00 PM, House Hearing Room 1.

Executive session will be held: HB 1265, HCR 39, HB 115

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FORTY-FOURTH DAY, MONDAY, MARCH 29, 2021

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 21 - Smith (163)

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 26 - Falkner

HJR 47 - Bailey

HJR 13 - Coleman (32)

HJR 17 - Kidd

HOUSE JOINT RESOLUTIONS FOR PERFECTION - INFORMAL

HJR 6 - Schnelting

HCS HJR 22 - Eggleston

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, (6 hours total debate on perfection) - Smith (163)

HCS HB 2, (6 hours total debate on perfection) - Smith (163)

HCS HB 3, (6 hours total debate on perfection) - Smith (163)

HCS HB 4, (6 hours total debate on perfection) - Smith (163)

HCS HB 5, (6 hours total debate on perfection) - Smith (163)

HCS HB 6, (6 hours total debate on perfection) - Smith (163)

HCS HB 7, (6 hours total debate on perfection) - Smith (163)

HCS HB 8, (6 hours total debate on perfection) - Smith (163)

HCS HB 9, (6 hours total debate on perfection) - Smith (163)

HCS HB 10, (6 hours total debate on perfection) - Smith (163)

HCS HB 11, (6 hours total debate on perfection) - Smith (163)

HCS HB 12, (6 hours total debate on perfection) - Smith (163)

HCS HB 13, (6 hours total debate on perfection) - Smith (163)

HCS HB 15, (6 hours total debate on perfection) - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 60 - Schnelting

HCS HB 1095 - Deaton

HCS HB 1236 - Smith (163)

HCS HB 1242 - Evans

HCS HB 29 - Walsh (50)

HCS HB 66 - Pike

HB 143 - DeGroot

HB 161 - Hudson

HCS HBs 165 & 196 - Richey

HB 167 - Hardwick

HCS HB 214 - Hill

HCS HB 229 - Basye

HCS HB 248 - Coleman (32)

HB 253 - Fishel

HB 261 - Black (137)

HB 299 - Wallingford

HB 313 - Bromley

HB 318 - DeGroot

HCS HB 320 - Fitzwater

HB 391 - Griffith

HCS HB 394 - Reedy

HB 395 - Reedy

HCS HB 441 - Falkner

HB 469 - Dinkins

HB 507 - Rone

HCS HB 512 - Lovasco

HCS HB 553 - Hicks

HCS HB 555 - Eggleston

HB 563 - Owen

HCS HB 589 - Knight

HB 604 - Gregory (51)

HB 661 - Ruth

HCS HB 682 - Chipman

HCS HB 744 - Roberts

HCS HB 825 - Schwadron

HB 911 - Hill

HCS HB 1016 - Griesheimer

HB 1070 - Hudson

HB 1200 - Billington

HCS HB 1030 - Taylor (139)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HS HCS HB 306 - Griesheimer
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 472 - Griesheimer
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 602 - Grier
HCS HB 944 - Reedy
HCS HB 137 - Richey

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 23 & 38, (Fiscal Review 3/25/21) - Black (137)

HOUSE BILLS FOR THIRD READING - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR THIRD READING

HCS HBs 1123 & 1221 - Kelly (141)

HB 295, (Fiscal Review 3/25/21) - Roberts

HCS HB 733, (Fiscal Review 3/25/21) - Patterson

HCS HB 592 - Fitzwater

HCS HB 946 - Hill

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 529 - Haffner

HCS#2 HB 69 - Billington

HS HB 533 - Knight

HB 202 - McGirl

HB 380 - Walsh (50)

HCS HB 369 - Taylor (48)

HCS HB 384 - Veit

HB 530 - Evans

HB 488 - Hicks

HB 387 - Bailey

HCS HBs 557 & 560, (Fiscal Review 3/24/21), E.C. - Veit

HCS HB 697 - DeGroot

HB 834 - Wright

HOUSE BILLS FOR THIRD READING - CONSENT

HB 100 - Sharp (36)

HB 262 - Black (137)

HB 296 - Wallingford

HB 298 - Wallingford

HB 404 - Aldridge

HB 449 - Tate

HB 522 - Windham

HB 640 - Morse

HCS HB 676 - Coleman (97)

HB 763 - Chipman

HB 1053 - Patterson

SENATE BILLS FOR THIRD READING

SS SB 2, E.C. - Falkner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-FIFTH DAY, MONDAY, MARCH 8, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Aaron Griesheimer.

Heavenly Father,

As we gather this week, we pray that You be with us. Right now, we gather together to give You thanks and praise. Fill our hearts with compassion, our minds with understanding and our souls with courage.

We ask all this in Jesus's name, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-fourth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 22, relating to tax increment financing.

SS SCS SB 27, relating to political subdivisions, with existing penalty provisions.

SB 38, relating to electric bicycles, with penalty provisions.

SS SB 89, relating to motor clubs, with existing penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HB 529, HCS HB 556, HCS HB 577, HB 624, HCS HB 685, HB 767, HB 92, HB 151, HB 158, HB 177, HB 201, HB 202, HB 295, HCS HB 306, HB 380, HB 491, HCS HB 583, HB 660, HB 678, HCS HB 782, HB 920, HB 948, HCS HB 307, HB 316, HB 333, HCS HB 384, HB 530 and HCS HB 592 were moved to the Informal Calendar.

HB 701, relating to retirement systems, was taken up by Representative Black (7).

On motion of Representative Black (7), the title of **HB 701** was agreed to.

On motion of Representative Black (7), **HB 701** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 624, relating to early high school graduation, was taken up by Representative Richey.

Representative Richey moved that the title of **HB 624** be agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 624, Page 1, In The Title, Lines 1-2, by deleting the phrase "early high school graduation" and inserting in lieu thereof the phrase "educational opportunities"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 624, Page 5, Section 161.385, Line 66, by inserting immediately after said section and line the following:

"166.400. Sections 166.400 to 166.455 shall be known and may be cited as the "Missouri Education [Savings] Program".

166.410. [Definitions.] As used in sections 166.400 to 166.455, except where the context clearly requires another interpretation, the following terms mean:

- (1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified education expenses at an eligible educational institution;
- (2) "Benefits", the payment of qualified education expenses on behalf of a beneficiary from a savings account during the beneficiary's attendance at an eligible educational institution;
- (3) "Board", the Missouri education [savings] program board established in section 166.415;
- (4) "Eligible educational institution", an [institution of postsecondary education] **eligible educational institution** as defined in Section [529(e)(5)] **529** of the Internal Revenue Code, [and institutions of elementary and secondary education as provided in Sections 529(e)(7) and 529(e)(3) of the Internal Revenue Code,] as amended;
- (5) "Financial institution", a bank, insurance company or registered investment company;
- (6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;
- (7) "Missouri education [savings] program" or "[savings] program", the program created pursuant to sections 166.400 to 166.455;
- (8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.400 to 166.455 for the advance payment of qualified education expenses on behalf of a beneficiary;
- (9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.400 to 166.455; and
- (10) "Qualified higher education expenses" or "qualified education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section [529(e)(3)] **529** of the Internal Revenue Code, as amended.

166.415. 1. There is hereby created the "Missouri Education [Savings] Program". The program shall be administered by the Missouri education [savings] program board which shall consist of the Missouri state treasurer who shall serve as chairman, the commissioner of the department of higher education and workforce development, the commissioner of education, the commissioner of the office of administration, the director of the department of economic development, two persons having demonstrable experience and knowledge in the areas of finance or the investment and management of public funds, one of whom is selected by the president pro tem of the senate and one of whom is selected by the speaker of the house of representatives, and one person having demonstrable experience and knowledge in the area of banking or deposit rate determination and placement of depository certificates of deposit or other deposit investments. Such member shall be appointed by the governor with the advice and consent of the senate. The three appointed members shall be appointed to serve for terms of four years from the date of appointment, or until their successors shall have been appointed and shall have qualified. The members of the board shall be subject to the conflict of interest provisions of section 105.452. Any member who violates the conflict of interest provisions shall be removed from the board. In order to establish and administer the [savings] program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri education [savings] program and, notwithstanding any provision of sections 166.400 to 166.455 to the contrary, the [savings] programs and services consistent with the purposes and objectives of sections 166.400 to 166.455;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.400 to 166.455, to permit the [savings] program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code and to ensure the [savings] program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution for investment services, and their families, including special programs and materials to inform families with young children regarding methods for financing education and training;

(4) Enter into agreements with any financial institution, the state or any federal or other agency or entity as required for the operation of the [savings] program pursuant to sections 166.400 to 166.455;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the [savings] program;

(7) Invest the funds received from participants in appropriate investment instruments to achieve long-term total return through a combination of capital appreciation and current income;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.400 to 166.455 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the [savings] program;

(11) Effectuate and carry out all the powers granted by sections 166.400 to 166.455, and have all other powers necessary to carry out and effectuate the purposes, objectives and provisions of sections 166.400 to 166.455 pertaining to the [savings] program; and

(12) Procure insurance, guarantees or other protections against any loss in connection with the assets or activities of the [savings] program.

2. Any member of the board may designate a proxy for that member who will enjoy the full voting privileges of that member for the one meeting so specified by that member. No more than three proxies shall be considered members of the board for the purpose of establishing a quorum.

3. Four members of the board shall constitute a quorum. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. No action shall be taken by the board except upon the affirmative vote of a majority of the members present.

4. The board shall meet within the state of Missouri at the time set at a previously scheduled meeting or by the request of any four members of the board. Notice of the meeting shall be delivered to all other trustees in person or by depositing notice in a United States post office in a properly stamped and addressed envelope not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

5. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. For new contracts entered into after August 28, 2012, board members shall study investment plans of other states and contract with or negotiate to provide benefit options the same as or similar to other states' qualified plans for the purpose of offering additional options for members of the plan. The board may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of ~~his or her~~ the member's position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

6. No investment transaction authorized by the board shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment.

7. No trustee or employee of the [savings] program shall receive any gain or profit from any funds or transaction of the [savings] program. Any trustee, employee or agent of the [savings] program accepting any gratuity or compensation for the purpose of influencing such trustee's, employee's or agent's action with respect to the investment or management of the funds of the [savings] program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery.

166.420. 1. The board may enter into [savings] program participation agreements with participants on behalf of beneficiaries pursuant to the provisions of sections 166.400 to 166.455, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the [savings] program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) The execution of a participation agreement by the board shall not guarantee that the beneficiary named in any participation agreement will be admitted to an eligible educational institution, be allowed to continue to attend an eligible educational institution after having been admitted or will graduate from an eligible educational institution;

(4) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(5) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(6) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount ~~which~~ that may be contributed annually ~~by a participant~~ with respect to a beneficiary.

3. The board shall establish a total contribution limit for savings accounts established under the [savings] program with respect to a beneficiary to permit the [savings] program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code. No contribution may be made to a savings account for a beneficiary if it would cause the balance of all savings accounts of the beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a beneficiary from exceeding what is necessary to provide for the qualified education expenses of the beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the [savings] program to qualify pursuant to section 166.435. Any contributions or earnings that are withdrawn or distributed from a savings account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 166.430.

166.425. All money paid by a participant in connection with participation agreements shall be deposited as received and shall be promptly invested by the board. Contributions and earnings thereon accumulated on behalf of participants in the [savings] program may be used, as provided in the participation agreement, for qualified education expenses. Such contributions and earnings shall not be considered income for purposes of determining a participant's eligibility for financial assistance under any state student aid program.

166.435. 1. Notwithstanding any law to the contrary, the assets of the [savings] program held by the board, the assets of any deposit program authorized in section 166.500, and the assets of any qualified tuition [savings] program established pursuant to Section 529 of the Internal Revenue Code and any income therefrom shall be exempt from all taxation by the state or any of its political subdivisions. Income earned or received from the [savings] program, deposit, or other qualified tuition [savings] programs established under Section 529 of the Internal Revenue Code, or refunds of qualified education expenses received by a beneficiary from an eligible educational institution in connection with withdrawal from enrollment at such institution which are contributed within sixty days of withdrawal to a qualified tuition [savings] program of which such individual is a beneficiary shall not be subject to state income tax imposed pursuant to chapter 143 and shall be eligible for any benefits provided in accordance with Section 529 of the Internal Revenue Code. The exemption from taxation pursuant to this section shall apply only to assets and income maintained, accrued, or expended pursuant to the requirements of the [savings] program established pursuant to sections 166.400 to 166.455, the deposit program established pursuant to sections 166.500 to 166.529, and other qualified tuition [savings] programs established under Section 529 of the Internal Revenue Code, and no exemption shall apply to assets and income expended for any other purposes. Annual contributions made to the [savings] program held by the board, the deposit program, and any qualified tuition [savings] program established under Section 529 of the Internal Revenue Code up to and including eight thousand dollars per [participating] taxpayer, and up to sixteen thousand dollars for married individuals filing a joint tax return, shall be subtracted in determining Missouri adjusted gross income pursuant to section 143.121.

2. If any deductible contributions to or earnings from any such program referred to in this section are distributed and not used to pay qualified education expenses, not transferred as allowed by 26 U.S.C. Section 529(c)(3)(C)(i), as amended, and any Internal Revenue Service regulations or guidance issued in relation thereto, or are not held for the minimum length of time established by the appropriate Missouri board, then the amount so distributed shall be included in the Missouri adjusted gross income of the participant, or, if the participant is not living, the beneficiary.

3. The provisions of this section shall apply to tax years beginning on or after January 1, 2008, and the provisions of this section with regard to sections 166.500 to 166.529 shall apply to tax years beginning on or after January 1, 2004.

166.440. The assets of the [savings] program shall at all times be preserved, invested and expended only for the purposes set forth in this section and in accordance with the participation agreements, and no property rights therein shall exist in favor of the state.

166.456. All personally identifiable information concerning participants and beneficiaries of accounts established within the Missouri education [savings] program pursuant to sections 166.400 to 166.456 shall be confidential, and any disclosure of such information shall be restricted to purposes directly connected with the administration of the program.

166.502. As used in sections 166.500 to 166.529, except where the context clearly requires another interpretation, the following terms mean:

- (1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified higher education expenses at an eligible educational institution;
- (2) "Benefits", the payment of qualified higher education expenses on behalf of a beneficiary from a deposit account during the beneficiary's attendance at an eligible educational institution;
- (3) "Board", the Missouri education [savings] program board established in section 166.415;
- (4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code;
- (5) "Financial institution", a depository institution and any intermediary that brokers certificates of deposits;
- (6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;
- (7) "Missouri higher education deposit program" or "deposit program", the program created pursuant to sections 166.500 to 166.529;
- (8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.500 to 166.529 for the advance payment of qualified higher education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.500 to 166.529;

(10) "Qualified higher education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code of 1986, as amended.

209.610. 1. The board may enter into ABLE program participation agreements with participants on behalf of designated beneficiaries pursuant to the provisions of sections 209.600 to 209.645, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the ABLE program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(4) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(5) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount of contributions which may be made annually to an ABLE account, which shall be the same as the amount allowed by 26 U.S.C. Section 529A of the Internal Revenue Code of 1986, as amended.

3. The board shall establish a total contribution limit for savings accounts established under the ABLE program with respect to a designated beneficiary which shall in no event be less than the amount established as the contribution limit by the Missouri education [savings] program board for qualified tuition [savings] programs established under sections 166.400 to 166.450. No contribution shall be made to an ABLE account for a designated beneficiary if it would cause the balance of the ABLE account of the designated beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a designated beneficiary from exceeding what is necessary to provide for the qualified disability expenses of the designated beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ABLE program to qualify as tax exempt pursuant to section 209.625. Any contributions or earnings that are withdrawn or distributed from an ABLE account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 209.620."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fitzwater offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1 to House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 624, Page 1, Line 1, by inserting after the number "624," the following:

"Page 3, Section 160.560, Line 69, by inserting after all of said section and line the following:

"160.2700. For purposes of sections 160.2700 to 160.2725, "adult high school" means a school that:

- (1) Is for individuals who do not have a high school diploma and who are twenty-one years of age or older;
- (2) Offers an industry certification program or programs and a high school diploma in a manner that allows students to earn a diploma at the same time that they earn an industry certification;
- (3) Offers [on-site] child care for children of enrolled students attending the school; and
- (4) Is not eligible to receive funding under section 160.415 or 163.031.

160.2705. 1. The department of elementary and secondary education shall authorize before January 1, 2018, a Missouri-based nonprofit organization meeting the criteria under subsection 2 of this section to establish and operate four adult high schools, with:

- (1) One adult high school to be located in a city not within a county;
- (2) One adult high school to be located in a county of the third classification without a township form of government and with more than forty-one thousand but fewer than forty-five thousand inhabitants or a county contiguous to that county;
- (3) One adult high school to be located in a county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants or a county contiguous to that county; and
- (4) One adult high school to be located in a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants.

2. The department of elementary and secondary education shall grant the authorization described under subsection 1 of this section based on a bid process conducted in accordance with the rules and regulations governing purchasing through the office of administration. The successful bidder shall:

- (1) Demonstrate the ability to establish, within twenty-one months of the receipt of the authorization, four adult high schools offering high school diplomas, an industry certification program or programs, and ~~[on-site]~~ child care for children of the students attending the high schools;
- (2) Commit at least two million dollars in investment for the purpose of establishing the necessary infrastructure to operate four adult high schools;
- (3) Demonstrate substantial and positive experience in providing services, including industry certifications and job placement services, to adults twenty-one years of age or older whose educational and training opportunities have been limited by educational disadvantages, disabilities, homelessness, criminal history, or similar circumstances;
- (4) Establish a partnership with a state-supported postsecondary education institution or more than one such partnership, if a partnership or partnerships are necessary in order to meet the requirements for an adult high school;
- (5) Establish a comprehensive plan that sets forth how the adult high schools will help address the need for a sufficiently trained workforce in the surrounding region for each adult high school;
- (6) Establish partnerships and strategies for engaging the community and business leaders in carrying out the goals of each adult high school;
- (7) Establish the ability to meet quality standards through certified teachers and programs that support each student in his or her goal to find a more rewarding job;
- (8) Establish a plan for assisting students in overcoming barriers to educational success including, but not limited to, educational disadvantages, homelessness, criminal history, disability, including learning disability such as dyslexia, and similar circumstances;
- (9) Establish a process for determining outcomes of the adult high school, including outcomes related to a student's ability to find a more rewarding job through the attainment of a high school diploma and job training and certification; and
- (10) Bids shall not include an administrative fee greater than ten percent.

3. (1) The department of elementary and secondary education shall establish academic requirements for students to obtain high school diplomas.

(2) Requirements for a high school diploma shall be based on an adult student's prior high school achievement and the remaining credits and coursework that would be necessary for the student to receive a high school diploma if he or she were in a traditional high school setting. The adult student shall meet the requirements with the same level of academic rigor as would otherwise be necessary to attain such credits.

(3) The adult high school authorized under this section shall award high school diplomas to students who successfully meet the established academic requirements. The adult high school authorized under this section shall confer the diploma as though the student earned the diploma at a traditional high school. The diploma shall have no differentiating marks, titles, or other symbols.

(4) Students at adult high schools may complete required coursework at their own pace and as available through the adult high school. They shall not be required to satisfy any specific number of class minutes. The adult high school may also make classes available to students online as may be appropriate. However, students shall not complete the majority of instruction of the school's curriculum online or through remote instruction. **For the purposes of this subsection, synchronous instruction connecting students to a live class conducted in a Missouri adult high school shall be treated the same as in-person instruction.**

(5) The department of elementary and secondary education shall not create additional regulations or burdens on the adult high school or the students attending the adult high schools beyond certifying necessary credits and ensuring that students have sufficiently mastered the subject matter to make them eligible for credit.

4. An adult high school shall be deemed a "secondary school system" for the purposes subdivision (15) of subsection 1 of section 210.211."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Windham offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 624, Page 5, Line 34, by inserting after all of said line the following:

"173.250. 1. There is hereby established a "Higher Education Academic Scholarship Program" and any moneys appropriated by the general assembly for this program shall be used to provide scholarships for Missouri citizens to attend a Missouri college or university of their choice pursuant to the provisions of this section.

2. The definitions of terms set forth in section 173.1102 shall be applicable to such terms as used in this section. In addition, the following definitions shall apply:

(1) "Academic scholarship", an amount of money paid by the state of Missouri to a student pursuant to the provisions of this section;

(2) "ACT", the American College Testing program examination;

(3) "Approved institution", an approved public or approved private institution as defined in section 173.1102;

(4) "Eligible student", an individual who meets the criteria set forth in section 173.1104, excluding the requirements of financial need and undergraduate status and, in addition, meets the following requirements:

(a) Has achieved a qualifying score on the ACT or SAT;

(b) Is a Missouri resident who has completed secondary coursework through graduation from high school or the virtual public school established in section 161.670, receipt of a general education development (GED) diploma, completion of a program of study through homeschooling or any other program of academic instruction that satisfies the compulsory attendance requirement under section 167.031; ~~and~~

(c) Is enrolled full time or accepted for full-time enrollment as a postsecondary student at an approved institution during the academic year immediately following the completion of ~~his or her~~ the individual's secondary coursework; **and**

(d) For all academic years beginning on or after July 1, 2022, meets the following additional requirements:

a. Graduated from high school with an overall grade point average of at least two and three-fourths on a four-point scale, or the equivalent on another scale;

b. Performed at least fifty hours of unpaid tutoring or mentoring, of which up to twenty-five percent may include job shadowing, prior to high school graduation; and

c. Maintains eligibility by completing a minimum of ninety percent of the clock hours required for the federal payment period for students enrolled full time in an eligible clock hour program;

(5) "Missouri test-takers", all Missouri high school seniors who take the ACT or the SAT;

(6) "Qualifying score", a composite score on the ACT or the SAT achieved in an eligible student's high school sophomore, junior, or senior year that is in the top five percent of Missouri test-takers, as established at the beginning of an eligible student's final year of secondary coursework;

(7) "Recipient", an eligible or renewal student who receives an academic scholarship pursuant to this section;

(8) "Renewal student", an eligible student who remains in compliance with the provisions of section 173.1104, maintains continuous enrollment, and makes satisfactory academic degree progress; and

(9) "SAT", the Scholastic Aptitude Test.

3. The coordinating board for higher education shall be the administrative agency for the implementation of the program established by this section, and shall:

(1) Promulgate reasonable rules and regulations for the exercise of its functions and the effectuation of the purposes of this section, including regulations for granting scholarship deferments;

(2) Prescribe the form and the time and method of awarding academic scholarships, and shall supervise the processing thereof; and

(3) Select qualified recipients to receive academic scholarships, make such awards of academic scholarships to qualified recipients and determine the manner and method of payment to the recipient.

4. Eligible students shall be offered academic scholarships in the following amounts and in the following order of priority, within the limits of the funds appropriated and made available:

(1) Each eligible student with a qualifying score in the top three percent of all Missouri test-takers shall be offered an academic scholarship of up to three thousand dollars per year. All students in the top three percent shall receive awards of three thousand dollars before any student in the top fourth and fifth percentiles receives any award;

(2) Provided sufficient funds are appropriated, each eligible student with a qualifying score in the top fourth and fifth percentiles shall be offered an academic scholarship of up to one thousand dollars per year.

5. Eligible students may renew academic scholarships for their second, third, and fourth years of postsecondary education, or as long as the recipient is in compliance with the criteria to be a renewal student.

6. If an eligible student is unable to enroll during the first academic year or a renewal student ceases attendance at an approved institution for the purpose of providing service to a nonprofit organization, a state or federal government agency, or any branch of the Armed Forces of the United States, such student shall be offered an academic scholarship upon enrollment in any approved institution after the completion of their service, if the student meets all other requirements for an initial or renewal award and if the following criteria are met:

(1) For an eligible student who cannot attend an approved institution as a result of service to a nonprofit organization or the state or federal government, the student returns to full-time status within twenty-seven months and provides verification to the coordinating board for higher education that the service to the nonprofit organization was satisfactorily completed and was not compensated other than for expenses, or that the service to the state or federal government was satisfactorily completed; or

(2) For an eligible student who cannot attend an approved institution as a result of military service in the Armed Forces of the United States, the student returns to full-time status within six months after the eligible student first ceases service to the Armed Forces and provides verification to the coordinating board for higher education that the military service was satisfactorily completed.

7. A recipient of an academic scholarship awarded under this section may transfer from one approved institution to another without losing eligibility for the academic scholarship.

8. If a recipient of an academic scholarship at any time withdraws from an approved institution so that under the rules and regulations of that institution ~~he or she~~ **the recipient** is entitled to a refund of any tuition, fees or other charges, the institution shall pay the portion of the refund attributable to the academic scholarship for that term to the coordinating board for higher education.

9. Other provisions of this section to the contrary notwithstanding, if an eligible student has been awarded an initial academic scholarship pursuant to the provisions of this section but is unable to attend an approved institution during the first academic year because of illness, disability, pregnancy or other medical need or if a renewal student ceases all attendance at an approved institution because of illness, disability, pregnancy or other medical need, the recipient shall be eligible for an initial or renewal academic scholarship upon enrollment in or return to any approved institution, provided the recipient:

(1) Enrolls in or returns to full-time status within twenty-seven months;

(2) Provides verification in compliance with coordinating board for higher education rules of sufficient medical evidence documenting an illness, disability, pregnancy or other medical need of such person to require that that person will not be able to use the academic scholarship during the time period for which it was originally offered; and

(3) Meets all other requirements established for eligibility to receive an academic scholarship."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 2 to House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Christofanelli, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Richey, **HB 624, as amended**, was ordered perfected and printed.

HCS HB 685, relating to certain public offices, was taken up by Representative Chipman.

On motion of Representative Chipman, the title of **HCS HB 685** was agreed to.

On motion of Representative Chipman, **HCS HB 685** was adopted.

On motion of Representative Chipman, **HCS HB 685** was ordered perfected and printed.

HB 660, relating to special license plates for Boy Scouts of America, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, the title of **HB 660** was agreed to.

Representative Taylor (139) assumed the Chair.

On motion of Representative O'Donnell, **HB 660** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 733, relating to the workforce diploma program, was placed on the Informal Calendar.

HCS HB 811, relating to teacher and school employee retirement systems, was taken up by Representative Black (7).

On motion of Representative Black (7), the title of **HCS HB 811** was agreed to.

Representative Black (7) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 811, Page 3, Section 169.560, Line 58, by inserting after all of said line the following:

"169.596. 1. Notwithstanding any other provision of this chapter to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.010 to 169.141 may, without losing his or her retirement benefit, teach full time for up to ~~two~~ **four** years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district, and provided that no such retired certificated teacher shall be employed as a superintendent. The total number of such retired certificated teachers shall not exceed, at any one time, the lesser of ten percent of the total teacher staff for that school district, or five certificated teachers.

2. Notwithstanding any other provision of this chapter to the contrary, a person receiving a retirement benefit from the retirement system established pursuant to sections 169.600 to 169.715 may, without losing his or her retirement benefit, be employed full time for up to ~~two~~ **four** years for a school district covered by such retirement system; provided that the school district has a shortage of noncertificated employees, as determined by the school district. The total number of such retired noncertificated employees shall not exceed, at any one time, the lesser of ten percent of the total noncertificated staff for that school district, or five employees.

3. The employer's contribution rate shall be paid by the hiring school district.

4. In order to hire teachers and noncertificated employees pursuant to the provisions of this section, the school district shall:

- (1) Show a good faith effort to fill positions with nonretired certificated teachers or nonretired noncertificated employees;
 - (2) Post the vacancy for at least one month;
 - (3) Have not offered early retirement incentives for either of the previous two years;
 - (4) Solicit applications through the local newspaper, other media, or teacher education programs;
 - (5) Determine there is an insufficient number of eligible applicants for the advertised position; and
 - (6) Declare a critical shortage of certificated teachers or noncertificated employees that is active for one year.
5. Any person hired pursuant to this section shall be included in the State Directory of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black (7), **House Amendment No. 1** was adopted.

Representative Dinkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 811, Page 1, Section A, Line 2, by inserting after all of said line the following:

"169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

- (1) Two and five-tenths percent of the member's final average salary for each year of membership service;
- (2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

(3) Two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;

(4) Two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;

(5) Two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;

(6) Two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;

(7) Two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;

(8) ~~Between July 1, 2001, and July 1, 2014,~~ Two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is ~~thirty-one~~ **thirty-two** years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated as a sum of the following items:

(1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;

(3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2. Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1;

OR

Option 3. Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1;

OR

Option 4. Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1;

OR

Option 5. Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty

monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the one hundred twenty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum;

OR

Option 6. Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies and his or her financial institution is unable to accept the final payment or payments due to the member, the final payment or payments shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated. If the beneficiary of a deceased member dies and his or her financial institution is unable to accept the final payment or payments, the final payment or payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated.

6. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or to the estate of the

member, in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence.

7. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

8. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

9. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

10. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was in excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;

(4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

12. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the

member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section ~~[169.580 or]~~ 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

13. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed eighty percent of the retirement allowance established at retirement or as previously adjusted by other subsections. If the cost of living increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

14. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 13 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

15. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

16. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

17. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

18. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996, the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

- (1) Thirty or more years of service, one thousand two hundred dollars;
- (2) At least twenty-five years but less than thirty years, one thousand dollars;
- (3) At least twenty years but less than twenty-five years, eight hundred dollars;
- (4) At least fifteen years but less than twenty years, six hundred dollars.

19. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 13 of this section.

20. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

21. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars.

22. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

23. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

24. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 2** was adopted.

On motion of Representative Black (7), **HCS HB 811, as amended**, was adopted.

On motion of Representative Black (7), **HCS HB 811, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 583, relating to audits of state entities, was taken up by Representative Riggs.

On motion of Representative Riggs, the title of **HCS HB 583** was agreed to.

On motion of Representative Riggs, **HCS HB 583** was adopted.

On motion of Representative Riggs, **HCS HB 583** was ordered perfected and printed.

HOUSE RESOLUTIONS

HR 173, relating to employees of the Missouri House of Representatives, was taken up by Representative Chipman.

On motion of Representative Chipman, **HR 173** was adopted by the following vote:

AYES: 152

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Plocher
Polliitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Windham
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	Bosley	Clemens	Haley	Houx
Knight	McDaniel	Pike	Wiemann	Wright

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HB 52, relating to firearms on public transportation systems, was taken up by Representative Schnelting.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bland Manlove	Chipman	Haley	Houx	Kidd
Pike	Stacy	Stephens 128		

VACANCIES: 001

On motion of Representative Schnelting, **HB 52** was read the third time and passed by the following vote:

AYES: 124

Anderson	Andrews	Atchison	Bailey	Baker
Bangert	Baringer	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 70
Buchheit-Courtway	Burger	Burton	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Hannegan	Hardwick
Henderson	Hicks	Hill	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
West	Wiemann	Wright	Mr. Speaker	

NOES: 032

Adams	Appelbaum	Aune	Barnes	Bland Manlove
Bosley	Brown 27	Burnett	Clemens	Collins
Doll	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Weber	Young			

PRESENT: 003

Aldridge	Proudie	Windham
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ABSENT WITH LEAVE: 003

Haley Houx Pike

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

HB 249, relating to advanced industrial manufacturing zones, was placed on the Informal Calendar.

HB 578, relating to biennial motor vehicle registrations, was taken up by Representative Bromley.

On motion of Representative Bromley, **HB 578** was read the third time and passed by the following vote:

AYES: 156

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Hannegan	Hardwick	Henderson
Hicks	Hill	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roerber	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schojack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 001

Windham

ABSENT WITH LEAVE: 004

Francis

Haley

Houx

Pike

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 31 - Ways and Means

HJR 48 - Elections and Elected Officials

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 26 - Elections and Elected Officials

HB 142 - Crime Prevention

HB 166 - Crime Prevention

HB 251 - Judiciary

HB 279 - Special Committee on Small Business

HB 309 - Rural Community Development

HB 311 - Higher Education

HB 314 - Emerging Issues

HB 344 - Emerging Issues

HB 396 - Public Safety

HB 431 - Children and Families

HB 489 - Special Committee on Small Business

HB 490 - Transportation

HB 511 - Downsizing State Government

HB 562 - General Laws

HB 587 - Economic Development

HB 643 - Crime Prevention

HB 645 - Agriculture Policy

HB 647 - Rural Community Development

HB 680 - Elections and Elected Officials

HB 688 - Ways and Means

HB 723 - General Laws

HB 751 - Health and Mental Health Policy

HB 758 - Judiciary

HB 815 - Elections and Elected Officials

HB 827 - Conservation and Natural Resources
HB 841 - Rural Community Development
HB 857 - Special Committee on Government Accountability
HB 869 - Special Committee on Tourism
HB 902 - Judiciary
HB 906 - Rural Community Development
HB 921 - Economic Development
HB 939 - General Laws
HB 989 - Health and Mental Health Policy
HB 994 - General Laws
HB 1027 - Judiciary
HB 1075 - Health and Mental Health Policy
HB 1094 - Local Government
HB 1122 - Downsizing State Government
HB 1150 - Transportation
HB 1160 - Utilities
HB 1166 - Conservation and Natural Resources
HB 1179 - Crime Prevention
HB 1206 - General Laws
HB 1209 - Local Government
HB 1217 - Transportation
HB 1238 - Transportation
HB 1249 - Public Safety
HB 1254 - General Laws
HB 1266 - Rural Community Development
HB 1288 - Special Committee on Small Business
HB 1291 - General Laws
HB 1315 - Judiciary
HB 1328 - Utilities
HB 1333 - Crime Prevention
HB 1334 - Utilities
HB 1349 - Professional Registration and Licensing
HB 1350 - Insurance
HB 1355 - Transportation
HB 1357 - Insurance
HB 1383 - Higher Education
HB 1403 - Transportation
HB 1420 - Ways and Means

COMMITTEE REPORTS

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 214**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Boggs, Cupps, Grier, Johnson, Riggs, Smith (155) and Trent

Noes (2): Barnes and Gunby

Absent (2): Baker and Deaton

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 649**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Boggs, Cupps, Grier, Riggs, Smith (155) and Trent

Noes (3): Barnes, Gunby and Johnson

Absent (2): Baker and Deaton

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1095**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baker, Boggs, Cupps, Deaton, Grier, Riggs and Smith (155)

Noes (3): Barnes, Gunby and Johnson

Absent (1): Trent

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Seitz, Thomas and Weber

Noes (0)

Absent (1): Smith (155)

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 452**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Seitz and Weber

Noes (1): Thomas

Absent (1): Smith (155)

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1047**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann and Weber

Noes (2): Seitz and Thomas

Absent (1): Smith (155)

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 555**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Coleman (32), Eggleston, Lovasco, Mayhew, McGirl, Riggs, Roden and Wallingford

Noes (3): Bland Manlove, Gunby and Weber

Absent (0)

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was referred **HB 432, with House Amendment No. 1 and House Amendment No. 2**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (6): Burnett, Houx, Kelly (141), McCreery, Veit, Wiemann

Noes (0)

Absent (3): Hicks, Shaul, Taylor (139)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 42**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HJR 42** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (2): Fitzwater and Gregory (96)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 29**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 66**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 HB 69**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 143**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (2): Bosley and Fitzwater

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 394**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): Gregory (96)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 443**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 472**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (2): Cupps and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 738**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 850**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 928 & 927**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): McDaniel

COMMITTEE APPOINTMENTS

March 8, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo. 21.880.1.7, I hereby appoint Representative Marlon Anderson to the Joint Committee on the Justice System.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

COMMITTEE CHANGES

March 8, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on the Justice System:

I hereby remove from the committee the following members:

Representative David Gregory, Vice-Chair
Representative Shane Roden

I hereby appoint the following members to the committee:

Representative Shamed Dogan
Representative David Evans
Representative Andrew McDaniel

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

March 8, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Government Oversight:

I hereby appoint the following members to the committee:

Representative Dottie Bailey
Representative Keri Ingle
Representative Hannah Kelly

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

The following member's presence was noted: Haley.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, March 9, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 9, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 594, HB 975, HB 1296

Executive session will be held: HB 693, HB 1125

Executive session may be held on any matter referred to the committee.

Added HB 1296.

AMENDED

CHILDREN AND FAMILIES

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 33

Executive session will be held: HB 673

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, March 9, 2021, 12:00 PM or upon adjournment, House Hearing Room 7.

Executive session will be held: HB 298, HB 404, HB 449, HB 640, HCS HB 676, HB 1053

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, March 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 352, HB 469, HB 731, HB 1032, HB 1046, HB 318, HB 319, HB 549, HB 745

Executive session may be held on any matter referred to the committee.

Added HB 318, HB 319, HB 549 and HB 745.

AMENDED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 165, HB 196, HB 324, HB 423, HB 104, HB 381

Executive session may be held on any matter referred to the committee.

Added HB 381.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 9, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 37, HB 108, HB 442, HB 496, HB 639, HB 1314

Executive session will be held: HB 320, HB 494, HB 541, HB 1133, HB 1071

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SB 189, HB 407, HB 695, HB 1294, HB 1135, HB 1325

Executive session will be held: HB 407, HJR 53, HB 522, HB 825, HB 727, HB 1140, HB 846

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, March 10, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 518, HB 734

Executive session will be held: HB 571

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HJR 43, HJR 60, HJR 24

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, March 9, 2021, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1126, HB 1156

Executive session will be held: HB 1022

Executive session may be held on any matter referred to the committee.

CORRECTED

LEGISLATIVE REVIEW

Tuesday, March 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 533, HB 152

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 11, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 445, HB 718, HB 807, HB 1048, HCR 47

Executive session will be held: HB 382, HB 563, HB 373

Executive session may be held on any matter referred to the committee.

Please note time change.

CORRECTED

PENSIONS

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1229

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, March 9, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 874, HB 1090

Executive session will be held: HB 286, HB 290, HB 291, HB 553

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 38, HB 460, HB 750, HB 1363

Executive session will be held: HB 521

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, March 9, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Public hearing will be held: SS#2 SCS SBs 51 & 42, HB 997, HB 1064, HB 1119, HB 1304

Executive session will be held: HB 347

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 9, 2021, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 914, HB 1023, HB 931, HB 1408

Executive session may be held on any matter referred to the committee.

Removed HB 779.

AMENDED

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 10, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 869

Executive session will be held: HB 1200, HB 869

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, March 10, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1270, HB 389, HB 1111, HB 544, HB 930, HB 1367, HB 1437

Executive session will be held: HB 626, HB 662, HB 605, HB 606

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 397, HB 524, HB 692

Executive session will be held: HB 261

Executive session may be held on any matter referred to the committee.

Please note: HB 397 public hearing only.

AMENDED

VETERANS

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 390

Executive session may be held on any matter referred to the committee.

Presentation by Alex Tuttle, Legislative Liaison for the Missouri Department of Health and Senior Services and Lyndall Fraker, Medical Marijuana Section Director for the Missouri Department of Health and Senior Services.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-SIXTH DAY, TUESDAY, MARCH 9, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 20, 2, 9 & 27 - Henderson

HCS HJR 22 - Eggleston

HCS HJR 35 - Griesheimer

HCS HJR 23 & 38 - Black (137)

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HB 894 - Riggs

HB 513, (Legislative Review 2/24/21) - Smith (155)

HB 152, (Legislative Review 2/24/21) - Rone

HB 474 - Trent

HCS HB 942 - Haffner

HCS HB 785 - Hicks

HB 991 - Smith (163)

HCS HB 543 - Pollitt (52)

HB 212 - Hill

HCS HB 252 - Fishel

HB 297 - Wallingford

HB 370 - Christofanelli

HB 488 - Hicks

HB 500 - Schroer

HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 738 - Rone
HB 850 - Wiemann
HCS HB 472 - Griesheimer
HCS#2 HB 69 - Billington
HB 478 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 533, (Legislative Review 3/2/21) - Knight
HB 554 - Eggleston
HB 60 - Schnelting
HCS HB 292 - Roberts
HB 387 - Bailey
HCS HB 495 - Ruth
HS HB 432 - Kelly (141)
HCS HB 529 - Haffner
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 767 - Roden
HB 92 - Taylor (139)
HB 151 - Shields
HB 158 - Hudson
HB 177 - Ellebracht
HB 201 - McGirl
HB 202 - McGirl
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HB 948 - Francis
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 333 - Simmons
HCS HB 384 - Veit
HB 530 - Evans
HCS HB 592 - Fitzwater
HCS HB 733 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie

HOUSE BILLS FOR THIRD READING

HCS#2 HB 75, E.C. - Murphy
HB 138 - Pietzman
HB 257 - Evans

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 249, (Fiscal Review 3/4/21) - Ruth

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-SIXTH DAY, TUESDAY, MARCH 9, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed are they who hunger and thirst after righteousness, for they shall be filled. (Matthew 5:6)

Ancient and Eternal God of us all, amid the never ending maze of daily duties and the fever and fret of our busy times, we would pause for a moment in the secret place of the Most High and abide under the shadow of the Almighty.

In this quiet moment of prayer we would make ourselves receptive to You. Help us to hear Your voice and to be obedient to the call of Your Holy Spirit. May our hunger for truth and our thirst for life find their fulfillment in Your presence. As we go through this beautiful spring day, may we keep our hearts and minds always open to You, who is the source of strength for the faithful.

To You we bring the members of this House and for them we pray. Give them clarity of insight to see what is right, confidence to do what is right and the courage to keep on the right path now and always.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-fifth day was approved as printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 554, relating to taxation, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 554** was agreed to.

HB 554 was laid over.

HCS HB 529, relating to biodiesel fuel, was taken up by Representative Haffner.

On motion of Representative Haffner, the title of **HCS HB 529** was agreed to.

HCS HB 529 was laid over.

HB 948, relating to a tax credit for the expansion of meat processing facilities, was taken up by Representative Francis.

Representative Francis moved that the title of **HB 948** be agreed to.

Representative Knight offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 948, Page 1, In the Title, Line 3, by deleting the phrase "credit for the expansion of meat processing facilities" and inserting in lieu thereof the phrase "credits for agricultural purposes"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1** was adopted.

Representative Knight offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 948, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"135.305. A Missouri wood energy producer shall be eligible for a tax credit on taxes otherwise due under chapter 143, except sections 143.191 to 143.261, as a production incentive to produce processed wood products in a qualified wood-producing facility using Missouri forest product residue. The tax credit to the wood energy producer shall be five dollars per ton of processed material. The credit may be claimed for a period of five years and is to be a tax credit against the tax otherwise due. No new tax credits, provided for under sections 135.300 to 135.311, shall be authorized after June 30, ~~[2020]~~ **2027**. In no event shall the aggregate amount of all tax credits allowed under sections 135.300 to 135.311 exceed six million dollars in any given fiscal year. There shall be no tax credits authorized under sections 135.300 to 135.311 unless an appropriation is made for such tax credits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 2** was adopted.

Representative Rone offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 948, Page 4, Section 135.686, Line 98, by inserting after all of said section and line the following:

"348.436. The provisions of sections 348.430 to 348.436 shall expire December 31, ~~[2024]~~ **2027**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Bill No. 948, Page 1, Line 1, by inserting after, "No. 948" the following:

"Page 1, Section A, Line 2, by inserting after said section and line the following:

"135.679. 1. This section shall be known and may be cited as the "Qualified Beef Tax Credit Act".

2. As used in this section, the following terms mean:

(1) "Agricultural property", any real and personal property, including but not limited to buildings, structures, improvements, equipment, and livestock, that is used in or is to be used in this state by residents of this state for:

(a) The operation of a farm or ranch; and

(b) Grazing, feeding, or the care of livestock;

(2) "Authority", the agricultural and small business development authority established in chapter 348;

(3) "Backgrounded", any additional weight at the time of the first qualifying sale, before being finished, above the established baseline weight;

(4) "Baseline weight", the average weight in the immediate past two years of all beef animals sold that are thirty months of age or younger, categorized by sex. Baseline weight for qualified beef animals that are physically out-of-state but whose ownership is retained by a resident of this state shall be established by the average transfer weight in the immediate past two years of all beef animals that are thirty months of age or younger and that are transferred out-of-state but whose ownership is retained by a resident of this state, categorized by sex. The established baseline weight shall be effective for a period of three years. If the taxpayer is a qualifying beef animal producer with fewer than two years of production, the baseline weight shall be established by the available average weight in the immediate past year of all beef animals sold that are thirty months of age or younger, categorized by sex. If the qualifying beef animal producer has no previous production, the baseline weight shall be established by the authority;

(5) "Finished", the period from backgrounded to harvest;

(6) "Qualifying beef animal", any beef animal that is certified by the authority, that was born in this state after August 28, 2008, that was raised and backgrounded or finished in this state by the taxpayer, excluding any beef animal more than thirty months of age as verified by certified written birth records;

(7) "Qualifying sale", the first time a qualifying beef animal is sold in this state after the qualifying beef animal is backgrounded, and a subsequent sale if the weight of the qualifying beef animal at the time of the subsequent sale is greater than the weight of the qualifying beef animal at the time of the first qualifying sale of such beef animal;

(8) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or otherwise due under chapter 147;

(9) "Taxpayer", any individual or entity who:

(a) Is subject to the tax imposed in chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 147;

(b) In the case of an individual, is a resident of this state as verified by a 911 address or in the absence of a 911 system, a physical address; and

(c) Owns or rents agricultural property and principal place of business is located in this state.

3. (1) For all tax years beginning on or after January 1, 2009, but ending on or before December 31, 2021, a taxpayer shall be allowed a tax credit for the first qualifying sale and for a subsequent qualifying sale of all qualifying beef animals.

(2) The tax credit amount for the first qualifying sale shall be ten cents per pound for qualifying sale weights under six hundred pounds and twenty-five cents per pound for qualifying sale weights of six hundred pounds or greater, shall be based on the backgrounded weight of all qualifying beef animals at the time of the first qualifying sale, and shall be calculated as follows:

(a) If the qualifying sale weight is under six hundred pounds, the qualifying sale weight minus the baseline weight multiplied by ten cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight; or

(b) If the qualifying sale weight is six hundred pounds or greater, the qualifying sale weight minus the baseline weight multiplied by twenty-five cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight.

(3) The tax credit amount for each subsequent qualifying sale shall be ten cents per pound for qualifying sale weights under six hundred pounds and twenty-five cents per pound for qualifying sale weights of six hundred pounds or greater, shall be based on the backgrounded weight of all qualifying beef animals at the time of the subsequent qualifying sale, and shall be calculated as follows:

(a) If the qualifying sale weight is under six hundred pounds, the qualifying sale weight minus the baseline weight multiplied by ten cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight; or

(b) If the qualifying sale weight is six hundred pounds or greater, the qualifying sale weight minus the baseline weight multiplied by twenty-five cents, as long as the qualifying sale weight is equal to or greater than one hundred pounds above the baseline weight.

The authority may waive no more than twenty-five percent of the one-hundred-pound weight gain requirement, but any such waiver shall be based on a disaster declaration issued by the U.S. Department of Agriculture.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the qualifying sale of the qualifying beef occurred, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer's four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed fifteen thousand dollars per year. No taxpayer shall be allowed to claim tax credits under this section for more than three years. The amount of tax credits that may be issued to all eligible applicants claiming tax credits authorized in this section and section 135.686 in a calendar year shall not exceed two million dollars, **subject to appropriations**. Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent years.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a qualified sale was made and for which a tax credit is claimed under this section. The application shall include any certified documentation and information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the qualified sale meet all criteria required by this section and approval is granted by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. Whenever a tax credit certificate is assigned, transferred, sold or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate or the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

8. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

9. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298."; and

Further amend said bill, Page 3, Section 135.686, Line 60, by inserting after the word "dollars" the words ", **subject to appropriations**"; and

Further amend said bill, "; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 1 to House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Lovasco	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stacy	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

NOES: 103

Andrews	Atchison	Bailey	Baker	Basye
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Van Schojack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 010

Billington	Dogan	Gregory 96	Hicks	Pietzman
Pike	Proudie	Schroer	Tate	Trent

VACANCIES: 001

On motion of Representative Rone, **House Amendment No. 3** was adopted.

On motion of Representative Francis, **HB 948, as amended**, was ordered perfected and printed.

HCS HB 495, relating to telemedicine services, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HCS HB 495** was agreed to.

Representative Ruth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 495, Page 4, Section 376.1900, Line 4, by deleting the word "**Any**" and inserting in lieu thereof the words "**The sole**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 1** was adopted.

Representative Schroer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 495, Page 6, Section 376.1900, Line 52, by inserting after all of said section and line the following:

"376.1905. 1. For purposes of this section, the term "telemedicine" shall have the same meaning given to the term in section 191.1145.

2. Telemedicine benefits offered by employers are not insurance and shall not be treated as insurance or an insurance product in this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 2** was adopted.

On motion of Representative Ruth, **HCS HB 495, as amended**, was adopted.

On motion of Representative Ruth, **HCS HB 495, as amended**, was ordered perfected and printed.

HB 767, relating to water supply districts, was taken up by Representative Roden.

On motion of Representative Roden, the title of **HB 767** was agreed to.

On motion of Representative Roden, **HB 767** was ordered perfected and printed.

HB 201, relating to confidentiality of motor vehicle registration records, was taken up by Representative McGirl.

On motion of Representative McGirl, the title of **HB 201** was agreed to.

Representative McGirl offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 201, Page 1, Section 32.056, Line 4, by inserting after the number "590.010[5];" the following:

"a municipal judge; a member of the general assembly;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 201, Page 1, Line 4, by inserting after the word "**assembly**" the words "**, elected official of the state or any political subdivision thereof**"; and

Further amend said amendment, Page 1, Line 4, by inserting after all of said line the following:

"Further amend said bill, page and section, Line 5, by inserting after the first occurrence of the word "**corrections**;" the words "**any probation and parole officer**;" and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stephens 128	Tate	Taylor 139

Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	Bland Manlove	Boggs	Copeland	Cupps
Pietzman	Pike	Proudie	Rowland	Stacy

VACANCIES: 001

On motion of Representative Chipman, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative McGirl, **House Amendment No. 1, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Busick	Chipman	Coleman 32	Coleman 97
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burger	Burnett	Burton	Butz	Christofanelli
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Hill	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Rogers	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Trent	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 002

Aune	Brown 70
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ABSENT WITH LEAVE: 008

Bailey	Cupps	Pietzman	Pike	Proudie
Richey	Rowland	Stacy		

VACANCIES: 001

On motion of Representative McGirl, **HB 201, as amended**, was ordered perfected and printed.

On motion of Representative Kelly (141), the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 045

Atchison	Aune	Bailey	Baringer	Barnes
Basye	Boggs	Busick	Coleman 97	Collins
Cook	Copeland	Davis	Derges	Evans
Fogle	Francis	Haden	Haffner	Kelley 127
Kelly 141	Lewis 25	Lewis 6	Lovasco	McGill
Morse	Murphy	Nurrenbern	Owen	Perkins
Richey	Riggs	Roberts	Sassmann	Schnelting
Seitz	Shields	Smith 155	Taylor 139	Terry
Thomas	Walsh 50	Weber	West	Wiemann

NOES: 003

Dogan	Fitzwater	Rowland
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PRESENT: 065

Adams	Andrews	Baker	Billington	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Butz	Chipman	Coleman 32	Davidson	Deaton
Dinkins	Doll	Eggleston	Falkner	Fishel
Gregory 51	Grier	Griesheimer	Griffith	Gunby
Haley	Hannegan	Henderson	Hill	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Knight	Mayhew	McCreery	McGaugh	Merideth
O'Donnell	Phifer	Plocher	Pollitt 52	Porter
Pouche	Railsback	Reedy	Riley	Roden
Rone	Ruth	Sander	Schroer	Schwadron
Sharpe 4	Shaul	Smith 163	Stacy	Taylor 48
Thompson	Toalson Reisch	Turnbaugh	Unsicker	Mr. Speaker

ABSENT WITH LEAVE: 049

Aldridge	Anderson	Appelbaum	Bangert	Black 137
Black 7	Bland Manlove	Bosley	Brown 70	Burnett
Christofanelli	Clemens	Cupps	DeGroot	Ellebracht
Gray	Gregory 96	Hardwick	Hicks	Ingle
Kidd	Mackey	McDaniel	Mosley	Patterson
Person	Pietzman	Pike	Pollock 123	Price IV
Proudie	Quade	Roeber	Rogers	Sauls
Sharp 36	Simmons	Smith 67	Stephens 128	Stevens 46
Tate	Trent	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Windham	Wright	Young	

VACANCIES: 001

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 35, relating to the state treasurer's ability to invest, was taken up by Representative Griesheimer.

On motion of Representative Griesheimer, the title of **HCS HJR 35** was agreed to.

On motion of Representative Griesheimer, **HCS HJR 35** was adopted.

On motion of Representative Griesheimer, **HCS HJR 35** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 292, relating to stalking, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS HB 292** was agreed to.

Representative Roberts offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 292, Page 3, Section 455.010, Line 59, by deleting the phrase "purpose. [Such conduct]" and inserting in lieu thereof the phrase "purpose[—Such conduct]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 1** was adopted.

On motion of Representative Roberts, **HCS HB 292, as amended**, was adopted.

On motion of Representative Roberts, **HCS HB 292, as amended**, was ordered perfected and printed.

HB 554, relating to taxation, was again taken up by Representative Eggleston.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 554, Page 16, Section 144.757, Line 125, by inserting after all of said section and line the following:

"144.759. 1. All local use taxes collected by the director of revenue pursuant to sections 144.757 to 144.761 on behalf of any county or municipality, less one percent for cost of collection, which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087 shall be deposited with the state treasurer in a local use tax trust fund, which fund shall be separate and apart from the local sales tax trust funds. The moneys in such local use tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust fund which was collected in each county or municipality imposing a local use tax, and the records shall be open to the inspection of officers of the county or municipality and to the public. No later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month, except as provided in subsection 2 of this section, to the county or municipality treasurer, or such other officer as may be designated by the county or municipality ordinance or order, of each county or municipality imposing the tax authorized by sections 144.757 to 144.761, the sum due the county or municipality as certified by the director of revenue.

2. **Subject to the provisions of subsection 1 of this section**, the director of revenue shall distribute all moneys which would be due any county having a charter form of government and having a population of nine hundred thousand or more to the county treasurer or such other officer as may be designated by county ordinance, who shall distribute ~~[such moneys as follows: the]~~ **that** portion of the use ~~[tax]~~ **taxes** imposed by the county ~~[which equals one half the rate of sales tax in effect for such county shall be disbursed to the county treasurer for expenditure throughout the county for public safety, parks, and job creation, subject to any qualifications and regulations adopted by ordinance of the county. Such ordinance shall require an audited comprehensive financial report detailing the management and use of such funds each year. Such ordinance shall also require that the county and the municipal league of the county jointly prepare a strategy to guide expenditures of funds and conduct an annual review of the strategy. The treasurer or such other officer as may be designated by county ordinance shall distribute one third of the balance to the county and to each city, town and village in group B according to section 66.620 as modified by this section, a portion of the two thirds remainder of such balance equal to the percentage ratio that the population of each such city, town or village bears to the total population of all such group B cities, towns and villages. For the purposes of this subsection, population shall be determined by the last federal decennial census or the latest census that determines the total population of the county and all political subdivisions therein. For the purposes of this subsection, each city, town or village in group A according to section 66.620 but whose per-~~

capita sales tax receipts during the preceding calendar year pursuant to sections 66.600 to 66.630 were less than the per capita countywide average of all sales tax receipts during the preceding calendar year, shall be treated as a group B city, town or village until the per capita amount distributed to such city, town or village equals the difference between the per capita sales tax receipts during the preceding calendar year and the per capita countywide average of all sales tax receipts during the preceding calendar year] that is equal to the rate of sales taxes imposed by the county pursuant to sections 66.600 and 67.547 to the cities, towns, and villages within such county and to the unincorporated area of the county on the ratio of the population that each such city, town, village, and the unincorporated areas of the county bears to the total population of the county; provided, however, the county treasurer or other officer shall distribute that portion of the use tax imposed by the county equal to the rate of sales tax imposed by the county pursuant to section 67.547 for the purpose of funding zoological activities and zoological facilities of the zoological park subdistrict of the metropolitan zoological park and museum district as created pursuant to section 184.350.

3. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county or municipality for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties or municipalities. If any county or municipality abolishes the tax, the county or municipality shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal, and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county or municipality, the director of revenue shall authorize the state treasurer to remit the balance in the account to the county or municipality and close the account of that county or municipality. The director of revenue shall notify each county or municipality of each instance of any amount refunded or any check redeemed from receipts due the county or municipality.

4. Except as modified in sections 144.757 to 144.761, all provisions of sections 32.085 and 32.087 applicable to the local sales tax, except for subsection 12 of section 32.087, and all provisions of sections 144.600 to 144.745 shall apply to the tax imposed pursuant to sections 144.757 to 144.761, and the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 554, Page 1, Lines 1-2, by deleting all of said lines and inserting in lieu thereof the following:

"AMEND House Bill No. 554, Page 2, Section 32.310, Line 34, by inserting after all of said section and line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of [~~defective or inadequate street layout,~~] insanitary or unsafe conditions, [~~deterioration of site improvements, improper subdivision or obsolete platting,~~] or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, [~~morals,~~] or welfare in its present condition and use, and, for redevelopment areas located in a city not within a county, which has a median household income less than or equal to two hundred percent of the federal poverty level, as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) ~~["Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;~~

~~———(4)] "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;~~

~~[(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:~~

- ~~———(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or~~
- ~~———(b) Result in increased employment in the municipality; or~~
- ~~———(c) Result in preservation or enhancement of the tax base of the municipality;~~

~~———(6)] (4) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;~~

~~[(7)](5) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;~~

~~[(8)](6) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;~~

~~[(9)](7) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;~~

~~[(10)](8) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;~~

~~[(11)](9) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;~~

~~[(42)]~~(10) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, ~~[a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof,]~~ which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

~~[(43)]~~(11) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, ~~[conservation area, economic development area, or combination thereof,]~~ and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

~~[(44)]~~(12) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

~~[(45)]~~(13) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;
 (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;
 b. Demolition of buildings; and
 c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) ~~[Initial costs for an economic development area;~~

~~—(f)]~~Costs of construction of public works or improvements;

~~[(g)]~~(f) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

~~[(h)]~~(g) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

~~[(i)]~~(h) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

~~[(j)]~~(i) Payments in lieu of taxes;

~~[(46)]~~(14) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

~~[(47)]~~(15) "Taxing districts", any political subdivision of this state having the power to levy taxes;

~~[(48)]~~(16) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

~~[(49)]~~(17) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area~~], a conservation area, or an economic development area,~~ and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a study conducted by a third party which includes a detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project. At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under subsection 3 of section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission. Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance. After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section

pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area. Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under subsection 3 of section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

~~[3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.]~~

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805 ~~], that is located within a city not within a county or any county subject to the authority of the East West Gateway Council of Governments. Municipalities not subject to the authority of the East West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas].~~"; and

Further amend said bill, Page 16, Section 144.757, Line 125, by inserting after all of said section and line the following: "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

Representative Fitzwater offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 554, Page 2, Section 32.310, Line 34, by inserting after all of said section and line the following:

"67.2677. For purposes of sections 67.2675 to 67.2714, the following terms mean:

(1) "Cable operator", as defined in 47 U.S.C. Section 522(5);

(2) "Cable system", as defined in 47 U.S.C. Section 522(7);

(3) "Franchise", an initial authorization, or renewal of an authorization, issued by a franchising entity, regardless of whether the authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement, or otherwise, that authorizes the provision of video service and any affiliated or subsidiary agreements related to such authorization;

(4) "Franchise area", the total geographic area authorized to be served by an incumbent cable operator in a political subdivision as of August 28, 2007, or, in the case of an incumbent local exchange carrier, as such term is defined in 47 U.S.C. Section 251(h), or affiliate thereof, the area within such political subdivision in which such carrier provides telephone exchange service;

(5) "Franchise entity", a political subdivision that was entitled to require franchises and impose fees on cable operators on the day before the effective date of sections 67.2675 to 67.2714, provided that only one political subdivision may be a franchise entity with regard to a geographic area;

(6) (a) "Gross revenues", limited to amounts billed to video service subscribers ~~for received from advertisers]~~ for the following:

- a. Recurring charges for video service; **and**
- b. Event-based charges for video service, including but not limited to pay-per-view and video-on-demand charges;

~~c. Rental of set top boxes and other video service equipment;~~

~~d. Service charges related to the provision of video service, including but not limited to activation, installation, repair, and maintenance charges;~~

~~e. Administrative charges related to the provision of video service, including but not limited to service order and service termination charges; and~~

~~f. A pro rata portion of all revenue derived, less refunds, rebates, or discounts, by a video service provider for advertising over the video service network to subscribers within the franchise area where the numerator is the number of subscribers within the franchise area, and the denominator is the total number of subscribers reached by such advertising;]~~

(b) "Gross revenues" do not include:

- a. Discounts, refunds, and other price adjustments that reduce the amount of compensation received by an entity holding a video service authorization;
- b. Uncollectibles;
- c. Late payment fees;
- d. Amounts billed to video service subscribers to recover taxes, fees, or surcharges imposed on video service subscribers or video service providers in connection with the provision of video services, including the video service provider fee authorized by this section;
- e. Fees or other contributions for PEG or I-Net support; ~~or~~
- f. Charges for services other than video service that are aggregated or bundled with amounts billed to video service subscribers, if the entity holding a video service authorization reasonably can identify such charges on books and records kept in the regular course of business or by other reasonable means;

g. Rental of set top boxes, modems, or other equipment used to provide or facilitate the provision of video service;

h. Service charges related to the provision of video service, including but not limited to activation, installation, repair, and maintenance charges;

i. Administrative charges related to the provision of video service, including but not limited to service order and service termination charges; or

j. A pro rata portion of all revenue derived from advertising, less refunds, rebates, or discounts;

(c) Except with respect to the exclusion of the video service provider fee, gross revenues shall be computed in accordance with generally accepted accounting principles;

(7) "Household", an apartment, a house, a mobile home, or any other structure or part of a structure intended for residential occupancy as separate living quarters;

(8) "Incumbent cable operator", the cable service provider serving cable subscribers in a particular franchise area on September 1, 2007;

(9) "Low-income household", a household with an average annual household income of less than thirty-five thousand dollars;

(10) "Person", an individual, partnership, association, organization, corporation, trust, or government entity;

(11) "Political subdivision", a city, town, village, county;

(12) "Public right-of-way", the area of real property in which a political subdivision has a dedicated or acquired right-of-way interest in the real property, including the area on, below, or above the present and future streets, alleys, avenues, roads, highways, parkways, or boulevards dedicated or acquired as right-of-way and utility easements dedicated for compatible uses. The term does not include the airwaves above a right-of-way with regard to wireless telecommunications or other nonwire telecommunications or broadcast service;

(13) "Video programming", programming provided by, or generally considered comparable to programming provided by, a television broadcast station, as set forth in 47 U.S.C. Section 522(20);

(14) "Video service", the provision of video programming provided through wireline facilities located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology whether provided as part of a tier, on demand, or a per-channel basis. This definition includes cable service as defined by 47 U.S.C. Section 522(6), but does not include any video programming provided by a commercial mobile service provider defined in 47 U.S.C. Section 332(d), or any video programming provided solely as part of and via a service that enables users to access content, information, electronic mail, or other services offered over the public internet;

(15) "Video service authorization", the right of a video service provider or an incumbent cable operator that secures permission from the public service commission pursuant to sections 67.2675 to 67.2714, to offer video service to subscribers in a political subdivision;

(16) "Video service network", wireline facilities, or any component thereof, located at least in part in the public right-of-way that deliver video service, without regard to delivery technology, including internet protocol technology or any successor technology. The term video service network shall include cable systems;

(17) "Video service provider", any person that distributes video service through a video service network pursuant to a video service authorization;

(18) "Video service provider fee", the fee imposed under section 67.2689.

67.2689. 1. A franchise entity may collect a video service provider fee equal to not more than five percent of the gross revenues ~~[from each]~~ **charged to each customer of a** video service provider **that is** providing video service in the geographic area of such franchise entity. The video service provider fee shall apply equally to all video service providers within the geographic area of a franchise entity.

2. **Beginning August 28, 2023, franchise entities are prohibited from collecting a video service provider fee in excess of four and one-half percent of such gross revenues. Beginning August 28, 2024, franchise entities are prohibited from collecting a video service provider fee in excess of four percent of such gross revenues. Beginning August 28, 2025, franchise entities are prohibited from collecting a video service provider fee in excess of three and one-half percent of such gross revenues. Beginning August 28, 2026, franchise entities are prohibited from collecting a video service provider fee in excess of three percent of such gross revenues. Beginning August 28, 2027, and continuing thereafter, franchise entities are prohibited from collecting a video service provider fee in excess of two and one-half percent of such gross revenues.**

3. Except as otherwise expressly provided in sections 67.2675 to 67.2714, neither a franchise entity nor any other political subdivision shall demand any additional fees, licenses, gross receipt taxes, or charges on the provision of video services by a video service provider and shall not demand the use of any other calculation method.

~~[3. All video service providers providing service in the geographic area of a franchise entity shall pay the video service provider fee at the same percent of gross revenues as had been assessed on the incumbent cable operator by the franchise entity immediately prior to the date of enactment of sections 67.2675 to 67.2714, and such percentage shall continue to apply until the date that the incumbent cable operator's franchise existing at that time expires or would have expired if it had not been terminated pursuant to sections 67.2675 to 67.2714. The franchise entity shall notify the applicant for a video service authorization of the applicable gross revenue fee percentage within thirty days of the date notice of the applicant is provided.]~~

4. Not more than once per calendar year after the date that the incumbent cable operator's franchise existing on August 28, 2007, expires or would have expired if it had not been terminated pursuant to sections 67.2675 to 67.2714, or in any political subdivision where no franchise applied on the date of enactment of sections 67.2675 to 67.2714, no more than once per calendar year after the video service provider fee was initially imposed, a franchise entity, may, upon ninety days notice to all video service providers, elect to adjust the amount of the video service provider fee subject to state and federal law, but in no event shall such fee exceed ~~[five percent of a video service provider's gross revenue]~~ **the calculation defined in subsection 1 and 2 of this section.**

5. The video service provider fee shall be paid to each franchise entity requiring such fee on or before the last day of the month following the end of each calendar quarter ~~[and shall be calculated as a percentage of gross revenues, as defined under section 67.2677].~~ Any payment made pursuant to subsection 8 of section 67.2703 shall be made at the same time as the payment of the video service provider fee.

6. Any video service provider ~~[may]~~ **shall** identify and collect the amount of the video service provider fee and collect any support under subsection 8 of section 67.2703 as separate line items on subscriber bills.

67.2720. 1. There is hereby established the "Task Force on the Future of Right-Of-Way Management and Taxation", which shall be composed of the following members:

- (1) Two members of the senate to be appointed by the president pro tempore of the senate;**
- (2) One member of the senate to be appointed by the minority floor leader of the senate;**

- (3) Two members of the house of representatives to be appointed by the speaker of the house of representatives;
 - (4) One member of the house of representatives to be appointed by the minority floor leader of the house of representatives;
 - (5) Four members that are municipal officials or other political subdivision officials, two to be appointed by the president pro tempore of the senate and two to be appointed by the speaker of the house of representatives;
 - (6) Four experts in the telecommunications industry, two to be appointed by the president pro tempore of the senate and two to be appointed by the speaker of the house of representatives;
 - (7) A member of the municipal league of metro St. Louis appointed by the speaker of the house of representatives; and
 - (8) A member of the Missouri municipal league appointed by the president pro tempore of the senate.
2. A majority of the members of the task force shall constitute a quorum, but the concurrence of a majority of the members shall be required for the determination of any matter within the task force's duties.
 3. The task force shall meet within thirty days after its creation and organize by selecting a chairperson and a vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives.
 4. The task force shall study best methods for right-of-way management, taxation of video services, and the future revenue needs of municipalities and political subdivisions as such revenue relates to video services.
 5. The task force shall compile a full report of its activities for submission to the general assembly. The report shall be submitted not later than December 31, 2023, and shall include any recommendations which the task force may have for legislative action.
 6. The task force shall be staffed by legislative personnel as is deemed necessary to assist the task force in the performance of its duties.
 7. The members of the task force shall serve without compensation, but any actual and necessary expenses incurred in the performance of the task force's official duties by the task force, its members, and any staff assigned to the task force shall be paid from the joint contingent fund.
 8. This section shall expire on December 31, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Bill No. 554, Page 3, Line 6, by inserting immediately after said line the following:

"67.2680. The state or any other political subdivision shall not impose any new tax, license, or fee in addition to any tax, license, or fee already authorized on or before August 28, 2021, upon the provision of satellite or streaming video service."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Hudson assumed the Chair.

Representative Burnett offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 554, Page 4, Line 34, by inserting after said line the following:

"Further amend said bill, Page 4, Section 143.011, Line 63, by inserting after said line the following:

"7. No reduction under this section shall take effect in any year in which the previous fiscal year the state did not fully fund the education formula pursuant to 163.031, 163.161, and 160.415."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 2 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Phifer offered **House Amendment No. 3 to House Amendment No. 2.**

House Amendment No. 3
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 554, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Bill No. 554, Page 4, Section 143.011, Line 63, by inserting after all of said section and line the following:

"144.016. 1. Beginning October 1, 2021, the tax levied and imposed under chapter 144 on all retail sales of feminine hygiene products and diapers shall be levied at a rate not exceeding the rate of sales tax levied on the retail sale of food.

2. For purposes of this section, the following terms mean:

(1) "Diapers", absorbent garments worn by infants or toddlers who are not toilet-trained or by individuals who are incapable of controlling their bladder or bowel movements;

(2) "Feminine hygiene products", tampons, pads, liners, cups, and discs."; and

Further amend said bill, Page 16, Section 144.757, Line 125, by inserting after all of said"; and

Further amend said amendment, Page 2, Line 32, by inserting after all of said line the following:

"Further amend said bill, Page 19, Section B, Lines 2-3, by deleting said lines and inserting in lieu thereof the following:

"provisions of Sections 32.310, 143.011, 144.605, 144.637, 144.752, and 144.757 of Section A of this act shall be nonseverable, and if any provision of such sections is for any reason held to be invalid, such decision shall invalidate such provisions of this act."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fitzwater raised a point of order that **House Amendment No. 3 to House Amendment No. 2** goes beyond the scope.

The point of order was withdrawn.

Speaker Vescovo resumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Baker	Basye	Billington
Black 137	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Plocher	Pollitt 52	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 019

Bailey	Black 7	Bland Manlove	Coleman 32	Fishel
Haffner	Kidd	Lewis 25	McDaniel	Pike
Pollock 123	Price IV	Proudie	Roden	Roeber
Rowland	Schroer	Tate	Toalson Reisch	

VACANCIES: 001

Representative Phifer moved that **House Amendment No. 3 to House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Phifer:

AYES: 057

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 16
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Coleman 97	Collins	DeGroot	Dogan
Doll	Ellebracht	Fogle	Gray	Gregory 51
Gunby	Hill	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Morse	Mosley
Nurrenbern	Person	Phifer	Quade	Roberts
Rogers	Rowland	Ruth	Sauls	Schwadron
Sharp 36	Shaul	Smith 155	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

NOES: 091

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Derges	Dinkins	Eggleston	Evans
Falkner	Fitzwater	Francis	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Railsback	Reedy	Richey
Riggs	Riley	Rone	Sander	Sassmann
Schnelting	Seitz	Sharpe 4	Shields	Simmons
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 014

Bailey	Bland Manlove	Fishel	Hovis	McDaniel
Pike	Pouche	Price IV	Proudie	Roden
Roeber	Schroer	Tate	Toalson Reisch	

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGirl	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Pollitt 52	Pollock 123	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Nurrenbern	Person	Phifer	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 016

Bangert	Bland Manlove	Fishel	Hicks	Hovis
McDaniel	Mosley	Pike	Porter	Price IV
Proudie	Roden	Roeber	Schroer	Tate
Toalson Reisch				

VACANCIES: 001

On motion of Representative Fitzwater, **House Amendment No. 2, as amended**, was adopted.

Representative Kelly (141) moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Christofanelli
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Chipman	Coleman 32	Cupps	Haden
Hovis	McDaniel	Pike	Price IV	Proudie
Roden	Roeber	Rone	Schroer	Tate

VACANCIES: 001

On motion of Representative Eggleston, **HB 554, as amended**, was ordered perfected and printed.

HCS HB 529, relating to biodiesel fuel, was again taken up by Representative Haffner.

Representative Bailey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 529, Page 2, Section 414.600, Line 13, by inserting after the word "**States.**" the following:

"In order to qualify as biodiesel fuel under this section, the fuel shall be produced in Missouri using inputs and crops grown in Missouri."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sharpe (4) offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 529, Page 1, Line 5, by inserting after the word **"Missouri."** the following:

"Each individual soybean or other harvested input shall be marked with an individually identifiable number that can be traced back to the location from which it was harvested."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Cupps offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

House Substitute Amendment No. 1
for
House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 529, Page 2, Section 414.600, Line 18, by deleting all of said line and inserting in lieu thereof the following:

"(b) Beginning April 1, 2024, ten percent.

If the one dollar per gallon federal biomass-based diesel blender's tax credit is available for blending biodiesel fuels, at least eighty percent of all biodiesel sold in the state shall be purchased from Missouri based entities that have received such federal tax credits."; and

Further amend said bill, page, and section, Line 19, by inserting after the number **"(2)"** the following:

"The minimum content levels specified in subdivision (1) of this section shall only be effective if there is a sufficient supply of biodiesel available and the amount of biodiesel produced in this state from feedstock grown or produced in the United States is equal to at least eighty percent of the anticipated demand at the maximum mandated minimum content level.

(3)"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 1 was withdrawn.

Representative Bailey moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hill:

AYES: 035

Bailey	Baker	Billington	Boggs	Chipman
Christofanelli	Coleman 97	Davidson	Davis	Deaton
DeGroot	Dogan	Grier	Hardwick	Hill
Hudson	Kelley 127	Lovasco	Mayhew	Murphy
Pietzman	Pollock 123	Richey	Riley	Sander
Schroer	Schwadron	Seitz	Simmons	Smith 163
Stacy	Toalson Reisch	Trent	Wallingford	West

NOES: 114

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Basye	Black 137	Bland Manlove	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Clemens
Coleman 32	Collins	Cook	Copeland	Derges
Dinkins	Doll	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Henderson	Hicks
Houx	Hovis	Hurlbert	Ingle	Johnson
Kalberloh	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Plocher	Pollitt 52	Porter	Pouche	Quade
Railsback	Reedy	Riggs	Roberts	Rogers
Rone	Rowland	Ruth	Sassmann	Sauls
Schnelting	Sharp 36	Sharpe 4	Shaul	Shields
Smith 67	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Turnbaugh	Unsicker
Van Schoiack	Veit	Walsh 50	Walsh Moore 93	Weber
Wiemann	Wright	Young	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 013

Black 7	Cupps	Eggleston	Griesheimer	McDaniel
Pike	Price IV	Proudie	Roden	Roeber
Smith 155	Tate	Windham		

VACANCIES: 001

Representative Baker offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 529, Page 3, Section 414.600, Line 64, by inserting immediately after said line the following:

"7. Implementation of this section shall cease if any federal credits or assistance allow for blending fuel not available at the time of implementation."; and

Further renumber said bill and section, Pages 3-4, by renumbering all of said section; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Davidson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 529, Page 3, Section 414.600, Line 50, by inserting after the number "(7)" the following:

"Any vehicle owned by a public school district or public college or university in the state; (8)"; and

Further amend said bill, page, and section, Line 52, by deleting the number "(8)" and inserting in lieu thereof the number "(9)"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rone raised a point of order that **House Amendment No. 3** is not timely.

The Chair ruled the point of order not well taken.

Representative Davidson moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 054

Bailey	Baker	Billington	Boggs	Bosley
Bromley	Buchheit-Courtway	Burnett	Christofanelli	Coleman 97
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Dinkins	Fishel	Fitzwater
Grier	Griesheimer	Hill	Hudson	Kelley 127
Kelly 141	Lewis 6	Lovasco	Murphy	Owen
Patterson	Pietzman	Pollock 123	Price IV	Richey
Riley	Rowland	Ruth	Sander	Schnelting
Schroer	Schwadron	Seitz	Shaul	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Toalson Reisch
Trent	Wallingford	Walsh 50	West	

NOES: 088

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baringer	Barnes	Basye
Black 137	Brown 16	Brown 27	Brown 70	Burger
Burton	Busick	Butz	Clemens	Coleman 32

Derges	Doll	Ellebracht	Evans	Falkner
Fogle	Francis	Gray	Gregory 51	Gregory 96
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hurlbert	Ingle	Johnson	Kalberloh
Knight	Lewis 25	Mackey	Mayhew	McCreery
McGaugh	McGill	Morse	Mosley	Nurrenbern
O'Donnell	Perkins	Person	Phifer	Plocher
Porter	Pouche	Quade	Railsback	Reedy
Riggs	Roberts	Rogers	Rone	Sassmann
Sauls	Sharp 36	Sharpe 4	Shields	Stephens 128
Taylor 48	Terry	Thomas	Thompson	Turnbaugh
Unsicker	Van Schojack	Walsh Moore 93	Weber	Wiemann
Wright	Young	Mr. Speaker		

PRESENT: 003

Bland Manlove	Merideth	Windham
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ABSENT WITH LEAVE: 017

Bangert	Black 7	Chipman	Cupps	Dogan
Eggleston	Kidd	McDaniel	Pike	Pollitt 52
Proudie	Roden	Roeber	Smith 67	Stevens 46
Tate	Veit			

VACANCIES: 001

On motion of Representative Haffner, **HCS HB 529** was adopted.

On motion of Representative Haffner, **HCS HB 529** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 583 - Fiscal Review
HB 624 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 693**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (16): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schojack and Weber

Noes (0)

Present (1): Knight

Absent (0)

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HJR 55**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Basye, Cupps, Dinkins, Grier, Haden, Hill, Knight, Mayhew, McDaniel, Pietzman and Pollock (123)

Noes (8): Brown (70), Burton, Lewis (25), McCreery, Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Absent (2): Haley and Rone

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 395**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Basye, Brown (70), Burton, Cupps, Dinkins, Grier, Haden, Knight, Mayhew, McDaniel, Pietzman, Pollock (123), Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (2): Lewis (25) and McCreery

Absent (3): Haley, Hill and Rone

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 525**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Basye, Cupps, Dinkins, Grier, Haden, Knight, Mayhew, McDaniel, Pietzman, Pollock (123), Sassmann and Taylor (48)

Noes (6): Brown (70), Burton, Lewis (25), McCreery, Turnbaugh and Walsh Moore (93)

Absent (3): Haley, Hill and Rone

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1010**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Basye, Burton, Cupps, Dinkins, Grier, Haden, Hill, Knight, Mayhew, McDaniel, Pietzman, Pollock (123), Sassmann, Taylor (48) and Turnbaugh

Noes (4): Brown (70), Lewis (25), McCreery and Walsh Moore (93)

Absent (2): Haley and Rone

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 313**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Copeland, Hovis, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Absent (1): Aldridge

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 1088**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Copeland, Davis, Hovis, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (0)

Absent (1): Aldridge

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1202**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Boggs, Cupps, Grier, Johnson, Riggs, Smith (155) and Trent

Noes (1): Gunby

Absent (2): Baker and Deaton

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 355**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Chipman, Grier, Griesheimer, Houx, Shields and Windham

Noes (2): Adams and Phifer

Absent (4): Black (137), Pike, Stevens (46) and Veit

Special Committee on Government Accountability, Chairman Gregory (96) reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 61**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Falkner, Gregory (96), McGirl, Patterson, Pollock (123), Roden, Simmons, Veit and Wiemann

Noes (4): Baringer, Doll, Mackey and Terry

Absent (3): Henderson, Knight and Proudie

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 308**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Falkner, Gregory (96), Henderson, McGirl, Patterson, Pollock (123), Roden, Simmons, Veit and Wiemann

Noes (4): Baringer, Doll, Mackey and Terry

Absent (2): Knight and Proudie

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 575**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Falkner, Gregory (96), Henderson, McGirl, Patterson, Pollock (123), Roden, Simmons, Veit and Wiemann

Noes (4): Baringer, Doll, Mackey and Terry

Absent (2): Knight and Proudie

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 746**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Falkner, Gregory (96), Henderson, McGirl, Patterson, Pollock (123), Roden, Simmons, Veit and Wiemann

Noes (4): Baringer, Doll, Mackey and Terry

Absent (2): Knight and Proudie

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 1030**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Baringer, Doll, Falkner, Gregory (96), Henderson, Mackey, McGirl, Patterson, Pollock (123), Roden, Simmons, Terry, Veit and Wiemann

Noes (0)

Absent (2): Knight and Proudie

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 347**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Black (137), Coleman (97), DeGroot, Ellebracht, Hardwick, Riley, Rogers and Trent

Noes (0)

Absent (1): Christofanelli

Committee on Consent and House Procedure, Chairman Walsh (50) reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 298**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Appelbaum and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 404**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Appelbaum and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 449**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Appelbaum and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 640**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Appelbaum and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 676**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Appelbaum and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1053**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Appelbaum and Schroer

Committee on Legislative Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 152**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (7): Hicks, Houx, Kelly (141), Shaul, Taylor (139), Veit and Wiemann

Noes (2): Burnett and McCreery

Absent (0)

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 533**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (7): Hicks, Houx, Kelly (141), Shaul, Taylor (139), Veit and Wiemann

Noes (2): Burnett and McCreery

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 239**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (3): Aune, Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 317**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 369**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 391**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 475**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 519**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 602**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Christofanelli, Griesheimer, Haffner, Hill and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 829**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 944**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Basye and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1016**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Richey and Rogers

Noes (1): Hill

Present (1): Proudie

Absent (2): Basye and Kelly (141)

COMMUNICATIONS

March 9, 2021

Dana Miller, Chief Clerk
Missouri House of Representatives
201 W. Capitol Avenue
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Madam Clerk:

Pursuant to Section 105.461 RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a licensed Realtor in the state of Missouri.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Dan Houx
State Representative
District 54

The following member's presence was noted: Proudie.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, March 10, 2021.

COMMITTEE HEARINGS

BUDGET

Wednesday, March 10, 2021, upon morning recess, Joint Hearing Room (117).

Executive session will be held: HB 1236

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 33

Executive session will be held: HB 673

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, March 10, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1243, HB 213, HB 36, HB 1444

Executive session will be held: HB 367, HB 501, HB 1282

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, March 11, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 379, HB 921

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 10, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.

Executive session will be held: HB 165, HB 196, HB 324, HB 423, HB 104, HB 381

Executive session may be held on any matter referred to the committee.

CORRECTED

ETHICS

Wednesday, March 10, 2021, 12:30 PM or upon morning recess (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, March 10, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 518, HB 734

Executive session will be held: HB 571

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, March 10, 2021, 9:45 AM, House Hearing Room 4.

Executive session will be held: HB 249

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, March 10, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1416, HB 1069

Executive session will be held: HB 299, HB 1242

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 11, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 445, HB 718, HB 807, HB 1048, HCR 47

Executive session will be held: HB 382, HB 563, HB 373

Executive session may be held on any matter referred to the committee.

Please note time change.

CORRECTED

PENSIONS

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1229

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 10, 2021, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1349

Executive session will be held: HB 1349

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, March 11, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1320, HB 1239, HB 601, HB 906

Executive session will be held: HB 1061

Executive session may be held on any matter referred to the committee.

Removed HB 1266.

AMENDED

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 10, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 869

Executive session will be held: HB 1200, HB 869

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, March 10, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1270, HB 389, HB 1111, HB 544, HB 930, HB 1367, HB 1437

Executive session will be held: HB 626, HB 662, HB 605, HB 606

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 397, HB 524, HB 692

Executive session will be held: HB 261

Executive session may be held on any matter referred to the committee.

Please note: HB 397 public hearing only.

AMENDED

WAYS AND MEANS

Wednesday, March 10, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1139, HJR 13

Executive session will be held: HJR 13, HJR 17, HB 248

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-SEVENTH DAY, WEDNESDAY, MARCH 10, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 20, 2, 9 & 27 - Henderson

HCS HJR 22 - Eggleston

HCS HJR 23 & 38 - Black (137)

HJR 26 - Falkner

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HCS HB 543 - Pollitt (52)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 488 - Hicks
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan
HCS HB 738 - Rone
HB 850 - Wiemann
HCS HB 472 - Griesheimer
HCS#2 HB 69 - Billington
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 369 - Taylor (48)
HB 542 - Shields
HCS HB 602 - Grier
HB 627 - Patterson
HCS HB 944 - Reedy

HOUSE BILLS FOR PERFECTION - INFORMAL

HS HB 533 - Knight
HB 60 - Schnelting
HB 387 - Bailey
HS HB 432 - Kelly (141)
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 151 - Shields

HB 158 - Hudson
HB 177 - Ellebracht
HB 202 - McGirl
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 333 - Simmons
HCS HB 384 - Veit
HB 530 - Evans
HCS HB 592 - Fitzwater
HCS HB 733 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HCS#2 HB 75, E.C. - Murphy
HB 138 - Pietzman
HB 257 - Evans
HB 701 - Black (7)
HB 624, (Fiscal Review 3/9/21) - Richey
HCS HB 685 - Chipman
HB 660 - O'Donnell
HCS HB 811 - Black (7)
HCS HB 583, (Fiscal Review 3/9/21) - Riggs

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 249, (Fiscal Review 3/4/21) - Ruth

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, WEDNESDAY, MARCH 10, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed are the pure in heart; for they shall see God. (Matthew 5:8)

Loving God of our founders and our Eternal Father, from the busyness of daily living we pause in Your presence and wait upon You, seeking strength for the day, wisdom to make wise decisions, courage to carry our responsibilities with honor, and love to motivate all our endeavors with charity.

Should we fail in achieving some of our objectives, let not the spirit of defeat dampen our devotion to the highest goal we know; should others criticize, let not criticism get us down, but seeing the good in it, may we let it lift us up; if others misunderstand, let not bitterness cloud our best judgment; and if we can win, help us to be humble in victory.

In this moment of prayer we recharge our lives that we may face this day with high principles, real integrity, abounding goodness, and with a pure heart that sees You forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Denisha Taylor, Ayana Witherspoon, and Jaray Jackson.

The Journal of the thirty-sixth day was approved as printed by the following vote:

AYES: 136

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks

Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mayhew	McCreery	McDaniel	McGaugh	McGill
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Plocher	Porter	Pouche	Price IV	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 67	Stacy	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Turnbaugh	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 006

Bland Manlove	Bosley	Mackey	Merideth	Rowland
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Bangert	Christofanelli	Clemens	Derges
Grier	Pietzman	Pike	Pollitt 52	Pollock 123
Proudie	Quade	Roden	Rogers	Simmons
Stephens 128	Toalson Reisch	Trent	Van Schoiack	Windham

VACANCIES: 001

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 053

Atchison	Bailey	Baringer	Basye	Billington
Black 137	Black 7	Boggs	Brown 16	Burger
Busick	Coleman 97	Cook	Copeland	Cupps
Davis	Derges	Evans	Haffner	Haley
Hardwick	Hicks	Hill	Kalberloh	Kelley 127
Kelly 141	Lewis 25	Lewis 6	Lovasco	McDaniel
McGaugh	McGill	Morse	Murphy	Owen
Perkins	Railsback	Richey	Riggs	Roberts
Roeber	Rogers	Sander	Sassmann	Seitz
Shields	Smith 155	Taylor 139	Taylor 48	Van Schoiack
Veit	Walsh 50	West		

NOES: 003

Mackey Patterson Rowland

PRESENT: 091

Adams	Anderson	Andrews	Appelbaum	Aune
Baker	Bangert	Barnes	Bromley	Brown 27
Brown 70	Buchheit-Courtway	Burnett	Burton	Butz
Clemens	Coleman 32	Collins	Davidson	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fishel	Fitzwater	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Hannegan	Henderson
Houx	Hovis	Hudson	Hurlbert	Johnson
Kidd	Knight	Mayhew	McCreery	Merideth
Mosley	Nurrenbern	O'Donnell	Person	Pietzman
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Quade	Reedy	Riley	Roden	Rone
Ruth	Sauls	Schnelting	Schroer	Schwadron
Sharp 36	Sharpe 4	Shaul	Simmons	Smith 163
Smith 67	Stacy	Stephens 128	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Wallingford	Wiemann	Windham	Wright	Young
Mr. Speaker				

ABSENT WITH LEAVE: 015

Aldridge	Bland Manlove	Bosley	Chipman	Christofanelli
Fogle	Ingle	Phifer	Pike	Price IV
Proudie	Stevens 46	Tate	Walsh Moore 93	Weber

VACANCIES: 001

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 20, 2, 9 & 27, relating to constitutional amendments, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **HCS HJR 20, 2, 9 & 27** was agreed to.

HCS HJR 20, 2, 9 & 27 was laid over.

PERFECTION OF HOUSE BILLS

HB 894, HB 513, HS HB 152, HB 474, HCS HB 942, HCS HB 785 and **HB 991** were placed on the Informal Calendar.

HCS HB 543, relating to admission of nonresident pupils, was taken up by Representative Pollitt (52).

On motion of Representative Pollitt (52), the title of **HCS HB 543** was agreed to.

Representative Pollitt (52) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 543, Page 6, Section 167.1205, Line 6, by deleting the word "**January**" and inserting in lieu thereof the word "**October**"; and

Further amend said bill, Page 13, Section 167.1215, Line 1, by deleting the word "**February**" and inserting in lieu thereof the word "**October**"; and

Further amend said bill, Pages 14 to 15, Section 167.1220, Lines 6, 35, 38 and 41, by deleting each occurrence of the word "**March**" and inserting in lieu thereof the word "**December**"; and

Further amend said bill and section, Page 15, Line 60, by deleting the word "**June**" and inserting in lieu thereof the word "**February**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pollitt (52), **House Amendment No. 1** was adopted.

Representative Porter offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 543, Page 5, Section 167.1200, Lines 8 to 23, by deleting all of said lines and inserting in lieu thereof the following:

- (3) "Nonresident district", a school district other than a transferring student's resident district;
- (4) "Parent", a transferring student's parent, guardian, or other person having custody or care of the student;
- (5) "Public school", any school for elementary or secondary education that is supported and maintained from public funds and is conducted and operated within this state under the authority and supervision of a duly elected local board of education of the school district or a special administrative board appointed by the state board of education under section 162.081;
- (6) "Resident district", the school district in which the transferring student resides;
- (7) "Sibling", each of two or more children having a parent in common by blood,"; and

Further amend said bill, page, and section by renumbering all of said section accordingly; and

Further amend said bill, Page 6, Section 167.1205, Line 4, by inserting after the word "**districts**" the phrase "**, including school districts**"; and

Further amend said bill, page, section, and line by inserting immediately after the number "**162.999**" the symbol ";"; and

Further amend said bill, page, and section, Line 5, by deleting the word "**except**" and inserting in lieu thereof the word "**including**"; and

Further amend said bill, page, and section, Line 16, by inserting after the word "**law**" the phrase "**or the nonresident district**"; and

Further amend said bill, Page 9, Section 167.1210, Line 5, by deleting all of said line and inserting in lieu thereof the following:

"a nonresident district shall commit to attend and take all courses through the nonresident district for at least one school year. At least one course per semester shall be delivered by the nonresident district in-seat."; and

Further amend said bill, page, and section, Line 22, by inserting after the word **"law"** the phrase **"or the resident district"**; and

Further amend said bill and section, Page 10, Line 46, by deleting the phrase **"nonresident district"** and inserting in lieu thereof the phrase **"parent public school choice fund established in section 167.1212"**; and

Further amend said bill, page, and section, Lines 56 to 58, by deleting all of said lines and inserting in lieu thereof the phrase **"nearest existing bus stop location."**; and

Further amend said bill and section, Page 11, Lines 60 to 64, by deleting all of said lines and inserting in lieu thereof the following:

"student's parent shall be made quarterly."; and

Further amend said bill, Pages 11 to 12, Section 162.1211, Lines 1 to 46, by deleting all of said lines and inserting in lieu thereof the following:

"167.1211. If a nonresident student receives special education services and participates in the public school open enrollment program, the nonresident district shall receive reimbursement from the parent public school choice fund created in section 167.1212 for the costs of the special educational services for the student with an individualized education program above the state and federal funds received for educating the student. Such reimbursement shall not exceed three times the current expenditure per average daily attendance as calculated on the district annual secretary of the board report for the year in which expenditures are claimed."; and

Further amend said bill, Page 12, Section 162.1212, Line 3, by deleting the word **"sixty"** and inserting in lieu thereof the word **"thirty"**; and

Further amend said bill and section, Page 13, Lines 19 to 26, by deleting all of said lines; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill, Page 16, Section 167.1225, Line 29, by inserting after the word **"Any"** the phrase **"resident or nonresident"**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Porter, **House Amendment No. 2** was adopted.

Representative Francis offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 543, Page 4, Section 167.151, Line 9, by inserting after the number "3." the phrase **"(1) For all school years ending on or before June 30, 2022,"**; and

Further amend said bill, page, and section, Line 18, by inserting after all of said line the following:

"(2) For all school years beginning on or after July 1, 2022, any person who owns residential real property or agricultural real property and pays a school tax in any district other than the district in which the person resides may send any of the person's children to a public school in any district in which the person pays such school tax. The school district of choice shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid through the foundation formula."; and

Further amend said bill, page, and section, Lines 19 to 28, by deleting all of said lines and inserting in lieu thereof the following:

"4. (1) For all school years ending on or before June 30, 2022, any owner of agricultural land who, [pursuant to] under subdivision (1) of subsection 3 of this section, has the option of sending [his] such person's children to the public schools of more than one district shall exercise such option as provided in this [subsection] subdivision. Such person shall send written notice to all school districts involved specifying to which school district [his] the children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of [his] the person's property lies. Such person shall not send any of [his] such person's children to the public schools of any district other than the one to which [he] such person has sent notice pursuant to this [subsection] subdivision in that school year or in which the majority of [his] such person's property lies without paying tuition to such school district.

(2) For all school years beginning on or after July 1, 2022, any owner of real property who elects to exercise the option provided in subdivision (2) of subsection 3 of this section shall exercise such option as provided in this subdivision. Such person shall send written notice to all school districts involved specifying which school district each child will attend thirty days prior to enrollment. When providing such notice, the person shall present proof of the person's payment of school taxes levied on the real property within such school district for the most recent two years. If a school district to which the person wishes to send a child does not receive the notification required under this subdivision, the child shall attend school in the district in which the person resides. Such person shall not send a child to the public schools of any district in which the person does not reside other than the district to which such person has sent notice under this subdivision relating to the particular child for that school year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 3** was adopted.

Representative Perkins offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 543, Page 9, Section 167.1205, Line 121, by inserting after all of said line the following:

"(c) Nothing in this section or section 167.1210 shall prevent a statewide athletic association that provides oversight for athletic or activity eligibility for students from imposing a stricter penalty upon any transferring student who is determined to have been unduly influenced to participate in or not to participate in the public school open enrollment program outlined in sections 167.1200 to 167.1230."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Grier	Griesheimer	Griffith
Haden	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGirl
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 016

Bland Manlove	Brown 70	Chipman	Christofanelli	Dogan
Gregory 96	Haffner	Ingle	Kidd	McDaniel
Pike	Proudie	Schroer	Stevens 46	Tate
Windham				

VACANCIES: 001

On motion of Representative Perkins, **House Amendment No. 4** was adopted.

Representative Lewis (6) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 543, Page 6, Section 167.1205, Line 13, by inserting at the end of said line the following:

“For the school years 2022-23 and 2023-24, a district may restrict the number of students who may transfer to a nonresident district under sections 167.1200 to 167.1230 to a maximum of five percent of the previous school year's enrollment for the district.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (6), **House Amendment No. 5** was adopted.

Speaker Pro Tem Wiemann assumed the Chair.

Representative Rowland offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 543, Page 6, Section 167.1205, Line 14, by deleting the number **"(1)"**; and

Further amend said bill, page, and section, Line 16, by deleting the word **"law."** and inserting in lieu thereof the following:

"law; except that, any student with an individualized education plan established under the federal Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400, et seq., as amended, shall have the resources to fulfill the students plan."; and

Further amend said bill, page, and section, Lines 17 to 29, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 6 was withdrawn.

Representative Mackey offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 543, Page 7, Section 167.1205, Line 58, by deleting the phrase **"any suspension or"** and inserting in lieu thereof the word **"an"**; and

Further amend said bill and section, Page 8, Lines 79 to 80, by deleting all of said lines and inserting in lieu thereof the following:

"school year, has been expelled under subsection 2 of section 160.261. A student"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 7 was withdrawn.

On motion of Representative Pollitt (52), **HCS HB 543, as amended**, was adopted.

On motion of Representative Pollitt (52), **HCS HB 543, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 151, relating to school district superintendent sharing, was taken up by Representative Shields.

Representative Shields moved that the title of **HB 151** be agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 151, Page 1, In the Title, Lines 2-3, by deleting the phrase "school district superintendent sharing" and inserting in lieu thereof "alternative elementary and secondary educational opportunities"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Fitzwater offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 151, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.2700. For purposes of sections 160.2700 to 160.2725, "adult high school" means a school that:

- (1) Is for individuals who do not have a high school diploma and who are twenty-one years of age or older;
- (2) Offers an industry certification program or programs and a high school diploma in a manner that allows students to earn a diploma at the same time that they earn an industry certification;
- (3) Offers ~~[on-site]~~ child care for children of enrolled students attending the school; and
- (4) Is not eligible to receive funding under section 160.415 or 163.031.

160.2705. 1. The department of elementary and secondary education shall authorize before January 1, 2018, a Missouri-based nonprofit organization meeting the criteria under subsection 2 of this section to establish and operate four adult high schools, with:

- (1) One adult high school to be located in a city not within a county;
- (2) One adult high school to be located in a county of the third classification without a township form of government and with more than forty-one thousand but fewer than forty-five thousand inhabitants or a county contiguous to that county;
- (3) One adult high school to be located in a county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants or a county contiguous to that county; and
- (4) One adult high school to be located in a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants.

2. The department of elementary and secondary education shall grant the authorization described under subsection 1 of this section based on a bid process conducted in accordance with the rules and regulations governing purchasing through the office of administration. The successful bidder shall:

- (1) Demonstrate the ability to establish, within twenty-one months of the receipt of the authorization, four adult high schools offering high school diplomas, an industry certification program or programs, and ~~[on-site]~~ child care for children of the students attending the high schools;
- (2) Commit at least two million dollars in investment for the purpose of establishing the necessary infrastructure to operate four adult high schools;
- (3) Demonstrate substantial and positive experience in providing services, including industry certifications and job placement services, to adults twenty-one years of age or older whose educational and training opportunities have been limited by educational disadvantages, disabilities, homelessness, criminal history, or similar circumstances;

- (4) Establish a partnership with a state-supported postsecondary education institution or more than one such partnership, if a partnership or partnerships are necessary in order to meet the requirements for an adult high school;
- (5) Establish a comprehensive plan that sets forth how the adult high schools will help address the need for a sufficiently trained workforce in the surrounding region for each adult high school;
- (6) Establish partnerships and strategies for engaging the community and business leaders in carrying out the goals of each adult high school;
- (7) Establish the ability to meet quality standards through certified teachers and programs that support each student in his or her goal to find a more rewarding job;
- (8) Establish a plan for assisting students in overcoming barriers to educational success including, but not limited to, educational disadvantages, homelessness, criminal history, disability, including learning disability such as dyslexia, and similar circumstances;
- (9) Establish a process for determining outcomes of the adult high school, including outcomes related to a student's ability to find a more rewarding job through the attainment of a high school diploma and job training and certification; and
- (10) Bids shall not include an administrative fee greater than ten percent.

3. (1) The department of elementary and secondary education shall establish academic requirements for students to obtain high school diplomas.

(2) Requirements for a high school diploma shall be based on an adult student's prior high school achievement and the remaining credits and coursework that would be necessary for the student to receive a high school diploma if he or she were in a traditional high school setting. The adult student shall meet the requirements with the same level of academic rigor as would otherwise be necessary to attain such credits.

(3) The adult high school authorized under this section shall award high school diplomas to students who successfully meet the established academic requirements. The adult high school authorized under this section shall confer the diploma as though the student earned the diploma at a traditional high school. The diploma shall have no differentiating marks, titles, or other symbols.

(4) Students at adult high schools may complete required coursework at their own pace and as available through the adult high school. They shall not be required to satisfy any specific number of class minutes. The adult high school may also make classes available to students online as may be appropriate. However, students shall not complete the majority of instruction of the school's curriculum online or through remote instruction. **For the purposes of this subsection, synchronous instruction connecting students to a live class conducted in a Missouri adult high school shall be treated the same as in-person instruction.**

(5) The department of elementary and secondary education shall not create additional regulations or burdens on the adult high school or the students attending the adult high schools beyond certifying necessary credits and ensuring that students have sufficiently mastered the subject matter to make them eligible for credit.

4. An adult high school shall be deemed a "secondary school system" for the purposes subdivision (15) of subsection 1 of section 210.211.

161.214. 1. As used in this section, the following terms mean:

- (1) "Board", the state board of education;
- (2) "Department", the department of elementary and secondary education;
- (3) "School innovation team", a group of natural persons representing:
 - (a) A single elementary or secondary school;
 - (b) A group of two or more elementary or secondary schools within the same school district that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;
 - (c) A group of two or more elementary or secondary schools not within the same school district that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;
 - (d) A single school district; or
 - (e) A group of two or more school districts that share common interests, such as geographical location or educational focus, or that sequentially serve classes of students as they progress through elementary and secondary education;
- (4) "School innovation waiver", a waiver granted by the board to a single school, group of schools, single school district, or group of school districts under this section, in which the school, group of schools, school district, or group of school districts is exempt from a specific requirement imposed by chapter 160, 161, 162, 167, 170, or 171, or any regulations promulgated under such chapters by the board or the department. Any school innovation waiver granted to a school district or group of school districts shall apply

to every elementary and secondary school within the school district or group of school districts unless the plan specifically provides otherwise.

2. Any school innovation team seeking a school innovation waiver may submit a plan to the board for one or more of the following purposes:

- (1) Improving student readiness for employment, higher education, vocational training, technical training, or any other form of career and job training;
- (2) Increasing the compensation of teachers; or
- (3) Improving the recruitment, retention, training, preparation, or professional development of teachers.

3. Any plan for a school innovation waiver shall:

- (1) Identify the specific provision of law for which a waiver is being requested and provide an explanation for why the specific provision of law inhibits the ability of the school or school district to accomplish the goal stated in the plan;
- (2) Demonstrate that the intent of the specific provision of law can be addressed in a more effective, efficient, or economical manner and that the waiver or modification is necessary to implement the plan;
- (3) Include measurable annual performance targets and goals for the implementation of the plan;
- (4) Specify the innovations to be pursued in meeting one or more of the goals listed in subsection 2 of this section;
- (5) Demonstrate parental, school employee, and community and business support for, and engagement with, the plan; and
- (6) Be approved by at least the minimum number of people required to be on the school innovation team prior to submitting the plan for approval.

4. (1) In evaluating a plan submitted by a school innovation team under subsection 2 of this section, the board shall consider whether the plan will:

- (a) Improve the preparation, counseling, and overall readiness of students for postsecondary life;
- (b) Increase teacher salaries in a financially sustainable and prudent manner; or
- (c) Increase the attractiveness of the teaching profession for prospective teachers and active teachers alike.

(2) The board may approve any plan submitted under subsection 2 of this section if the board determines that:

- (a) The plan successfully demonstrates the ability to address the intent of the provision of law to be waived in a more effective, efficient, or economical manner;
- (b) The waivers or modifications are demonstrated to be necessary to stimulate or improve student readiness for postsecondary life, increase teacher salaries, or increase the attractiveness of the teaching profession for prospective teachers and active teachers;
- (c) The plan has demonstrated sufficient participation from among the teachers, principal, superintendent, faculty, school board, parents, and the community at large; and
- (d) The plan is based upon sound educational practices, does not endanger the health and safety of students or staff, and does not compromise equal opportunity for learning.

(3) The board may propose modifications to the plan in cooperation with the school innovation team.

5. Any waiver granted under this section shall be effective for a period of no longer than three school years beginning the school year following the school year in which the waiver is approved. Any waiver may be renewed. No more than one school innovation waiver shall be in effect with respect to any one elementary or secondary school at one time.

6. This section shall not be construed to allow the board to authorize the waiver of any statutory requirements relating to school start date, teacher certification, teacher tenure, or any requirement imposed by federal law.

7. The board may promulgate rules implementing the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2** was adopted.

Representative Hill offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 151, Page 2, Section 168.205, Line 20, by inserting after said section and line the following:

"168.212. No individual employed by a school board to exercise supervisory duties within the school district shall directly or indirectly receive compensation from a district benefit plan or any agency contracting with the district to provide benefits for two years after the individual's employment ends."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 3** was adopted.

On motion of Representative Shields, **HB 151, as amended**, was ordered perfected and printed.

HS HB 432, relating to the birth match program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HS HB 432** was agreed to.

On motion of Representative Kelly (141), **HS HB 432** was adopted.

On motion of Representative Kelly (141), **HS HB 432** was ordered re-perfected and printed.

HB 333, relating to initiative petitions and referendums, was taken up by Representative Simmons.

On motion of Representative Simmons, the title of **HB 333** was agreed to.

Representative Hudson assumed the Chair.

Representative Merideth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 333, Page 10, Section 116.334, Line 21, by inserting after all of said section and line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, the secretary of state and local election authorities shall accept electronic signatures under section 432.230 on all initiative petitions. The secretary of state may establish rules and procedures for receiving and verifying such electronic signatures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the

authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Shaul offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 333, Page 7, Section 116.130, Line 48, by inserting after all of said section and line the following:

"116.153. Within thirty days of issuing certification that the petition contains a sufficient number of valid signatures pursuant to section 116.150, the joint committee on legislative research shall hold a public hearing in Jefferson City to take public comments concerning the proposed measure. Such hearing shall be a public meeting under chapter 610. Within five business days after the end of the public hearing, the joint committee on legislative research shall provide a ~~[summary of the hearing]~~ **report of the hearing to the general assembly** and to the secretary of state or his or her designee ~~[and the secretary of state shall post a copy of the summary on the website of the office of the secretary of state]~~. **The report shall be completed prior to the placement of the petition on the ballot and shall be available for inspection by the general public on the website of the office of the secretary of state. The chairperson of the public hearing may inquire of the petition sponsors or other witnesses regarding the history of the petition, methods of signature collection, and the interpretation of petition language; however, the joint committee on legislative research report shall take no position on the sufficiency or desirability of any petition, and it shall be considered a directory duty of the joint committee which shall not supersede time limits for placement of a petition on the ballot.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 2** was adopted.

Representative Adams offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 333, Page 5, Section 116.050, Line 10, by deleting the phrase "**five hundred dollars**" on said line and inserting in lieu thereof the phrase "**three hundred fifty dollars**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Adams moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Simmons, **HB 333, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 20, 2, 9 & 27, relating to constitutional amendments, was again taken up by Representative Henderson.

Representative Falkner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution Nos. 20, 2, 9 & 27, Page 2, Section 51, Line 5, by inserting after all of said section and line the following:

"Section B. Under chapter 116, RSMo, and other applicable constitutional provisions and laws of this state allowing the general assembly to adopt ballot language for the submission of a joint resolution to the voters of this state, the official ballot title of the amendment proposed in Section A shall be as follows:

"Shall the Missouri Constitution be amended to:

Allow only citizens of the United States to qualify as legal voters;

Require initiative petitions proposing to amend the constitution be signed by at least ten percent of the legal voters in each congressional district; and

Require initiative amendments to the constitution be approved by a two-thirds vote?"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 1** was adopted.

Representative Trent offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Joint Resolution Nos. 20, 2, 9 & 27, Page 1, Section 50, Line 2, by inserting immediately after the phrase "legal voters" on said line the phrase ", **registered to vote in Missouri and citizens of the United States**,"; and

Further amend said resolution and section, Page 2, Line 11, by deleting the word, "Missouri:" and inserting in lieu thereof the following:

"Missouri:". **For purposes of this article, only citizens of the United States of America who are residents of the State of Missouri and who are properly registered to vote in the State of Missouri shall be considered legal voters.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Vescovo resumed the Chair.

On motion of Representative Trent, **House Amendment No. 2** was adopted.

Representative Adams offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Joint Resolution Nos. 20, 2, 9 & 27, Page 2, Section 51, Line 5, by inserting after all of said section and line the following:

"Section 1. This constitutional amendment proposed by the general assembly shall become effective when approved by a two-thirds majority of the votes cast thereon at the requisite general election, or election called by the governor, and not otherwise."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (139) assumed the Chair.

Representative Adams moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Adams:

AYES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Dogan	Doll	Ellebracht
Fogle	Gray	Gunby	Hill	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Price IV
Quade	Rogers	Rowland	Sauls	Sharp 36
Smith 67	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 097

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Gregory 51
Gregory 96	Grier	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Perkins	Plocher	Pollitt 52
Pollock 123	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Walsh 50	West
Wiemann	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 017

Coleman 32	Coleman 97	Fitzwater	Francis	Griesheimer
Kidd	McDaniel	Patterson	Pietzman	Pike
Porter	Proudie	Roeber	Stevens 46	Tate
Wallingford	Mr. Speaker			

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Gregory 51	Gregory 96	Grier	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGirl
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Plocher	Pollitt 52	Pollock 123	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Walsh 50	West	Wiemann	Wright

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 018

Bangert	Coleman 32	Coleman 97	Fitzwater	Francis
Gray	Griesheimer	Kidd	McDaniel	Pietzman
Pike	Porter	Proudie	Roeber	Stevens 46
Tate	Wallingford	Mr. Speaker		

VACANCIES: 001

On motion of Representative Henderson, **HCS HJR 20, 2, 9 & 27, as amended**, was adopted.

On motion of Representative Henderson, **HCS HJR 20, 2, 9 & 27, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 212, HCS HB 252, HB 297, HB 370, HB 488, HB 500, HB 570, HB 708 and HCS HB 876 were placed on the Informal Calendar.

HCS HB 738, relating to elections, was taken up by Representative Rone.

On motion of Representative Rone, the title of **HCS HB 738** was agreed to.

Representative Shaul offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 738, Page 7, Section 115.107, Lines 17 and 18, by deleting the word "**poll**" on said lines; and

Further amend said bill, Page 16, Section 115.275, Line 15, by inserting immediately after the phrase "Armed Forces" on said line the phrase "**, including Space Force,**"; and

Further amend said bill, Page 19, Section 115.279, Line 41, by inserting immediately after the phrase "Armed Forces of the United States" on said line the phrase "**, including Space Force,**"; and

Further amend said bill, Page 32, Section 115.427, Line 2, by deleting the reference number "**115.257**" on said line and inserting in lieu thereof the reference number "**115.277**"; and

Further amend said bill, Page 32, Section 115.427, Line 19, by inserting immediately after the phrase "Armed Forces," on said line the phrase "**including Space Force,**"; and

Further amend said bill, Page 33, Section 115.427, Line 21, by inserting immediately after the phrase "Armed Forces" on said line the phrase "**, including Space Force,**"; and

Further amend said bill, Page 35, Section 115.427, Line 102, by inserting immediately after the phrase "**Armed Forces,**" on said line the phrase "**including Space Force,**"; and

Further amend said bill, Page 35, Section 115.427, Line 104, by inserting immediately after the phrase "**Armed Forces**" on said line the phrase "**, including Space Force,**"; and

Further amend said bill, Page 42, Section 2, Line 3, by deleting the phrase "**data sticks**" and inserting in lieu thereof the phrase "**removable media devices**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul, **House Amendment No. 1** was adopted.

Representative Eggleston offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 738, Page 41, Section 115.960, Line 86, by inserting after all of said section and line the following:

"116.225. The election authority for any political subdivision or special district of this state shall label ballot measures of any type that are submitted to a vote of the people alphabetically in the order in which they are submitted by petition, ordinance, vote of a political subdivision or special district, or other method authorized by law. The secretary of state shall label statutory initiative and referendum measures with the letters A through I. Local election authorities shall label county ballot measures with the letters J through R, and local ballot measures with the letters S through Z. The election authority shall label the first ballot measure in each category with the first letter in the sequence designated for that category, and so on consecutively through the last letter designated for the category, and then begin labeling with the first letter for the category followed by an "A" and so on. A new series of letters shall be started after each election. In the event that a ballot measure of any type involves multiple jurisdictions, then it shall be labeled with a numeral beginning with the number one. Such ballot measures shall be numbered consecutively based upon the time of notice of the ballot measure to the requisite election authority. Election authorities may coordinate with each other, or with the secretary of state, to maintain a database or other record to facilitate numerical assignment. A new series of numbers shall be started after each election. In the event a measure is labeled prior to, but not voted on at, the next succeeding election, the letter or number assigned to such measure shall not be reassigned until after such measure has been voted on by the people."; and

Further amend said bill, Page 47, Section 115.785, Line 6, by inserting after all of said section and line the following:

~~"[116.220. The secretary of state shall label statutory initiative and referendum measures alphabetically in the order in which they are submitted by petition or in the order in which they are passed by the general assembly. The secretary of state shall label the first as "Proposition A", and so on consecutively through the letter Z, and then begin labeling as "Proposition AA" and so on. A new series of letters shall be started after each general election. In the event a measure is labeled prior to, but not voted on at, the next succeeding general election, the letter assigned to such measure shall not be reassigned until after such measure has been voted on by the people.];"~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 2** was adopted.

Representative Hill offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 738, Page 18, Section 115.277, Line 46, by inserting after said line the following:

"7. The provisions of this section authorizing the casting of absentee ballots without stating a reason and requiring the use photographic identification are essentially connected and if any of the photographic identification requirements under this section, or other general law requiring the use of photographic identification in order to cast an absentee ballot, are held unconstitutional, or otherwise made ineffective, then subsection 1 of this section and all other general laws or rules enabling the casting of absentee ballots without stating a reason shall be null and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Vescovo resumed the Chair.

Representative Bland Manlove raised a point of order that a member was in violation of Rule 84.

The Chair reminded members to confine their remarks to the question at hand.

On motion of Representative Hill, **House Amendment No. 3** was adopted.

Representative Trent offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 738, Page 5, Section 115.051, Line 11, by inserting after all of said section and line the following:

"115.081. 1. Each election authority shall appoint election judges for each polling place within its jurisdiction in accordance with the provisions of this section.

2. In all primary and general elections, the election authority shall appoint at least two judges from each major political party to serve at each polling place. **The committee of each major political party within the jurisdiction of an election authority is authorized to provide the election authority with a list of election judge candidates who meet the requirements under section 115.085. The candidates shall not be required to reside within the jurisdiction of the election authority, as authorized under section 115.085. If a committee of a major political party within the jurisdiction of an election authority fails to provide the prescribed number of qualified names to fill all election judge positions before the date established by the election authority, the election authority may select judges to fill the positions as provided by law. If the election authority determines that a name submitted by a committee of a major political party is not qualified to serve as an election judge, the election authority shall allow the party to submit another name before filling the position as provided by law.** No major political party shall have a majority of the judges at any polling place. No established party shall have a greater number of judges at any polling place than any major political party.

3. In any election that is not a primary or general election, the election authority shall appoint at least one judge from each major political party to serve at each polling place. No major political party shall have a majority of the judges at any polling place. No established party shall have a greater number of judges at any polling place than any major political party.

4. The election authority shall designate two of the judges appointed for each polling place, one from each major political party, as supervisory judges. Supervisory judges shall be responsible for the return of election supplies from the polling place to the election authority and shall have any additional duties prescribed by the election authority.

5. Election judges may be employed to serve for the first half or last half of any election day. Such judges shall be paid one-half the regular rate of pay. If part-time judges are employed, the election authority shall employ such judges and shall see that a sufficient number for each period are present at all times so as to have the proper total number of judges present at each polling place throughout each election day. The election authority shall require that at each polling place at least one election judge from each political party serve a full day and that at all times during the day there be an equal number of election judges from each political party.

6. An election authority may appoint additional election judges representing other established political parties and additional election judges who do not claim a political affiliation. Any question which requires a decision by the majority of judges shall only be made by the judges from the major political parties."; and

Further amend said bill and page, Section 115.085, by removing all of said section from the bill and inserting in lieu thereof the following:

"115.085. No person shall be appointed to serve as an election judge who is not a registered voter in this state~~]; provided that, before any election authority may appoint judges who are registered voters of another election authority's jurisdiction, the election authority shall obtain the written consent of the election authority for the jurisdiction where the prospective judges are registered to vote]~~. Each election judge shall be a person of good repute and character who can speak, read, and write the English language. No person shall serve as an election judge at any polling place in which his or her name or the name of a relative within the second degree, by consanguinity or affinity, appears on the ballot. However, no relative of any unopposed candidate shall be disqualified from serving as an election judge in any election jurisdiction of the state. No election judge shall, during his or her term of office, hold any other elective public office, other than as a member of a political party committee or township office, except any person who is elected to a board or commission of a political subdivision or special district may serve as an election judge except at a polling place where such political subdivision or special district has an issue or candidate on the ballot. In any county having a population of less than two hundred fifty thousand inhabitants, any candidate for the county committee of a political party who is not a candidate for any other office and who is unopposed for election as a member of the committee shall not be disqualified from serving as an election judge."; and

Further amend said bill, Page 6, Section 115.107, Line 3, by inserting immediately after the phrase "counted." on said line the following:

"The candidates shall not be required to reside within the jurisdiction of the election authority. If the election authority determines that a name submitted by a committee of a major political party is not qualified to serve as poll watcher, the election authority shall allow the party to submit another name."; and

Further amend said bill, Page 6, Section 115.107, Lines 14 to 16, by deleting all of said lines and inserting in lieu thereof the following:

"5. All persons selected as watchers shall have the same qualifications required by section 115.085 for election judges~~]; except that such watcher shall be a registered voter in the jurisdiction of the election authority for which the watcher is designated as a watcher]~~."; and

Further amend said bill, Page 17, Section 115.277, Line 13, by inserting immediately after the phrase "**shall not require notarization.**" on said line the following:

"This subsection shall apply only in the case of absentee ballots that are not cast in person, but that are returned to the election authority by the voter in person, or returned in person by a relative of the voter who is within the second degree of consanguinity or affinity, or by mail or registered carrier, or by a team of deputy election authorities."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 4** was adopted.

Representative Stacy offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 738, Page 6, Section 115.105, Lines 26 and 27, by deleting said lines and inserting in lieu thereof the following:

"section 115.085 for election judges~~]; except that such challenger shall be a registered voter in the jurisdiction of the election authority for which the challenger is designated as a challenger]~~."; and

Further amend said bill, Page 6, Section 115.107, Lines 15 and 16, by deleting said lines and inserting in lieu thereof the following:

"section 115.085 for election judges[~~], except that such watcher shall be a registered voter in the jurisdiction of the election authority for which the watchers is designated as a watcher~~]."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stacy, **House Amendment No. 5** was adopted.

Representative Veit offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 738, Pages 5 and 6, Section 115.105, by removing all of said section from the bill; and

Further amend said bill, Page 7, Section 115.123, by removing all of said section from the bill; and

Further amend said bill, Page 31, Section 115.351, by removing all of said section from the bill; and

Further amend said bill, Page 39, Section 115.904, by removing all of said section from the bill; and

Further amend said bill, Pages 45 to 47, Sections 115.755, 115.758, 115.761, 115.765, 115.767, 115.770, 115.773, 115.776, and 115.785, by removing all of said sections from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 6** was adopted.

Representative Bosley offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 738, Page 22, Section 115.279, Line 121, by inserting immediately after all of said section and line the following:

"115.280. 1. Any defendant who is confined in a jail and is otherwise entitled to vote, shall be allowed the opportunity to vote absentee in any election in which he or she is eligible to vote. For purposes of this section, the defendant's address shall be his or her residential address immediately prior to confinement.

2. Jails that house defendants who are eligible to vote shall provide applications for absentee ballots and assist any eligible defendant in mailing the application to the correct local election authority. The jail shall be responsible for the costs of mailing the application.

3. Local election authorities that receive applications from defendants confined in a jail shall verify the defendant's eligibility to vote in the same manner as other applications to vote absentee are verified and shall mail the appropriate ballot, including a postage-paid return envelope, to the defendant.

4. Upon receipt of a ballot, the defendant shall be allowed to exercise his or her right to vote. The jail shall provide a notary for the ballot, if required, and mail the ballot back to the local election authority before the deadline."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Coleman 32
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 016

Bailey	Christofanelli	Coleman 97	Cupps	Hill
Kidd	Knight	McDaniel	Pike	Price IV
Proudie	Richey	Roeber	Schroer	Stephens 128
Tate				

VACANCIES: 001

Representative Bosley moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Bosley:

AYES: 055

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Davidson	Davis	DeGroot

Dogan	Doll	Ellebracht	Fogle	Gray
Gunby	Hannegan	Ingle	Johnson	Lewis 25
Lovasco	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Quade
Rogers	Rowland	Sander	Sauls	Schroer
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

NOES: 093

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Cook	Copeland	Deaton	Derges
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Lewis 6	Mayhew	McGaugh	McGill	Morse
O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 014

Christofanelli	Coleman 97	Cupps	Hill	Kidd
Knight	McDaniel	Murphy	Pike	Proudie
Richey	Roeber	Stephens 128	Tate	

VACANCIES: 001

Representative Windham offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 738, Page 17, Section 115.277, Line 5, by inserting after the phrase "**vote absentee.**" the following:

"Election authorities may allow voting in person under the requirements of this subsection on Saturday and Sunday after the third Tuesday before the date of the election."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

On motion of Representative Rone, **HCS HB 738, as amended**, was adopted.

On motion of Representative Rone, **HCS HB 738, as amended**, was ordered perfected and printed.

HB 850, relating to constitutional amendments, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HB 850** was agreed to.

On motion of Representative Wiemann, **HB 850** was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HCS HJR 20, 2, 9 & 27 - Fiscal Review

HCS HJR 35 - Fiscal Review

HJR 57 - Ways and Means

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 554 - Fiscal Review

HB 948 - Fiscal Review

HB 64 - Elementary and Secondary Education

HB 275 - Children and Families

HB 354 - Special Committee on Small Business

HB 648 - Utilities

HB 665 - Elections and Elected Officials

HB 671 - General Laws

HB 742 - Crime Prevention

HB 765 - Special Committee on Small Business

HB 766 - Special Committee on Small Business

HB 816 - General Laws

HB 828 - Pensions

HB 897 - Pensions

HB 1008 - Special Committee on Small Business

HB 1068 - General Laws

HB 1120 - Public Safety

HB 1153 - Transportation

HB 1157 - Pensions

HB 1203 - Downsizing State Government

HB 1276 - Children and Families

HB 1279 - Special Committee on Small Business

HB 1281 - Judiciary
HB 1307 - Ways and Means
HB 1347 - Health and Mental Health Policy
HB 1374 - Special Committee on Government Accountability
HB 1399 - Elections and Elected Officials
HB 1400 - Special Committee on Government Accountability
HB 1411 - Agriculture Policy

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 2 - Ways and Means

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 22 - Economic Development
SS#2 SB 26 - Crime Prevention
SB 38 - Emerging Issues
SB 93 - Health and Mental Health Policy

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1125**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (17): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (0)

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (26): Aldridge, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Gregory (96), Hudson, Lewis (6), Mayhew, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Walsh (50) and West

Noes (0)

Absent (5): Andrews, Kelly (141), McGaugh, Unsicker and Windham

Committee on Corrections and Public Institutions, Chairman McDaniel reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 318**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Aldridge, Appelbaum, Collins, Dinkins, Griffith, Henderson, McDaniel, Morse, Perkins, Stacy and Wright

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 319**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse, Perkins and Stacy

Noes (0)

Absent (2): Henderson and Wright

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 352**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse and Perkins

Noes (0)

Absent (3): Henderson, Stacy and Wright

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 469**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse, Perkins and Stacy

Noes (0)

Absent (2): Henderson and Wright

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 549**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse, Perkins, Stacy and Wright

Noes (0)

Absent (1): Henderson

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 731**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse, Perkins and Stacy

Noes (0)

Absent (2): Henderson and Wright

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 745**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse, Perkins, Stacy and Wright

Noes (0)

Absent (1): Henderson

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1032**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Aldridge, Appelbaum, Collins, Dinkins, Griffith, McDaniel, Morse and Perkins

Noes (0)

Absent (3): Henderson, Stacy and Wright

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1046**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Dinkins, Griffith, Henderson, McDaniel, Morse, Perkins, Stacy and Wright

Noes (3): Aldridge, Appelbaum and Collins

Absent (0)

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 367**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baker, Bangert, Gray, Lovasco, Perkins, Person, Railsback, Sander, Schnelting, Taylor (139), Unsicker and Van Schoiack

Noes (0)

Absent (2): Bailey and Owen

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 501**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Baker, Lovasco, Perkins, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (2): Bailey and Owen

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 1282**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Baker, Lovasco, Perkins, Railsback, Schnelting, Taylor (139) and Van Schoiack

Noes (5): Bangert, Gray, Person, Sander and Unsicker

Absent (2): Bailey and Owen

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 320**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (19): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Mackey

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 494**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Baker, Basye, Black (7), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Patterson, Stacy and Toalson Reisch

Noes (7): Bangert, Brown (70), Mackey, Nurrenbern, Pollitt (52), Sharp (36) and Terry

Absent (0)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 541**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Baker, Basye, Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (6): Bangert, Black (7), Brown (70), Nurrenbern, Sharp (36) and Terry

Absent (1): Mackey

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1071**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (19): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Mackey

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1133**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (18): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy and Terry

Noes (2): Hill and Toalson Reisch

Absent (0)

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HJR 53**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Cupps, Fitzwater, Gregory (51), Griesheimer, Haffner, Hicks, Richey and Taylor (139)

Noes (6): Aune, Fogle, McCreery, Mosley, Patterson and Sauls

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 522**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 727**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 825**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 846** and **HB 407**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1140**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Brown (27), Coleman (32), Cook, Davidson, Davis, Doll, Kelley (127), Lewis (25), Riley, Roberts and Smith (67)

Noes (0)

Absent (3): Dinkins, Grier and Thomas

Special Committee on Criminal Justice, Chairman Dogan reporting:

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 521**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Copeland, Dogan, Hannegan, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (2): Evans and Hardwick

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 261**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Atchison, Black (137), Bromley, Fitzwater, Kidd and Lewis (6)

Noes (3): Brown (70), Gunby and McCreery

Absent (1): Simmons

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 390**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Atchison, Barnes, Gray, Griffith, Gunby, Kalberloh, Morse, O'Donnell, Pouche, Rowland, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (1): Bromley

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCS SCR 3**.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 7** entitled:

Relating to the North Central Missouri Regional Water Commission.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following member's presence was noted: Proudie.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, March 11, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, March 11, 2021, 8:00 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Testimony from various departments regarding proposed FY21 governor's amendments to HB 15.

CONSENT AND HOUSE PROCEDURE

Thursday, March 11, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 522

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, March 11, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 379, HB 921

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 11, 2021, 9:45 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 11, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 445, HB 718, HB 807, HB 1048, HCR 47

Executive session will be held: HB 382, HB 563, HB 373

Executive session may be held on any matter referred to the committee.

Please note time change.

CORRECTED

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, March 11, 2021, upon adjournment, House Hearing Room 6.

Executive session will be held: HB 481

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Thursday, March 11, 2021, 10:45 AM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 874, HB 1090

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, March 11, 2021, 9:30 AM, House Hearing Room 4.

Executive session will be held: HB 61, HCS HB 156, HCS HB 301, HB 313, HCS HB 355, HCS HB 441, HCS HB 555, HCS HB 744, HCS HB 755, HCS HB 1030, HCS HBs 1123 & 1221, HB 259, HCS HB 825, HCS HBs 846 & 407, HCS HJR 53

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, March 11, 2021, 10:45 AM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HCS HB 32, HB 167, HCS HBs 359 & 634, HCS HB 385, HB 534, HCS HBs 557 & 560, HB 604, HB 652, HB 905, HB 911, HB 996

Executive session may be held on any matter referred to the committee.

CORRECTED

RURAL COMMUNITY DEVELOPMENT

Thursday, March 11, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1320, HB 1239, HB 601, HB 906

Executive session will be held: HB 1061

Executive session may be held on any matter referred to the committee.

Removed HB 1266.

AMENDED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-EIGHTH DAY, THURSDAY, MARCH 11, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 22 - Eggleston

HCS HJRs 23 & 38 - Black (137)

HJR 26 - Falkner

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HCS HB 472 - Griesheimer

HCS#2 HB 69 - Billington

HB 478 - Christofanelli

HCS HB 303 - Wiemann

HB 317 - Toalson Reisch

HCS HB 369 - Taylor (48)

HB 542 - Shields

HCS HB 602 - Grier

HB 627 - Patterson

HCS HB 944 - Reedy

HOUSE BILLS FOR PERFECTION - INFORMAL

HS HB 533 - Knight

HB 60 - Schnelting

HB 387 - Bailey

HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 202 - McGirl
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HCS HB 384 - Veit
HB 530 - Evans
HCS HB 592 - Fitzwater
HCS HB 733 - Patterson
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 488 - Hicks
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 35, (Fiscal Review 3/10/21) - Griesheimer
HCS HJRs 20, 2, 9 & 27, (Fiscal Review 3/10/21) - Henderson

HOUSE BILLS FOR THIRD READING

HCS#2 HB 75, E.C. - Murphy
HB 138 - Pietzman
HB 257 - Evans
HB 701 - Black (7)
HB 624, (Fiscal Review 3/9/21) - Richey
HCS HB 685 - Chipman
HB 660 - O'Donnell
HCS HB 811 - Black (7)
HCS HB 583, (Fiscal Review 3/9/21) – Riggs
HB 948, (Fiscal Review 3/10/21) - Francis
HCS HB 495 - Ruth
HB 767 - Roden
HB 201 - McGirl
HCS HB 292 - Roberts
HB 554, (Fiscal Review 3/10/21) - Eggleston
HCS HB 529 - Haffner
HB 151 - Shields
HB 333 - Simmons

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 249, (Fiscal Review 3/4/21) - Ruth

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCS SCR 3
SCR 7

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, THURSDAY, MARCH 11, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed are the peacemakers: for they shall be called the children of God. (Matthew 5:9)

Our Creator, we know that by ourselves we are not adequate for this day, nor are we ready for our responsibilities, nor are we equal to our experiences, yet by Your wonderful grace we can become adequate, by Your spirit we can be made ready, and by Your presence we can be equal to every experience here in the People's House and on spring break.

As we join in prayer, reveal Yourself anew to us, and come please into our hearts. Then with new peace, greater power, and with better perspective, may we serve our state well this day and in all days. Help us, the representatives of our state, to see clearly, to choose wisely and to act courageously, that we may be among the true leaders of our legislative branch.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-seventh day was approved as printed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCS SCR 3, relating to the Dred Scott decision issued by the Missouri Supreme Court.

SCR 7, relating to the North Central Missouri Regional Water Commission.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 20, 2, 9 & 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (1): Griesheimer

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 554**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 583**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (1): Terry

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 624**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 948**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

MOTIONS

Representative Pollitt (52), having voted on the prevailing side, moved that the vote by which **HCS HB 543, as amended**, was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

AYES: 134

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Person	Pietzman	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 008

Adams	Doll	Gray	Johnson	McCreery
Phifer	Rowland	Sharp 36		

PRESENT: 017

Aldridge	Appelbaum	Bangert	Bland Manlove	Collins
Gunby	Lewis 25	Merideth	Mosley	Nurrenbern
Proudie	Smith 155	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Windham			

ABSENT WITH LEAVE: 003

Burton	Pike	Simmons
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VACANCIES: 001

Representative Pollitt (52), having voted on the prevailing side, moved that the vote by which **HCS HB 543, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 124

Andrews	Atchison	Aune	Bailey	Baker
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mackey	Mayhew
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Pollitt 52	Porter	Pouche	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Smith 163	Smith 67
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 007

Doll	Johnson	McCreery	Rogers	Rowland
Sharp 36	Walsh Moore 93			

PRESENT: 025

Adams	Aldridge	Anderson	Appelbaum	Bangert
Bland Manlove	Bosley	Collins	Gray	Gunby
Lewis 25	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Sauls	Smith 155
Stevens 46	Terry	Turnbaugh	Unsicker	Windham

ABSENT WITH LEAVE: 006

Burton	Dogan	Pike	Pollock 123	Roden
Simmons				

VACANCIES: 001

Representative Pollitt (52) moved that **HCS HB 543, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Rone, having voted on the prevailing side, moved that the vote by which **HCS HB 738, as amended**, was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

AYES: 119

Andrews	Atchison	Aune	Bailey	Baker
Baringer	Barnes	Basye	Billington	Black 137
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Stacy	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 011

Adams	Burnett	Doll	Johnson	McCreery
Nurrenbern	Phifer	Rogers	Rowland	Sharp 36
Walsh Moore 93				

PRESENT: 023

Aldridge	Anderson	Appelbaum	Bangert	Bosley
Clemens	Collins	Gray	Gunby	Ingle

Lewis 25	Merideth	Mosley	Person	Price IV
Proudie	Sauls	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Windham		

ABSENT WITH LEAVE: 009

Black 7	Burton	Dogan	McDaniel	Pike
Roden	Simmons	Smith 163	Stephens 128	

VACANCIES: 001

Representative Rone, having voted on the prevailing side, moved that the vote by which **HCS HB 738, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 116

Atchison	Bailey	Baringer	Barnes	Basye
Billington	Black 137	Bland Manlove	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mackey	Mayhew	McGaughy	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Van Schoiack	Veit	Wallingford	Walsh 50
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 010

Adams	Burnett	Doll	Johnson	McCreery
Phifer	Rogers	Rowland	Sharp 36	Walsh Moore 93

PRESENT: 025

Aldridge	Anderson	Appelbaum	Aune	Bangert
Bosley	Clemens	Collins	Ellebracht	Gray
Gunby	Ingle	Lewis 25	Merideth	Mosley
Nurrenbern	Person	Price IV	Proudie	Sauls
Smith 67	Stevens 46	Terry	Unsicker	Windham

ABSENT WITH LEAVE: 011

Andrews	Baker	Black 7	Burton	Dogan
Gregory 96	McDaniel	Pike	Roden	Simmons
Smith 163				

VACANCIES: 001

Representative Rone moved that **HCS HB 738, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 35, relating to the state treasurer's ability to invest, was taken up by Representative Griesheimer.

On motion of Representative Griesheimer, **HCS HJR 35** was read the third time and passed by the following vote:

AYES: 156

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roerber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 67	Stacy	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Burton	Pike	Simmons	Stephens 128
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HJR 20, 2, 9 & 27, relating to constitutional amendments, was taken up by Representative Henderson.

Representative Taylor (139) assumed the Chair.

On motion of Representative Henderson, **HCS HJR 20, 2, 9 & 27** was read the third time and passed by the following vote:

AYES: 111

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright				

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Nurrenbern	Person

Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 005

Burton	Mosley	Pike	Smith 67	Mr. Speaker
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VACANCIES: 001

Representative Taylor (139) declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 249, relating to advanced industrial manufacturing zones, was taken up by Representative Ruth.

On motion of Representative Ruth, **HB 249** was read the third time and passed by the following vote:

AYES: 128

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Bangert	Baringer
Barnes	Basye	Black 137	Black 7	Bland Manlove
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Clemens	Coleman 32	Collins	Cook	Copeland
Cupps	Derges	Dinkins	Dogan	Doll
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Plocher	Pollitt 52	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Riggs
Riley	Roberts	Roden	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Sharp 36	Sharpe 4	Shaul	Shields	Smith 155
Smith 67	Stephens 128	Stevens 46	Tate	Taylor 48
Terry	Thomas	Thompson	Turnbaugh	Unsicker
Van Schoiack	Veit	Walsh Moore 93	Weber	Windham
Wright	Young	Mr. Speaker		

NOES: 032

Baker	Billington	Boggs	Chipman	Christofanelli
Coleman 97	Davidson	Davis	Deaton	DeGroot
Eggleston	Hill	Hudson	Lovasco	McDaniel
Pollock 123	Richey	Roeber	Schnelting	Schroer
Schwadron	Seitz	Simmons	Smith 163	Stacy
Taylor 139	Toalson Reisch	Trent	Wallingford	Walsh 50
West	Wiemann			

PRESENT: 000

ABSENT WITH LEAVE: 002

Burton Pike

VACANCIES: 001

Representative Taylor (139) declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS#2 HB 75, relating to public health orders issued by government entities, was taken up by Representative Murphy.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rone
Ruth	Sander	Sassmann	Schroer	Schwadron
Seitz	Sharpe 4	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	DeGroot	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 007

Burton	Coleman 32	McDaniel	Mosley	Pike
Schnelting	Shaul			

VACANCIES: 001

On motion of Representative Murphy, **HCS#2 HB 75** was read the third time and passed by the following vote:

AYES: 115

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roerber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Windham	Wright	Mr. Speaker

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens

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Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 003

Burton	Mosley	Pike
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VACANCIES: 001

Representative Taylor (139) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 114

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Windham	Wright	Mr. Speaker	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	McDaniel	Merideth	Nurrenbern	Person
Phifer	Price IV	Quade	Rogers	Rowland
Sauls	Sharp 36	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Young	

PRESENT: 001

Smith 67

ABSENT WITH LEAVE: 003

Burton Mosley Pike

VACANCIES: 001

HB 138, relating to assistance for applicants for permits issued by the department of natural resources, was taken up by Representative Pietzman.

On motion of Representative Pietzman, **HB 138** was read the third time and passed by the following vote:

AYES: 148

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roerber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 002

Adams McCreery

PRESENT: 009

Bland Manlove	Bosley	Clemens	Doll	Merideth
Proudie	Stevens 46	Unsicker	Windham	

ABSENT WITH LEAVE: 003

Burton	Mosley	Pike
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VACANCIES: 001

Representative Taylor (139) declared the bill passed.

Speaker Vescovo resumed the Chair.

HB 257, relating to Head Start school buses, was taken up by Representative Evans.

On motion of Representative Evans, **HB 257** was read the third time and passed by the following vote:

AYES: 157

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 004

Burton Gunby Mosley Pike

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 701, relating to retirement systems, was taken up by Representative Black (7).

On motion of Representative Black (7), **HB 701** was read the third time and passed by the following vote:

AYES: 158

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 003

Burton Evans Pike

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 624, relating to educational opportunities, was taken up by Representative Richey.

On motion of Representative Richey, **HB 624** was read the third time and passed by the following vote:

AYES: 157

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 004

Burton Francis Knight Pike

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 685, relating to certain public offices, was taken up by Representative Chipman.

On motion of Representative Chipman, **HCS HB 685** was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roerber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Young	Mr. Speaker

NOES: 002

McDaniel Wright

PRESENT: 000

ABSENT WITH LEAVE: 005

Burton Clemens Haden Murphy Pike

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 660, relating to special license plates for Boy Scouts of America, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, **HB 660** was read the third time and passed by the following vote:

AYES: 156

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 005

Burton	Clemens	Knight	Pike	Rone
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 811, relating to teacher and school employee retirement systems, was taken up by Representative Black (7).

On motion of Representative Black (7), **HCS HB 811** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 008

Burton	Clemens	Collins	Haffner	Houx
Knight	Pike	Rone		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 583, relating to audits of state entities, was taken up by Representative Riggs.

On motion of Representative Riggs, **HCS HB 583** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pietzman	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roerber
Rogers	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 008

Burton	Clemens	Haffner	Houx	Knight
Person	Pike	Rone		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 948, relating to a tax credits for agricultural purposes, was taken up by Representative Francis.

On motion of Representative Francis, **HB 948** was read the third time and passed by the following vote:

AYES: 124

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Busick	Butz	Clemens
Coleman 32	Cook	Copeland	Cupps	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Hicks
Houx	Hovis	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Mosley
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Plocher	Pollitt 52	Porter
Pouche	Price IV	Quade	Railsback	Reedy
Riggs	Riley	Roberts	Roden	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 67	Stephens 128	Tate
Taylor 48	Terry	Thompson	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wright	Young	

NOES: 027

Baker	Billington	Chipman	Christofanelli	Coleman 97
Davidson	Davis	DeGroot	Hill	Hudson
Lovasco	Murphy	Pietzman	Pollock 123	Richey

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Roeber	Schnelting	Schroer	Schwadron	Simmons
Smith 163	Stacy	Taylor 139	Thomas	Trent
Wiemann	Mr. Speaker			

PRESENT: 005

Aldridge	Brown 70	Collins	Proudie	Windham
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ABSENT WITH LEAVE: 006

Burton	Henderson	Knight	Pike	Stevens 46
Toalson Reisch				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 495, relating to telemedicine services, was taken up by Representative Ruth.

On motion of Representative Ruth, **HCS HB 495** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Perkins	Person	Phifer	Pietzman
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 005

Coleman 97	Derges	Patterson	Seitz	Thomas
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PRESENT: 000

ABSENT WITH LEAVE: 004

Bailey	Burton	Knight	Pike
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 767, relating to water supply districts, was taken up by Representative Roden.

On motion of Representative Roden, **HB 767** was read the third time and passed by the following vote:

AYES: 105

Andrews	Bailey	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Pietzman	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Bland Manlove
Bosley	Brown 27	Burger	Burnett	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Hannegan	Ingle	Johnson
Lewis 25	Mackey	McCreery	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 155
Smith 67	Stevens 46	Terry	Thompson	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

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PRESENT: 002

Brown 70 Merideth

ABSENT WITH LEAVE: 005

Burton Evans Knight Perkins Pike

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 201, relating to confidentiality of motor vehicle registration records, was taken up by Representative McGirl.

Representative Merideth raised a point of order that a member was in violation of Rule 84.

The Chair ruled the point of order not well taken.

On motion of Representative McGirl, **HB 201** was read the third time and passed by the following vote:

AYES: 110

Andrews	Atchison	Aune	Bailey	Baker
Baringer	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Buchheit-Courtway
Burnett	Busick	Chipman	Coleman 32	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dinkins	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Tate	Taylor 139
Taylor 48	Thomas	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Bangert
Barnes	Bland Manlove	Bosley	Brown 70	Burger
Butz	Christofanelli	Clemens	Coleman 97	Collins
DeGroot	Dogan	Doll	Fogle	Gray
Grier	Gunby	Hill	Ingle	Johnson

Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Quade	Sharp 36	Stephens 128	Stevens 46	Terry
Thompson	Trent	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 004

Burton	Knight	Pike	Toalson Reisch
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 292, relating to stalking, was taken up by Representative Roberts.

On motion of Representative Roberts, **HCS HB 292** was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

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NOES: 003

Davis Lovasco McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 004

Burton Knight Pike Toalson Reisch

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 554, relating to taxation, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HB 554** was read the third time and passed by the following vote:

AYES: 096

Andrews	Bailey	Baker	Basye	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Eggleston
Fishel	Fitzwater	Francis	Gregory 96	Grier
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	Lovasco	Mayhew
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Plocher	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rone
Ruth	Sassmann	Schnelting	Schroer	Schwadron
Shaul	Shields	Simmons	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 059

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Butz
Clemens	Collins	Cook	Copeland	Doll
Ellebracht	Evans	Falkner	Fogle	Gray
Gregory 51	Griesheimer	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Pollitt 52	Porter
Pouche	Quade	Rogers	Rowland	Sander
Sauls	Seitz	Sharp 36	Sharpe 4	Smith 155
Smith 67	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 007

Billington	Burton	Knight	Pike	Pollock 123
Price IV	Proudie			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 151, relating to alternative elementary and secondary educational opportunities, was taken up by Representative Shields.

Representative Shields offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Bill No. 151, Page 3, Section 160.2705, Line 68, by inserting after the word "**purposes**" the word "**of**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Shields, **HB 151, as amended**, was read the third time and passed by the following vote:

AYES: 156

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Christofanelli
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Plocher	Pollitt 52	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts

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Roden	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 005

Burton	Clemens	Knight	Pike	Pollock 123
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 333, relating to initiative petitions and referendums, was taken up by Representative Simmons.

On motion of Representative Simmons, **HB 333** was read the third time and passed by the following vote:

AYES: 111

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 6
Lovasco	Mayhew	McDaniel	McGaugh	McGill
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Butz	Clemens
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Proudie	Quade
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 003

Burton Knight Pike

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HB 432 - Fiscal Review
HB 573 - Conservation and Natural Resources
HB 608 - Elementary and Secondary Education
HB 900 - Special Committee on Litigation Reform

COMMITTEE REPORTS

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 673**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Coleman (97), Ingle, Patterson, Pietzman, Shields and Unsicker

Noes (3): Dogan, Hannegan and Young

Present (1): Bailey

Absent (0)

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 104**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, McGaugh, Schwadron, Shaul, Simmons, Stacy, Toalson Reisch and Windham

Noes (0)

Absent (1): Coleman (32)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 165** and **HB 196**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, McGaugh, Schwadron, Shaul, Stacy, Toalson Reisch and Windham

Noes (1): Simmons

Absent (1): Coleman (32)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 324** and **HB 423**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, McGaugh, Schwadron, Shaul, Simmons, Stacy, Toalson Reisch and Windham

Noes (0)

Absent (1): Coleman (32)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 381**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, McGaugh, Schwadron, Shaul, Simmons, Stacy, Toalson Reisch and Windham

Noes (0)

Absent (1): Coleman (32)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 571**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Billington, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Sander, Shaul, Thompson and Trent

Noes (0)

Present (2): Clemens and Rowland

Absent (1): Butz

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HCR 17**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (4): Ingle, Merideth, Sharp (36) and Weber

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 217**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (5): Brown (16), Ingle, Merideth, Sharp (36) and Weber

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 238**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (1): Boggs

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 473**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 507**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (1): Boggs

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 633**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 795**, **HB 99** and **HB 722**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Rogers

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 299**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Davis, Evans, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (1): Mackey

Absent (3): Coleman (97), Ellebracht and Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1242**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Davis, Ellebracht, Evans, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (1): Mackey

Absent (2): Coleman (97) and Schroer

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 373**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Burger, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (0)

Absent (2): Falkner and West

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 382**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Burger, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (0)

Absent (2): Falkner and West

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 563**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Burger, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and Walsh Moore (93)

Noes (0)

Absent (2): Falkner and West

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 481**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Kelley (127), Lewis (25), Riley, Roberts, Smith (67) and Thomas

Noes (0)

Absent (1): Grier

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 290**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 291** and **HB 286**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 553**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cook, Hardwick, McDaniel, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (3): Bland Manlove, Mosley and Phifer

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 874**, begs leave to report it has examined the same and recommends that it **Do Not Pass** by the following vote:

Ayes (0)

Noes (7): Bland Manlove, Hardwick, McDaniel, Mosley, Roden, Schroer and Walsh (50)

Absent (3): Cook, Phifer and Taylor (48)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 1090**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Roden, Schroer and Walsh (50)

Noes (0)

Absent (2): Phifer and Taylor (48)

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 869**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes, Burnett, Hudson, Riggs, Sassmann, Seitz, Smith (155), Thomas and Weber

Noes (0)

Absent (1): Pike

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1200**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Hudson, Riggs, Sassmann, Seitz, Smith (155) and Thomas

Noes (3): Barnes, Burnett and Weber

Absent (1): Pike

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 605**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 606**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 626**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Ruth and Taylor (48)

Noes (0)

Absent (2): Pouche and Smith (67)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 662**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth and Taylor (48)

Noes (0)

Absent (1): Smith (67)

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HJR 13**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bland Manlove, Coleman (32), Eggleston, Gunby, Lovasco, McGirl, Wallingford and Weber

Noes (0)

Absent (3): Mayhew, Riggs and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HJR 17**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bland Manlove, Coleman (32), Eggleston, Gunby, McGirl, Wallingford and Weber

Noes (1): Lovasco

Absent (3): Mayhew, Riggs and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 248**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bland Manlove, Coleman (32), Eggleston, Gunby, Lovasco, McGirl, Wallingford and Weber

Noes (0)

Absent (3): Mayhew, Riggs and Roden

Committee on Consent and House Procedure, Chairman Walsh (50) reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 522**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Andrews, Appelbaum, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Schroer and Walsh (50)

Noes (0)

Absent (1): Wright

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 61**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Fitzwater, Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (1): Gregory (96)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 156**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Bosley, Mackey and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 259**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 301**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (2): Dogan and Mackey

Present (1): Bosley

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 313**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 355**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 441**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 555**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 744**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 755**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 825**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 846 & 407**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1030**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1123 & 1221**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 32**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Griesheimer, Haffner, Hill and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 167**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 359 & 634**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bailey, Basye, Griesheimer, Haffner, Hill and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 385**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Griesheimer, Haffner, Hill, Proudie and Richey

Noes (2): Aune and Rogers

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 534**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 557 & 560**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 604**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 652**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 905**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 911**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 996**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Griesheimer, Haffner, Hill, Proudie, Richey and Rogers

Noes (0)

Absent (2): Christofanelli and Kelly (141)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 4** entitled:

An act to repeal sections 301.192, 301.280, 301.558, 302.755, 303.025, 303.041, 407.526, 407.536, and 407.556, RSMo, and to enact in lieu thereof fourteen new sections relating to motor vehicles, with penalty provisions, an effective date for a certain section, and an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 6** entitled:

An act to repeal sections 319.131, 375.246, and 379.120, RSMo, and to enact in lieu thereof thirteen new sections relating to insurance.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 9** entitled:

An act to repeal section 337.068, RSMo, and to enact in lieu thereof one new section relating to prisoner complaints against a psychologist's license.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 43** entitled:

An act to amend chapter 376, RSMo, by adding thereto one new section relating to hearing aids covered by health benefit plans.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 64** entitled:

An act to repeal sections 579.040 and 579.076, RSMo, and to enact in lieu thereof two new sections relating to distributors of hypodermic needles, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 86** entitled:

An act to repeal section 115.646, RSMo, and to enact in lieu thereof one new section relating to the use of public funds in elections, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 106** entitled:

An act to repeal sections 361.097, 361.110, 361.727, 362.023, 362.044, 362.165, 362.247, 362.250, 362.340, 362.550, 362.570, 365.100, 365.140, 367.150, 369.049, 400.3-309, 408.035, 408.100, 408.140, 408.178, 408.233, 408.234, 408.250, 408.553, and 408.554, RSMo, and to enact in lieu thereof twenty-six new sections relating to financial institutions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 128** entitled:

An act to repeal section 217.195, RSMo, and to enact in lieu thereof three new sections relating to the inmate canteen fund, with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 152** entitled:

An act to repeal sections 162.441, 162.720, 166.400, 166.410, 166.415, 166.420, 166.425, 166.435, 166.440, 166.456, 174.453, and 210.201, RSMo, and to enact in lieu thereof eighteen new sections relating to education with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 153 & 97** entitled:

An act to repeal sections 32.310, 67.2677, 67.2689, 143.011, 144.011, 144.014, 144.020, 144.049, 144.054, 144.060, 144.080, 144.140, 144.526, 144.605, 144.710, 144.757, 144.759, 144.1000, 144.1003, 144.1006, 144.1009, 144.1012, and 144.1015, RSMo, and to enact in lieu thereof twenty-four new sections relating to taxation, with penalty provisions and effective dates for certain sections.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 226** entitled:

An act to repeal section 144.080, RSMo, and to enact in lieu thereof one new section relating to sales tax filing periods, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 258** entitled:

An act to amend chapter 41, RSMo, by adding thereto one new section relating to classification of Missouri National Guard members.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 262** entitled:

An act to repeal sections 142.803, 142.824, 142.869, 301.192, 301.280, 302.755, 407.526, 407.536, and 407.556, RSMo, and to enact in lieu thereof eleven new sections relating to transportation, with penalty provisions and an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 330** entitled:

An act to amend chapter 324, RSMo, by adding thereto one new section relating to the occupational therapy licensure compact.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 377** entitled:

An act to repeal section 537.347, RSMo, and to enact in lieu thereof one new section relating to landowner liability.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, March 22, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 23, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1296, SB 37, HB 645

Executive session will be held: HB 594

Executive session may be held on any matter referred to the committee.

BUDGET

Monday, March 22, 2021, 12:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Review Committee Substitutes for HBs 1-13, HB 15 and HB 20.

BUDGET

Tuesday, March 23, 2021, 8:15 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Review Committee Substitutes for HBs 1-13, HB 15 and HB 20.

CONSERVATION AND NATURAL RESOURCES

Monday, March 22, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 827, HB 1166, HB 573

Executive session will be held: HCR 26

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, March 22, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1179, HB 1333, HB 742, SS#2 SB 26

Executive session will be held: HB 461, HB 499

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 23, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 101, HB 580, HB 581, HB 608

Executive session will be held: HB 37, HB 1314, HB 108, HB 639

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, March 22, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 245, HB 836, HB 628, HB 1254, HB 1345, HB 1291

Executive session will be held: HB 86, HB 402, HB 1162, HCR 36, HB 1165, HB 1212, HB 971, HJR 43, HJR 60, HJR 24

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, March 22, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: SB 93, HJR 50, HB 84, HB 1295

Executive session will be held: HB 1002, HCR 6

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Monday, March 22, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1346

Executive session will be held: HB 682

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Monday, March 22, 2021, 12:00 PM, House Hearing Room 3.

Executive session will be held: HCS HB 543, HCS HB 738

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 25, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 778, HB 790, HB 1094, HB 1209

Executive session will be held: HB 445, HB 718, HB 1048, HCR 47

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, March 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 38, HB 460, HB 750, HB 1363

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, March 22, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1400

Executive session will be held: HB 27

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, March 23, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 279, HB 354, HB 489, HB 726, HB 765, HB 1279

Executive session will be held: HB 914, HB 931, HB 1023, HB 1408

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 835, HB 1334

Executive session will be held: HB 397, HB 524

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, March 24, 2021, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1406, HB 1407, HJR 39

Executive session will be held: HB 1139

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, March 22, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HCR 39, HB 1265

Executive session will be held: HB 1178, HB 115

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-NINTH DAY, MONDAY, MARCH 22, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting
HCS HJR 22 - Eggleston
HCS HJRs 23 & 38 - Black (137)
HJR 26 - Falkner

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HCS HB 472 - Griesheimer
HCS#2 HB 69 - Billington
HB 478 - Christofanelli
HCS HB 303 - Wiemann
HB 317 - Toalson Reisch
HCS HB 369 - Taylor (48)
HB 542 - Shields
HCS HB 602 - Grier
HB 627 - Patterson
HCS HB 944 - Reedy
HCS HB 543, as amended (Legislative Review 3/11/21) - Pollitt (52)
HCS HB 738, as amended (Legislative Review 3/11/21) - Rone
HCS HB 137 - Richey
HCS HBs 557 & 560 - Veit
HCS HB 697 - DeGroot
HB 834 - Wright
HCS HB 946 - Hill
HCS HBs 1123 & 1221 - Kelly (141)

HOUSE BILLS FOR PERFECTION - INFORMAL

HS HB 533 - Knight
HB 60 - Schnelting

HB 387 - Bailey
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 92 - Taylor (139)
HB 158 - Hudson
HB 177 - Ellebracht
HB 202 - McGirl
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HCS HB 384 - Veit
HB 530 - Evans
HCS HB 592 - Fitzwater
HCS HB 733 - Patterson
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HS HB 152 - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 991 - Smith (163)
HB 212 - Hill
HCS HB 252 - Fishel
HB 297 - Wallingford
HB 370 - Christofanelli
HB 488 - Hicks
HB 500 - Schroer
HB 570 - Basye
HB 708 - Trent
HCS HB 876 - Dogan

HOUSE BILLS FOR PERFECTION - CONSENT

(03/22/2021)

HB 100 - Sharp (36)
HB 262 - Black (137)
HB 296 - Wallingford
HB 298 - Wallingford

HB 404 - Aldridge
HB 449 - Tate
HB 522 - Windham
HB 640 - Morse
HCS HB 676 - Coleman (97)
HB 763 - Chipman
HB 1053 - Patterson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie
HCR 29 - Riggs

HOUSE BILLS FOR THIRD READING

HCS HB 529 - Haffner
HS HB 432, (Fiscal Review 3/11/21) - Kelly (141)
HB 850 - Wiemann

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

SENATE BILLS FOR SECOND READING

SS SCS SB 4
SS SB 6
SB 9
SS SCS SB 43
SS SB 64
SB 86
SS SCS SB 106
SB 128
SS SCS SB 152
SS SCS SBs 153 & 97
SB 226
SS SB 258
SS#2 SCS SB 262
SB 330
SB 377

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-FIRST DAY, MONDAY, MARCH 1, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Adam Schwadron.

Eternal G-d, open my lips so that my mouth may declare Your glory.

Almighty G-d, we thank You for this wonderful day. We thank You for the safe travels that brought us here together. We thank You for the ability to serve the people of Missouri.

Almighty G-d, we are humbled before You. We ask that You provide the strength and courage to make wise decisions as we continue on the people's work. Bring forth to this body an emanation of Thy divine wisdom. Open our hearts and minds so that we may work together and we ask that You bless us as we strive for success in our endeavors.

Almighty G-d, we ask You to look over this body and all who assist in its operations. Guide us, protect us, sanctify us.

To all that are near, may the Lord bless you and keep you. May the Lord's countenance shine upon you and be gracious to you. May the Lord lift His face unto you and give you peace.

And together the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirtieth day was approved as corrected.

HOUSE RESOLUTIONS

Representative Veit offered House Resolution No. 324.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 49, introduced by Representative Windham, relating to Operation Large Area Coverage.

HCR 50, introduced by Representative Windham, relating to the Firearm Owners Protection Act.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 62, introduced by Representative Simmons, relating to voter identification.

HJR 63, introduced by Representative Burton, relating to property tax.

HJR 64, introduced by Representative Smith (163), relating to health care.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1357, introduced by Representative Pollock (123), relating to payments for health care services.

HB 1358, introduced by Representative Baker, relating to contagious diseases, with an emergency clause.

HB 1359, introduced by Representative Basye, relating to associations representing school boards.

HB 1360, introduced by Representative Basye, relating to blind students.

HB 1361, introduced by Representative Pollitt (52), relating to rural workforce development incentives.

HB 1362, introduced by Representative Billington, relating to absentee ballot request forms.

HB 1363, introduced by Representative Dogan, relating to the designation of a memorial highway.

HB 1364, introduced by Representative Houx, relating to gaming, with penalty provisions.

HB 1365, introduced by Representative DeGroot, relating to the regional convention and visitors commission.

HB 1366, introduced by Representative DeGroot, relating to the regional cultural and performing arts development commission.

HB 1367, introduced by Representative Gregory (96), relating to the designation of a memorial bridge.

HB 1368, introduced by Representative Kelley (127), relating to school district contracts for educational services.

HB 1369, introduced by Representative Rowland, relating to neonicotinoids, with a penalty provision.

HB 1370, introduced by Representative Rowland, relating to the cost of insulin.

HB 1371, introduced by Representative Lewis (6), relating to in-person attendance restrictions for public schools.

HB 1372, introduced by Representative McCreery, relating to leave from employment, with a referendum clause.

HB 1373, introduced by Representative McCreery, relating to insurance coverage of prescription contraceptives.

HB 1374, introduced by Representative McCreery, relating to fees in connection with sewer lines.

HB 1375, introduced by Representative Merideth, relating to educational services and resources for juvenile offenders in correctional centers.

HB 1376, introduced by Representative Merideth, relating to criminal nonsupport, with penalty provisions.

HB 1377, introduced by Representative Merideth, relating to incarceration costs.

HB 1378, introduced by Representative Black (137), relating to broadband infrastructure improvement districts.

HB 1379, introduced by Representative Sauls, relating to personal property taxes, with penalty provisions.

HB 1380, introduced by Representative Shields, relating to medication-assisted treatment.

HB 1381, introduced by Representative Shields, relating to blind students.

HB 1382, introduced by Representative Tate, relating to video recordings made during the transportation of students.

HB 1383, introduced by Representative Richey, relating to tuition at institutions of higher education.

HB 1384, introduced by Representative Riggs, relating to the broadband enhancement council, with penalty provisions.

HB 1385, introduced by Representative Riggs, relating to annexation.

HB 1386, introduced by Representative Schwadron, relating to sales tax for fire protection services.

HB 1387, introduced by Representative Appelbaum, relating to the Missouri voter fraud prevention act.

HB 1388, introduced by Representative Appelbaum, relating to renewable energy resources.

HB 1389, introduced by Representative Person, relating to skilled trade classes in charter schools.

HB 1390, introduced by Representative Smith (163), relating to the department of corrections reimbursements to counties.

HB 1391, introduced by Representative Christofanelli, relating to credit practices.

HB 1392, introduced by Representative Windham, relating to eligibility for the access Missouri financial assistance program.

HB 1393, introduced by Representative Windham, relating to presidential electors.

HB 1394, introduced by Representative Windham, relating to the access Missouri financial assistance program.

HB 1395, introduced by Representative Windham, relating to state funding for higher education costs.

HB 1396, introduced by Representative Windham, relating to eligibility for the higher education academic scholarship program.

HB 1397, introduced by Representative Windham, relating to financial assistance for higher education students.

HB 1398, introduced by Representative Patterson, relating to medication-assisted treatment.

HB 1399, introduced by Representative Wiemann, relating to ethics, with penalty provisions.

HB 1400, introduced by Representative Wiemann, relating to ethics.

HB 1401, introduced by Representative Windham, relating to student representatives to public institutions of higher education.

HB 1402, introduced by Representative Reedy, relating to driver education in public schools.

HB 1403, introduced by Representative Tate, relating to video recordings made during the transportation of students.

HB 1404, introduced by Representative Plocher, relating to constitutional charter counties.

HB 1405, introduced by Representative Fogle, relating to electronic public records, with penalty provisions.

HB 1406, introduced by Representative Plocher, relating to tax credits.

HB 1407, introduced by Representative Plocher, relating to tax credits.

HB 1408, introduced by Representative Plocher, relating to fees for business licenses.

HB 1409, introduced by Representative Plocher, relating to the cost of prescriptions.

HB 1410, introduced by Representative Murphy, relating to health maintenance organizations.

HB 1411, introduced by Representative Collins, relating to a department of agriculture outreach program.

HB 1412, introduced by Representative Collins, relating to tax credits for grocery stores.

HB 1413, introduced by Representative Atchison, relating to the designation of a memorial bridge.

HB 1414, introduced by Representative McGirl, relating to unpaid taxes.

HB 1415, introduced by Representative Bromley, relating to utility rate adjustment.

HB 1416, introduced by Representative Black (137), relating to constitutional rights, with penalty provisions.

HB 1417, introduced by Representative Fogle, relating to community solar facilities.

HB 1418, introduced by Representative Hovis, relating to the Missouri department of transportation and highway patrol employees' retirement system.

HB 1419, introduced by Representative Trent, relating to earnings tax.

HB 1420, introduced by Representative Trent, relating to earnings tax.

HB 1421, introduced by Representative Cupps, relating to diesel-powered vehicles.

HB 1422, introduced by Representative Simmons, relating to residential real property.

HB 1423, introduced by Representative Griesheimer, relating to catalytic converters, with penalty provisions.

HB 1424, introduced by Representative Hicks, relating to investigators for the attorney general.

HB 1425, introduced by Representative Hicks, relating to school bus crossing control arm enforcement systems, with penalty provisions.

HB 1426, introduced by Representative Porter, relating to the licensure of radiologic imaging and radiation therapy personnel.

HB 1427, introduced by Representative Plocher, relating to constitutional charter counties.

HB 1428, introduced by Representative Cook, relating to prescriptions by pharmacists.

HB 1429, introduced by Representative Cook, relating to an income tax deduction.

HB 1430, introduced by Representative Cook, relating to an income tax deduction.

HB 1431, introduced by Representative Cook, relating to an income tax deduction.

HB 1432, introduced by Representative Dinkins, relating to the termination of child support obligations.

HB 1433, introduced by Representative Lovasco, relating to the collection of delinquent taxes on real property.

HB 1434, introduced by Representative Gregory (96), relating to income tax.

HB 1435, introduced by Representative Rone, relating to federal funding of school districts.

HB 1436, introduced by Representative Knight, relating to petroleum storage tanks.

HB 1437, introduced by Representative Burger, relating to the designation of a memorial highway.

HB 1438, introduced by Representative Walsh Moore (93), relating to the ticket to work health assurance program.

HB 1439, introduced by Representative Weber, relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

HB 1440, introduced by Representative Derges, relating to the good Samaritan emergency shelter act.

HB 1441, introduced by Representative Schroer, relating to unlawful traffic interference, with penalty provisions.

HB 1442, introduced by Representative Sauls, relating to intoxicating liquor.

HB 1443, introduced by Representative Davidson, relating to civil remedies for unauthorized disclosure of intimate images.

HB 1444, introduced by Representative Riggs, relating to the show me the money job protection act, with an emergency clause.

HB 1445, introduced by Representative Burton, relating to ethics, with penalty provisions.

HB 1446, introduced by Representative Burton, relating to the Missouri office of equal opportunity.

HB 1447, introduced by Representative Aldridge, relating to the ticket to work health assurance program.

HB 1448, introduced by Representative Richey, relating to visiting scholars teaching certificates.

HB 1449, introduced by Representative Bland Manlove, relating to the black, indigenous, and people of color task force.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1318, relating to trains carrying hazardous waste, with penalty provisions.

HB 1319, relating to the designation of memorial highways.

HB 1320, relating to feral swine, with a penalty provision.

HB 1321, relating to the violent crime commission.

HB 1322, relating to birth certificates.

HB 1323, relating to school starting dates.

HB 1324, relating to tax credits for job creation, with an emergency clause.

HB 1325, relating to family court participants participating in the medical marijuana program.

HB 1326, relating to climate change.

HB 1327, relating to the secretary of state, with penalty provisions.

HB 1328, relating to the 21st-century Missouri power grid task force.

HB 1329, relating to probation supervision by private entities.

HB 1330, relating to pregnant prisoners.

HB 1331, relating to regulations of private property.

HB 1332, relating to wellness checks on children with special needs or life-threatening illnesses, with penalty provisions.

HB 1333, relating to offenses involving the production of a controlled substance, with penalty provisions.

HB 1334, relating to utilicare.

HB 1335, relating to foster care, with an emergency clause.

HB 1336, relating to permit requirements of political subdivisions for certain structures.

HB 1337, relating to child care facilities.

HB 1338, relating to landfill properties in certain counties.

HB 1339, relating to tax credits for job creation, with an emergency clause.

HB 1340, relating to the offense of tampering with a judicial officer, with penalty provisions.

HB 1341, relating to titles of physicians, with penalty provisions.

HB 1342, relating to certificates of need.

HB 1343, relating to terms of imprisonment.

HB 1344, relating to instant runoff voting.

HB 1345, relating to notice requirements.

HB 1346, relating to funding allocations for higher education institutions.

HB 1347, relating to the 21st-century Missouri brain science task force.

HB 1348, relating to bare knuckle boxing.

HB 1349, relating to the licensing of persons performing certain funeral-related services.

HB 1350, relating to the cost of prescriptions.

HB 1351, relating to application of glyphosates and neonicotinoids, with penalty provisions.

HB 1352, relating to the election security task force.

HB 1353, relating to home inspections.

HB 1354, relating to racial equity.

HB 1355, relating to the designation of a memorial bridge.

HB 1356, relating to the committee on local recovery accountability and transparency.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#2 SB 26, relating to public safety, with penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097, relating to employment security benefits, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097** was agreed to.

Representative Mackey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1083, 1085, 1050, 1035, 1036, 873 & 1097, Page 1, Section 288.552, Line 4, by deleting the words "**if such employment security benefits were**" and inserting in lieu thereof the words "**, which would include employment security benefits directly funded by moneys from the state's unemployment compensation fund as well as employment security benefits**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel

Fitzwater	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 70
Burnett	Burton	Clemens	Collins	Doll
Ellebracht	Fogle	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Price IV	Proudie
Rogers	Rowland	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 012

Bailey	Bland Manlove	Brown 27	Butz	Chipman
Francis	Gray	Kidd	Pollock 123	Quade
Schroer	Thompson			

VACANCIES: 001

Representative Mackey moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Mackey:

AYES: 053

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 70
Burnett	Burton	Clemens	Coleman 97	Collins
Davis	Dogan	Doll	Ellebracht	Fishel
Fitzwater	Fogle	Gunby	Ingle	Johnson
Lewis 25	Lewis 6	Lovasco	Mackey	McCreery
Merideth	Mosley	Murphy	Nurrenbern	Perkins
Person	Phifer	Price IV	Rogers	Rowland
Sauls	Schwadron	Sharp 36	Smith 67	Stevens 46
Terry	Toalson Reisch	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 095

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Cook	Copeland	Davidson	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Mayhew	McDaniel	McGaugh
McGill	Morse	O'Donnell	Owen	Patterson
Pietzman	Pike	Plocher	Pollitt 52	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 002

Cupps Roden

ABSENT WITH LEAVE: 012

Bailey	Bland Manlove	Brown 27	Butz	Francis
Gray	Kidd	Pollock 123	Proudie	Quade
Schroer	Thompson			

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber

Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Terry	Thomas
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 041

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 70
Burnett	Burton	Clemens	Collins	Doll
Ellebracht	Fogle	Gunby	Ingle	Johnson
Lewis 25	Mackey	McCreery	Merideth	Mosley
Nurrenbern	Person	Phifer	Proudie	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 011

Bailey	Bland Manlove	Brown 27	Butz	Francis
Gray	Kidd	Pollock 123	Quade	Schroer
Thompson				

VACANCIES: 001

On motion of Representative Eggleston, **HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097** was adopted.

On motion of Representative Eggleston, **HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097** was ordered perfected and printed.

HB 63, HB 52, HCS HB 357, HB 533, HB 554 and **HB 578** were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HB 548, relating to forfeiture by wrongdoing, was taken up by Representative Hovis.

On motion of Representative Hovis, **HCS HB 548** was read the third time and passed by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook

Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Porter	Pouche	Price IV	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Rone
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 001

McDaniel

PRESENT: 002

DeGroot Merideth

ABSENT WITH LEAVE: 013

Bailey	Basye	Bland Manlove	Bosley	Brown 27
Butz	Fishel	Francis	Henderson	Pietzman
Pollock 123	Quade	Thompson		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 139, relating to lodging establishments, was taken up by Representative Hudson.

On motion of Representative Hudson, **HB 139** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton

Busick	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bailey	Bland Manlove	Butz	Francis	Perkins
Pollock 123	Quade	Thompson		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 670, relating to Missouri state archives-St. Louis trust fund, was taken up by Representative Houx.

On motion of Representative Houx, **HB 670** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Chipman	Christofanelli	Clemens	Coleman 32

Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bailey	Bland Manlove	Butz	Francis	Hovis
Pollock 123	Quade	Thompson		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 657, relating to the sunshine law, was taken up by Representative Trent.

On motion of Representative Trent, **HB 657** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett

Burton	Busick	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Porter	Pouche	Price IV	Proudie	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bailey	Butz	Francis	Pollock 123	Quade
Schnelting	Schroer	Thompson		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 36 - General Laws

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 1 - Budget

HB 2 - Budget

HB 3 - Budget

HB 4 - Budget
HB 5 - Budget
HB 6 - Budget
HB 7 - Budget
HB 8 - Budget
HB 9 - Budget
HB 10 - Budget
HB 11 - Budget
HB 12 - Budget
HB 13 - Budget
HB 15 - Budget
HB 17 - Budget
HB 18 - Budget
HB 19 - Budget
HB 20 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 695 - Emerging Issues
HB 1124 - Emerging Issues
HB 1146 - Health and Mental Health Policy
HB 1294 - Emerging Issues

COMMITTEE REPORTS

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 323**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bailey, Baker, Lovasco, Owen, Perkins, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bailey, Baker, Lovasco, Owen, Perkins, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 515**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bailey, Baker, Lovasco, Owen, Perkins, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (4): Bangert, Gray, Person and Unsicker

Absent (0)

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 340**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (1): Rogers

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 359** and **HB 634**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Boggs, Davidson, Pollitt (52), Riley, Ruth, Schnelting, Schroer, Schwadron and Trent

Noes (7): Brown (16), Hurlbert, Ingle, Merideth, Rogers, Sharp (36) and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 370**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 737**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Brown (16), Davidson, Hurlbert, Pollitt (52), Ruth, Schroer, Schwadron and Trent

Noes (4): Ingle, Merideth, Rogers and Weber

Absent (4): Boggs, Riley, Schnelting and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1141** and **HB 1067**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Boggs, Brown (16), Davidson, Hurlbert, Ingle, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schroer, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HCR 31**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 404**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 449**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 640**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 819**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 834**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1053**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (1): Pollock (123)

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HCR 29**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Black (137), Chipman, Grier, Griesheimer, Houx, Phifer, Pike, Shields, Stevens (46) and Veit

Noes (0)

Absent (1): Windham

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 908**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Black (137), Chipman, Grier, Griesheimer, Houx, Phifer, Pike, Shields, Stevens (46) and Veit

Noes (0)

Absent (1): Windham

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 65**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Smith (155) and Weber

Noes (2): Seitz and Thomas

Absent (0)

COMMITTEE APPOINTMENTS

March 1, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Redistricting, and appoint the following members:

Representative Dan Shaul, Chair
Representative Hannah Kelly, Vice Chair
Representative Jerome Barnes, Ranking Minority Member
Representative Ben Baker
Representative Donna Baringer
Representative Chuck Basye
Representative LaKeySha Bosley
Representative Shamed Dogan
Representative J. Eggleston
Representative Travis Fitzwater
Representative Don Rone

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMITTEE CHANGES

March 1, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rules - Administrative Oversight committee:

I hereby appoint Representative Scott Cupps to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

MESSAGES FROM THE GOVERNOR

The following executive order was received from His Excellency, Governor Michael L. Parson.

**EXECUTIVE ORDER
21-05**

WHEREAS, Section 105.454(5), RSMo, requires the Governor to designate those members of his staff who have supervisory authority over each department, division, or agency of state government for purposes of the application of such subdivision.

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby designate the following members of my staff as having supervisory authority over the following departments, divisions, or agencies of state government for the purposes of Section 105.454(5), RSMo:

Office of Administration	Andrew Bailey
Department of Agriculture	Kayla Hahn
Department of Conservation	Kayla Hahn
Department of Corrections	Jeff Earl
Department of Economic Development	Aaron Willard
Department of Elementary and Secondary Education	Robert Knodell
Department of Health and Senior Services	Jeff Earl
Department of Higher Education and Workforce Development	Robert Knodell
Department of Commerce and Insurance	Jeff Earl
Department of Labor and Industrial Relations	Jeff Earl
Department of Mental Health	Jeff Earl
Department of Natural Resources	Andrew Bailey
Department of Public Safety	Andrew Bailey
Department of Revenue	Jeff Earl
Department of Social Services	Robert Knodell
Department of Transportation	Aaron Willard
Missouri Housing Development Commission	Kayla Hahn
Boards Assigned to the Governor	Robert Knodell
Unassigned Boards and Commissions	Kyle Aubuchon

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 24th day of February, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

COMMUNICATIONS

March 1, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Ms. Miller:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a member of the Public School Retirement System. I am a business owner of Twin Rivers Landing, which is located in Reynolds County, Missouri.

Please publish this letter in the Journal of the House.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Chris Dinkins
State Representative – District 144

WITHDRAWAL OF HOUSE BILLS

March 1, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Chief Clerk of the Missouri House of Representatives,

This is my formal request to withdraw **House Bill No. 1382** that was filed by me this morning.

House Drafting notified me after it was filed that there was an error/omission in HB 1382. The correction has now been made and was filed this afternoon as a new bill – HB 1403.

If you have any questions, please contact me.

Respectfully,

/s/ Nate Tate
Representative, 119th District

The following member's presence was noted: Butz.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, March 2, 2021.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Thirtieth Day, Thursday, February 25, 2021, Page 746, Line 7, by deleting the words “**HB 75**” and inserting in lieu thereof the words “**HCS#2 HB 75**”.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 2, 2021, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 693, HB 1125
Executive session will be held: HB 440, HB 508, HB 638
Executive session may be held on any matter referred to the committee.

BUDGET

Thursday, March 4, 2021, upon adjournment, House Chamber.
Public hearing will be held: HB 15
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Wednesday, March 3, 2021, 9:00 AM, House Hearing Room 7.
Public hearing will be held: HB 33, HB 401
Executive session will be held: HB 673
Executive session may be held on any matter referred to the committee.
Added HB 401.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, March 2, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Executive session will be held: HB 262, HB 296, HB 763, HB 100
Executive session may be held on any matter referred to the committee.
Added HB 100.
AMENDED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1065, HB 842, HB 738
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 2, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1071, HB 320, HB 494, HB 541

Executive session will be held: HB 164, HB 229, HB 253, HB 754, HB 1133, HJR 47

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, March 3, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HJR 53

Executive session will be held: HB 973

Executive session may be held on any matter referred to the committee.

Added HB 973.

AMENDED

FINANCIAL INSTITUTIONS

Wednesday, March 3, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 571

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, March 2, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1022

Executive session will be held: HB 239, HB 629

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 4, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 382, HB 563, HB 607, HB 373

Executive session will be held: HB 143, HB 666, HB 804, HB 805

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation by the Joint Committee on Public Employee Retirement Director, Michael Ruff.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 481

Executive session will be held: HB 338, HB 475, HB 1042

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, March 2, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 553, HB 1091

Executive session will be held: HB 31, HB 450, HB 484, HB 559, HB 760, HB 839, HB 904

Executive session may be held on any matter referred to the committee.

NOTE: Time change.

CORRECTED

RURAL COMMUNITY DEVELOPMENT

Thursday, March 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1061

Executive session will be held: HB 393, HB 339

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, March 2, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 521, HB 1142

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 2, 2021, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HB 1074

Executive session will be held: HB 995

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HCR 28

Executive session may be held on any matter referred to the committee.

Removed HB 1204.

AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, March 2, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 195, HB 343, HB 347

Executive session will be held: HB 148, HB 363, HB 385

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, March 2, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HB 288, HB 602

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 3, 2021, 4:30 PM, House Hearing Room 5.

Executive session will be held: HB 447, HB 452, HB 1047

Executive session may be held on any matter referred to the committee.

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Thursday, March 4, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, March 3, 2021, 8:15 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

No public testimony will be taken at this hearing

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, March 3, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

No public testimony will be taken at this hearing.

**SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL
SERVICES**

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

No public testimony will be taken at this hearing.

TRANSPORTATION

Wednesday, March 3, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 626, HB 662, HB 605, HB 606

Executive session will be held: HB 534, HB 905, HB 911

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 397

Executive session will be held: HB 892

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, March 2, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 390

Executive session will be held: HB 298, HB 167

Executive session may be held on any matter referred to the committee.

Presentation by Marco Stanich, Tim Truesdale and Chris Smith of OmniLife VR, a local Missouri company with a global reach that serves Veterans with Cutting Edge Virtual Reality Therapy.

WAYS AND MEANS

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HJR 17, HB 248, HJR 4

Executive session will be held: HB 991, HB 555, HJR 32

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-SECOND DAY, TUESDAY, MARCH 2, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 49 and HCR 50

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 62 through HJR 64

HOUSE BILLS FOR SECOND READING

HB 1357 through HB 1381

HB 1383 through HB 1449

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 20, 2, 9 & 27 - Henderson

HCS HJR 22 - Eggleston

HCS HJR 35 - Griesheimer

HOUSE BILLS FOR PERFECTION

HB 60 - Schnelting
HCS#2 HB 75 - Murphy
HB 138 - Pietzman
HB 249 - Ruth
HB 257 - Evans
HCS HB 292 - Roberts
HB 387 - Bailey
HB 432 - Kelly (141)
HCS HB 495 - Ruth
HCS HB 529 - Haffner
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 624 - Richey
HCS HB 685 - Chipman
HB 767 - Roden

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 513, (Legislative Review 2/24/21) - Smith (155)
HB 152, (Legislative Review 2/24/21) - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 784 - Roberts
HCS HB 785 - Hicks
HB 63 - Pike
HB 52 - Schnelting
HCS HB 357 - Baker
HB 533 - Knight
HB 554 - Eggleston
HB 578 - Bromley

HOUSE BILLS FOR PERFECTION - CONSENT

(02/25/2021)

HCS HB 228 - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

HOUSE RESOLUTIONS

HR 173 - Chipman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-SECOND DAY, TUESDAY, MARCH 2, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Rejoice, and be exceeding glad: for you are the salt of the earth. (Matthew 5:12,13)

O Almighty and Creator of all, who is above us yet within us, far off yet very near – nearer than breathing and closer than our hands and feet – we bow in Your presence with hearts filled with gratitude because You have been so wonderfully good to us and our state.

We are what we are and we have what we have not because we deserve it, but because Your goodness has blessed our days, and Your spirit has let us along the way into this historic chamber today.

We thank You for these men and women who are giving themselves in real and deep devotion to our state, who are seeking to put justice above injustice, good will above ill will, principle above prejudice, and liberty above license. May these representatives continue to have the courage of their convictions and callings so they do not fail or despair.

Now bless our state with Your favor and these members with Your spirit. Together may we be channels for peace and progress.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-first day was approved as printed by the following vote:

AYES: 143

Anderson	Andrews	Appelbaum	Atchison	Aune
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Clemens
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle

Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
McCreery	McDaniel	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Taylor 139
Taylor 48	Terry	Thomas	Toalson Reich	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 002

Adams	Rowland
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PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Bailey	Bland Manlove	Bosley	Brown 70
Christofanelli	Collins	Francis	Mayhew	Phifer
Pietzman	Price IV	Sharp 36	Stevens 46	Tate
Thompson	Windham			

VACANCIES: 001

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 49, relating to Operation Large Area Coverage.

HCR 50, relating to the Firearm Owners Protection Act.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 62, relating to voter identification.

HJR 63, relating to property tax.

HJR 64, relating to health care.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1357, relating to payments for health care services.

HB 1358, relating to contagious diseases, with an emergency clause.

HB 1359, relating to associations representing school boards.

HB 1360, relating to blind students.

HB 1361, relating to rural workforce development incentives.

HB 1362, relating to absentee ballot request forms.

HB 1363, relating to the designation of a memorial highway.

HB 1364, relating to gaming, with penalty provisions.

HB 1365, relating to the regional convention and visitors commission.

HB 1366, relating to the regional cultural and performing arts development commission.

HB 1367, relating to the designation of a memorial bridge.

HB 1368, relating to school district contracts for educational services.

HB 1369, relating to neonicotinoids, with a penalty provision.

HB 1370, relating to the cost of insulin.

HB 1371, relating to in-person attendance restrictions for public schools.

HB 1372, relating to leave from employment, with a referendum clause.

HB 1373, relating to insurance coverage of prescription contraceptives.

HB 1374, relating to fees in connection with sewer lines.

HB 1375, relating to educational services and resources for juvenile offenders in correctional centers.

HB 1376, relating to criminal nonsupport, with penalty provisions.

HB 1377, relating to incarceration costs.

HB 1378, relating to broadband infrastructure improvement districts.

HB 1379, relating to personal property taxes, with penalty provisions.

HB 1380, relating to medication-assisted treatment.

HB 1381, relating to blind students.

HB 1383, relating to tuition at institutions of higher education.

HB 1384, relating to the broadband enhancement council, with penalty provisions.

HB 1385, relating to annexation.

HB 1386, relating to sales tax for fire protection services.

HB 1387, relating to the Missouri voter fraud prevention act.

HB 1388, relating to renewable energy resources.

HB 1389, relating to skilled trade classes in charter schools.

HB 1390, relating to the department of corrections reimbursements to counties.

HB 1391, relating to credit practices.

HB 1392, relating to eligibility for the access Missouri financial assistance program.

HB 1393, relating to presidential electors.

HB 1394, relating to the access Missouri financial assistance program.

HB 1395, relating to state funding for higher education costs.

HB 1396, relating to eligibility for the higher education academic scholarship program.

HB 1397, relating to financial assistance for higher education students.

HB 1398, relating to medication-assisted treatment.

HB 1399, relating to ethics, with penalty provisions.

HB 1400, relating to ethics.

HB 1401, relating to student representatives to public institutions of higher education.

HB 1402, relating to driver education in public schools.

HB 1403, relating to video recordings made during the transportation of students.

HB 1404, relating to constitutional charter counties.

HB 1405, relating to electronic public records, with penalty provisions.

HB 1406, relating to tax credits.

HB 1407, relating to tax credits.

HB 1408, relating to fees for business licenses.

HB 1409, relating to the cost of prescriptions.

HB 1410, relating to health maintenance organizations.

HB 1411, relating to a department of agriculture outreach program.

HB 1412, relating to tax credits for grocery stores.

HB 1413, relating to the designation of a memorial bridge.

HB 1414, relating to unpaid taxes.

HB 1415, relating to utility rate adjustment.

HB 1416, relating to constitutional rights, with penalty provisions.

HB 1417, relating to community solar facilities.

HB 1418, relating to the Missouri department of transportation and highway patrol employees' retirement system.

HB 1419, relating to earnings tax.

HB 1420, relating to earnings tax.

HB 1421, relating to diesel-powered vehicles.

HB 1422, relating to residential real property.

HB 1423, relating to catalytic converters, with penalty provisions.

HB 1424, relating to investigators for the attorney general.

HB 1425, relating to school bus crossing control arm enforcement systems, with penalty provisions.

HB 1426, relating to the licensure of radiologic imaging and radiation therapy personnel.

HB 1427, relating to constitutional charter counties.

HB 1428, relating to prescriptions by pharmacists.

HB 1429, relating to an income tax deduction.

HB 1430, relating to an income tax deduction.

HB 1431, relating to an income tax deduction.

HB 1432, relating to the termination of child support obligations.

HB 1433, relating to the collection of delinquent taxes on real property.

HB 1434, relating to income tax.

HB 1435, relating to federal funding of school districts.

HB 1436, relating to petroleum storage tanks.

HB 1437, relating to the designation of a memorial highway.

HB 1438, relating to the ticket to work health assurance program.

HB 1439, relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

HB 1440, relating to the good Samaritan emergency shelter act.

HB 1441, relating to unlawful traffic interference, with penalty provisions.

HB 1442, relating to intoxicating liquor.

HB 1443, relating to civil remedies for unauthorized disclosure of intimate images.

HB 1444, relating to the show me the money job protection act, with an emergency clause.

HB 1445, relating to ethics, with penalty provisions.

HB 1446, relating to the Missouri office of equal opportunity.

HB 1447, relating to the ticket to work health assurance program.

HB 1448, relating to visiting scholars teaching certificates.

HB 1449, relating to the black, indigenous, and people of color task force.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 52, relating to firearms on public transportation systems, was taken up by Representative Schnelting.

On motion of Representative Schnelting, the title of **HB 52** was agreed to.

HB 52 was laid over.

HB 63, relating to intoxicating liquor, was taken up by Representative Pike.

On motion of Representative Pike, the title of **HB 63** was agreed to.

On motion of Representative Pike, **HB 63** was ordered perfected and printed.

HCS HB 357, relating to cottage food production operations, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HCS HB 357** was agreed to.

Speaker Pro Tem Wiemann assumed the Chair.

On motion of Representative Baker, **HCS HB 357** was adopted.

On motion of Representative Baker, **HCS HB 357** was ordered perfected and printed.

HCS HB 784, relating to marshals of the general assembly, was taken up by Representative Roberts.

Representative Roberts moved that the title of **HCS HB 784** be agreed to.

Representative Hicks offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 784, Page 1, In the Title, Lines 2-3, by deleting the phrase "marshals of the general assembly" and inserting in lieu thereof "capitol security"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 1** was adopted.

Representative Bosley offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 784, Page 1, Section 21.495, Line 16, by inserting after the word "**employment.**" the following:

"Such person shall be required to complete continuing basic training for licensure as required by the POST commission including, but not limited to, implicit bias training and de-escalation training."; and

Further amend said bill, Page 2, Section 21.496, Line 14, by inserting after the word "**employment.**" the following:

"Such person shall be required to complete continuing basic training for licensure as required by the POST commission including, but not limited to, implicit bias training and de-escalation training."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 2** was adopted.

Representative Hicks offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 784, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. Except as provided under ~~[section]~~ **sections 8.007 and 8.111**, the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

2. The commissioner of administration shall provide staff support to the board.

8.111. 1. There is hereby established the "Capitol Police Board", which shall be composed of seven members, as follows:

- (1) The governor, or his or her designee;**
- (2) The speaker of the house of representatives, or his or her designee;**
- (3) The minority floor leader of the house of representatives, or his or her designee;**
- (4) The president pro tempore of the senate, or his or her designee;**
- (5) The minority floor leader of the senate, or his or her designee;**
- (6) The chief justice of the Missouri supreme court, or his or her designee; and**
- (7) The chair of the state capitol commission.**

The lieutenant governor, the chief clerk of the house of representatives, and the secretary of the senate, or their designees, shall serve as ex officio members of the board but shall not have the power to vote. At the first meeting of the board and at yearly intervals thereafter, the members shall select from among themselves a chair, a vice chair, and a secretary.

2. The board shall be assigned to the house of representatives with supervision by the house of representatives only for budgeting and reporting. Such supervision shall not extend to matters relating to policies, regulatory functions, or appeals from activities of the board, and no member or employee of the house of representatives shall participate in or interfere with the activities of the board in any manner not specifically provided by law, or at the direction of the board, and no member or employee of the house of representatives shall interfere in any manner with any budget request of or with respect to the withholding of any moneys appropriated to the board by the general assembly.

3. The board shall provide for public safety at the seat of government and for the safety and security of elected officials, government employees, and their guests as needed outside the seat of government. The board shall hire police officers as described in section 8.177.

4. The board shall hire a chief of police, who shall be certified under chapter 590 and serve subject to the supervision of and at the pleasure of the board. The chief of police shall be responsible for the administrative operations of the capitol police and perform such other duties as may be delegated or assigned to the chief by law or by the board. The chief of police shall employ staff and retain such contract services as he or she deems necessary, within the limits authorized by appropriations of the general assembly.

5. The board may promulgate all necessary rules and regulations for the administration of sections 8.111 to 8.178. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

8.170. The ~~[director]~~ **Missouri capitol police** shall prosecute, in the name of the state, for all trespasses and injuries of every kind done to the public buildings and other property, and shall attend to the suits relative to the same. The attorney general shall give counsel, or prosecute suits, when required by the ~~[director]~~ **chief**.

8.172. The ~~[commissioner of administration]~~ **capitol police board** shall make rules and regulations for the regulation of traffic and parking at all parking space upon the capitol grounds and upon the grounds of other state buildings located within the capital city. The regulations shall be enforced by the Missouri capitol police.

8.177. 1. The ~~[director of the department of public safety]~~ **capitol police board** shall employ Missouri capitol police officers for public safety at the seat of state government. Each Missouri capitol police officer, upon appointment, shall take and subscribe an oath of office to support the constitution and laws of the United States and the state of Missouri and shall receive a certificate of appointment, a copy of which shall be filed with the secretary of state, granting such police officers all the same powers of arrest held by other police officers to maintain order and preserve the peace in all state-owned or leased buildings, and the grounds thereof, at the seat of government and such buildings and grounds within the county which contains the seat of government.

2. The ~~[director of the department of public safety]~~ **capitol police board** shall appoint a sufficient number of Missouri capitol police officers, with available appropriations, as appropriated specifically for the purpose designated in this subsection, so that the capitol grounds may be patrolled at all times, and that traffic and parking upon the capitol grounds and the grounds of other state buildings owned or leased within the capital city and the county which contains the seat of government may be properly controlled. Missouri capitol police officers may make arrests for the violation of parking and traffic regulations promulgated by the ~~[office of administration]~~ **capitol police board**.

3. Missouri capitol police officers shall be authorized to arrest a person anywhere in the county that contains the state seat of government, when there is probable cause to believe the person committed a crime within capitol police jurisdiction or when a person commits a crime in the presence of an on-duty capitol police officer.

8.178. Any person who violates sections 8.172 to 8.174, or section 8.177, or any of the traffic or parking regulations of the ~~[commissioner]~~ **capitol police board** shall be punished as follows:

(1) Fines for traffic violations shall not, except as provided by section 301.143, exceed five dollars for overparking, fifteen dollars for double parking and fifty dollars for speeding[5] ; and

(2) The circuit court of Cole County has authority to enforce ~~[this law]~~ **the traffic or parking regulations of the capitol police board.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 3** was adopted.

On motion of Representative Roberts, **HCS HB 784, as amended**, was adopted.

On motion of Representative Roberts, **HCS HB 784, as amended**, was ordered perfected and printed.

Representative Plocher moved that **HB 533** be committed to the Committee on Legislative Review.

Which motion was adopted.

PERFECTION OF HOUSE BILLS

HB 60, HCS#2 HB 75, HB 138, HB 249, HB 257, HCS HB 292 and HB 387 were placed on the Informal Calendar.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097 - Fiscal Review
HB 997 - Special Committee on Litigation Reform
HB 1064 - Special Committee on Litigation Reform
HB 1314 - Elementary and Secondary Education

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS#2 SCS SBs 51 & 42 - Special Committee on Litigation Reform

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 440**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Burger, Busick, Collins, Dinkins, Doll, Gregory (51), Haden, Haley, McCreery, Rogers, Rone, Sharpe (4), Van Schoiack and Weber

Noes (0)

Absent (3): Francis, Knight and Thompson

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 508**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Burger, Busick, Collins, Doll, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Van Schoiack and Weber

Noes (1): Dinkins

Absent (2): Francis and Thompson

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 638**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (15): Burger, Busick, Collins, Dinkins, Doll, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Van Schoiack and Weber

Noes (0)

Absent (2): Francis and Thompson

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 427**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Copeland, Davis, Hovis, Kelley (127), Roberts, Sauls, Sharp (36) and West

Noes (0)

Absent (2): Aldridge and Seitz

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 700**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Copeland, Davis, Hovis, Kelley (127), Roberts, Sauls, Sharp (36) and West

Noes (0)

Absent (2): Aldridge and Seitz

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 876**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Copeland, Davis, Hovis, Kelley (127), Roberts, Sauls, Sharp (36) and West

Noes (0)

Absent (1): Seitz

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 998**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Copeland, Davis, Hovis, Kelley (127), Roberts, Sauls, Sharp (36) and West

Noes (0)

Absent (2): Aldridge and Seitz

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HJR 47**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baker, Basye, Christofanelli, DeGroot, Haffner, Hill, Patterson, Stacy and Toalson Reisch

Noes (8): Bangert, Black (7), Brown (70), Mackey, Nurrenbern, Pollitt (52), Sharp (36) and Terry

Absent (3): Dogan, Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 164**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Baker, Bangert, Basye, Black (7), Brown (70), DeGroot, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (4): Christofanelli, Dogan, Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 229**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Baker, Basye, Black (7), Christofanelli, DeGroot, Haffner, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (6): Bangert, Brown (70), Mackey, Nurrenbern, Sharp (36) and Terry

Absent (3): Dogan, Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Baker, Basye, Black (7), Christofanelli, DeGroot, Haffner, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (6): Bangert, Brown (70), Mackey, Nurrenbern, Sharp (36) and Terry

Absent (3): Dogan, Grier and Hicks

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 754**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Baker, Basye, Black (7), Christofanelli, DeGroot, Haffner, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (6): Bangert, Brown (70), Mackey, Nurrenbern, Sharp (36) and Terry

Absent (3): Dogan, Grier and Hicks

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 856**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Black (137), Grier, Griesheimer, Houx, Pike, Shields, Stevens (46) and Veit

Noes (4): Adams, Chipman, Phifer and Windham

Absent (0)

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 31**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 450**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 559** and **HB 484**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 760**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 839**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 904**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (0)

Special Committee on Urban Issues, Chairman Proudie reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 420** and **HB 1066**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Anderson, Cupps, Falkner, Hovis, Proudie, Sharp (36), Veit and Wiemann

Noes (0)

Absent (0)

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 353**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Railsback, Sharpe (4), Walsh Moore (93) and Young

Noes (0)

Absent (2): Person and Thompson

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 769**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Railsback, Sharpe (4), Walsh Moore (93) and Young

Noes (0)

Absent (2): Person and Thompson

Committee on Consent and House Procedure, Chairman Walsh (50) reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 100**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Appelbaum, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Andrews and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 262**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Appelbaum, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Andrews and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 296**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Appelbaum, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Andrews and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 763**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Appelbaum, Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (2): Andrews and Schroer

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 158**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Bosley, Fitzwater and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 177**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 488**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (2): Bosley and Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 530**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Bosley and Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 583**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 677**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 697**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Bosley, Mackey and Phifer

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 701**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 811**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 814**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Dogan, Eggleston, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (1): Fitzwater

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 948**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bosley, Cupps, Dogan, Eggleston, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Fitzwater

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJR 23 & 38**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (4): Aune, Bailey, Basye and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 151**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (4): Aune, Bailey, Basye and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 201**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (3): Bailey, Basye and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (3): Bailey, Basye and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 306**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aune, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (3): Bailey, Basye and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 380**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 384**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 733**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (2): Bailey and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 894**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 896**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Hill

COMMITTEE CHANGES

March 2, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Conservation and Natural Resources committee:

I hereby appoint Representative Scott Cupps to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

March 2, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Administrative Rules:

I hereby remove from the committee the following members:

Representative Nick Schroer, Chair
Representative Dean Plocher

I hereby appoint the following members to the committee:

Representative Louis Riggs
Representative Alex Riley
Representative Rory Rowland

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

March 2, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Legislative Review:

I hereby remove Representative Dan Shaul from the position of Chair.

I hereby appoint the following members to the committee:

Representative Bill Hardwick
Representative Keri Ingle
Representative Mark Sharp

I hereby appoint Representative Cody Smith to the position of Vice Chair.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

The following members' presence was noted: Aldridge, Bailey, Bland Manlove, Bosley, Brown (70), Christofanelli, Collins, Mayhew, Phifer, Pietzman, Price IV, Sharp (36), Stevens (46), Tate, and Windham.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, March 3, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, March 4, 2021, upon adjournment, House Chamber.

Public hearing will be held: HB 15

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Wednesday, March 3, 2021, 9:00 AM, House Hearing Room 7.

Public hearing will be held: HB 33, HB 401

Executive session will be held: HB 673

Executive session may be held on any matter referred to the committee.

Added HB 401.

AMENDED

DOWNSIZING STATE GOVERNMENT

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 664, HB 1282

Executive session may be held on any matter referred to the committee.

Removed HB 501.

AMENDED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1065, HB 842, HB 738

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Thursday, March 4, 2021, upon adjournment, House Hearing Room 6.

Executive session will be held: HB 738

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, March 3, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HJR 53

Executive session will be held: HB 973

Executive session may be held on any matter referred to the committee.

Added HB 973.

AMENDED

ETHICS

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, March 3, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 571

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, March 3, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1242, HB 299, HB 1221

Executive session will be held: HB 69, HB 1123, HB 162, HB 218, HB 676, HB 744, HB 978, HB 1221

Executive session may be held on any matter referred to the committee.

AMENDED

LOCAL GOVERNMENT

Thursday, March 4, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 382, HB 563, HB 607, HB 373

Executive session will be held: HB 143, HB 666, HB 804, HB 805

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation by the Joint Committee on Public Employee Retirement Director, Michael Ruff.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 481

Executive session will be held: HB 338, HB 475, HB 1042

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, March 3, 2021, 4:00 PM, House Hearing Room 4.

Executive session will be held: HB 297, HCR 29, HB 908, HCS HB 323, HCS HB 512,

HCS HB 515, HB 627, HB 834, HJR 26, HB 819, HCS HB 252, HCS HB 876, HCS HB 998

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, March 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1061

Executive session will be held: HB 393, HB 339

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1204

Executive session will be held: HCR 28

Executive session may be held on any matter referred to the committee.

Added HB 1204.

AMENDED

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 3, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 1200

Executive session will be held: HB 447, HB 452, HB 1047

Executive session may be held on any matter referred to the committee.

Added HB 1200.

AMENDED

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Thursday, March 4, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, March 3, 2021, 8:15 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, March 3, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

**SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL
SERVICES**

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

TRANSPORTATION

Wednesday, March 3, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 626, HB 662, HB 605, HB 606

Executive session will be held: HB 534, HB 905, HB 911

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 397

Executive session will be held: HB 892

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HJR 17, HB 248, HJR 4

Executive session will be held: HB 991, HB 555, HJR 32

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-THIRD DAY, WEDNESDAY, MARCH 3, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 20, 2, 9 & 27 - Henderson

HCS HJR 22 - Eggleston

HCS HJR 35 - Griesheimer

HCS HJR 23 & 38 - Black (137)

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HB 432 - Kelly (141)

HCS HB 495 - Ruth

HCS HB 529 - Haffner

HCS HB 556 - Eggleston

HCS HB 577 - Riley

HB 624 - Richey

HCS HB 685 - Chipman

HB 767 - Roden

HB 92 - Taylor (139)

HB 151 - Shields

HB 158 - Hudson

HB 177 - Ellebracht

HB 201 - McGirl

HB 202 - McGirl

HB 295 - Roberts

HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HCS HB 583 - Riggs
HB 660 - O'Donnell
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HB 948 - Francis

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 513, (Legislative Review 2/24/21) - Smith (155)
HB 152, (Legislative Review 2/24/21) - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 52 - Schnelting
HB 533, (Legislative Review 3/2/21) - Knight
HB 554 - Eggleston
HB 578 - Bromley
HB 60 - Schnelting
HCS#2 HB 75 - Murphy
HB 138 - Pietzman
HB 249 - Ruth
HB 257 - Evans
HCS HB 292 - Roberts
HB 387 - Bailey

HOUSE BILLS FOR PERFECTION - CONSENT

(02/25/2021)

HCS HB 228 - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

HOUSE BILLS FOR THIRD READING

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097, (Fiscal Review 3/2/21), E.C. - Eggleston

HOUSE RESOLUTIONS

HR 173 - Chipman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-THIRD DAY, Wednesday, March 3, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

You are the light of the world. (Matthew 5:14)

Eternal God, our Creator, whose truths endure forever, whose love never fails, and whose mercy is from everlasting to everlasting, we come to You with minds aglow with Your presence and with hearts aflame with the desire to serve You, our State, and our fellow citizens.

In the quiet of this moment, help us to hear Your still small voice, which alone can change our attitude from fear to faith, from caution to courage and from darkness to light. Together may we abide in the confidence of Your sustaining strength and in the peace of Your supporting presence in the People's House.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-second day was approved as printed by the following vote:

AYES: 145

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pike
Plocher	Pollitt 52	Porter	Pouche	Quade

Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 001

Rowland

PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 015

Bosley	Cupps	Deaton	Ingle	Kidd
Pietzman	Pollock 123	Price IV	Proudie	Rogers
Sharp 36	Simmons	Smith 67	Tate	Wallingford

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HB 432, relating to the birth match program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HB 432** was agreed to.

Representative Coleman (97) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 432, Page 1, Section 210.157, Lines 3 to 4, by deleting the phrase "**director shall provide to the director of the department of health and senior services**" and inserting in lieu thereof the phrase "**children's division shall make available to the state registrar of vital statistics the identifying**"; and

Further amend said bill, page, and section, Line 5, by inserting after the word "**terminated**" the phrase "**under section 211.447**"; and

Further amend said bill, page, and section, Lines 5 to 6, by deleting the phrase "**being responsible for abuse or neglect**" and inserting in lieu thereof the phrase "**having a finding by the division or a court adjudication of child abuse or neglect**"; and

Further amend said bill, page, and section, Lines 7 to 8, by deleting the phrase "**A court shall provide to the director of the department of health and senior services identifying information regarding an individual who has been convicted**"; and insert in lieu thereof the phrase "**Individuals identified in the central registry who have pled guilty or have been found guilty of an offense**"; and

Further amend said bill, page, and section, Line 9, by inserting after the number "**565.024**" and inserting in lieu thereof the following:

"if the victim is a child less than eighteen years of age.

(3) Individuals identified in the central registry who have pled guilty or have been found guilty of any offense under chapter 566 or an offense under section 567.050, 568.020, 568.065, 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205 if the victim is a child less than eighteen years of age"; and

Further amend said bill, page, and section, Lines 10 to 11, by deleting all of said lines and inserting in lieu thereof the following:

"The state registrar shall provide to the division the birth record information of children born to an individual whose identifying"; and

Further amend said bill, page, and section, Lines 12 to 13, by deleting the phrase **"to the director of the department of health and senior services by the director or a court"** and inserting in lieu thereof the phrase **"under this section"; and**

Further amend said bill, page, and section, Lines 13 to 14, by deleting the phrase **"If such information is provided to the director, the director"** and inserting in lieu thereof the phrase **"The division"; and**

Further amend said bill, page, and section, Lines 15 to 16, by deleting the phrase **"as described in subsection 2 of this section; and"** and inserting in lieu thereof the following:

"whose identifying information has been provided under this section. The division shall verify that the parent of the child is the same individual whose identifying information was provided and, if the parent's identity has been verified, shall provide the appropriate local office with information regarding the birth of the child. Appropriate local division personnel shall initiate contact with the family, or make a good faith effort to do so, to determine if the parent or family has a need for services and provide such voluntary and time-limited services as appropriate. The division shall document the results of such contact and services provided, if any, in the information system established under section 210.109.

2. The children's division and the state registrar shall ensure the confidentiality of all identifying information and birth records provided under this section and shall not disclose such information and records except as needed to effectuate the provisions of this section. Such information and records shall be considered closed records under chapter 610.

3. The division may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill and section, Page 2, Lines 17 to 19, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman (97), **House Amendment No. 1** was adopted.

Representative Bailey offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 432, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"193.075. 1. The forms of certificates and reports required by sections 193.005 to 193.325 or by regulations adopted hereunder shall include as a minimum the items recommended by the federal agency responsible for national vital statistics.

2. Each certificate, report, and other document required by sections 193.005 to 193.325 shall be on a form or in a format prescribed by the state registrar.

3. All vital records shall contain the date received for registration.

4. Information required in certificates or reports authorized by sections 193.005 to 193.325 may be filed and registered by photographic, electronic, or other means as prescribed by the state registrar.

5. In addition to other personal data required by the registrar to be entered on a birth certificate, each parent shall furnish to the registrar the Social Security account number, or numbers if applicable, issued to the parent unless the registrar finds good cause for not requiring the furnishing of such number or numbers. Good cause shall be determined in accordance with regulations established by the Secretary of the United States Department of Health and Human Services. The registrar shall make numbers furnished under this section available to the family support division **and the children's division** of the department of social services. Such numbers shall not be recorded on the birth certificate. The family support division shall not use any Social Security number furnished under the section for any purpose other than for the establishment and enforcement of child support obligations, and the confidentiality provisions and penalties contained in section 454.440 shall apply. **The children's division shall not use any Social Security number furnished under this section for any purpose other than verifying the identity of a parent of a child whose birth record information is provided under section 210.157 and the confidentiality provisions of section 210.157 shall apply.** Nothing in this section shall be construed to prohibit the department of health and senior services from using Social Security numbers for statistical purposes.

210.150. 1. The children's division shall ensure the confidentiality of all reports and records made pursuant to sections 210.109 to 210.183 and maintained by the division, its local offices, the central registry, and other appropriate persons, officials, and institutions pursuant to sections 210.109 to 210.183. To protect the rights of the family and the child named in the report as a victim, the children's division shall establish guidelines which will ensure that any disclosure of information concerning the abuse and neglect involving that child is made only to persons or agencies that have a right to such information. The division may require persons to make written requests for access to records maintained by the division. The division shall only release information to persons who have a right to such information. The division shall notify persons receiving information pursuant to subdivisions (2), (7), (8) and (9) of subsection 2 of this section of the purpose for which the information is released and of the penalties for unauthorized dissemination of information. Such information shall be used only for the purpose for which the information is released.

2. Only the following persons shall have access to investigation records contained in the central registry:

(1) Appropriate federal, state or local criminal justice agency personnel, or any agent of such entity, with a need for such information under the law to protect children from abuse or neglect;

(2) A physician or a designated agent who reasonably believes that the child being examined may be abused or neglected;

(3) Appropriate staff of the division and of its local offices, including interdisciplinary teams which are formed to assist the division in investigation, evaluation and treatment of child abuse and neglect cases or a multidisciplinary provider of professional treatment services for a child referred to the provider;

(4) Any child named in the report as a victim, or a legal representative, or the parent, if not the alleged perpetrator, or guardian of such person when such person is a minor, or is mentally ill or otherwise incompetent, but the names of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. The division shall provide a method for confirming or certifying that a designee is acting on behalf of a subject;

(5) Any alleged perpetrator named in the report, but the names of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. However, the investigation reports will not be released to any alleged perpetrator with pending criminal charges arising out of the facts and circumstances named in the investigation records until an indictment is returned or an information filed;

(6) A grand jury, juvenile officer, prosecuting attorney, law enforcement officer involved in the investigation of child abuse or neglect, juvenile court or other court conducting abuse or neglect or child protective proceedings or child custody proceedings, and other federal, state and local government entities, or any agent of such entity, with a need for such information in order to carry out its responsibilities under the law to protect children from abuse or neglect;

(7) Any person engaged in a bona fide research purpose, with the permission of the director; provided, however, that no information identifying the child named in the report as a victim or the reporters shall be made available to the researcher, unless the identifying information is essential to the research or evaluation and the child named in the report as a victim or, if the child is less than eighteen years of age, through the child's parent, or guardian provides written permission;

(8) Any child-care facility; child-placing agency; residential-care facility, including group homes; juvenile courts; public or private elementary schools; public or private secondary schools; or any other public or private agency exercising temporary supervision over a child or providing or having care or custody of a child who may request an examination of the central registry from the division for all employees and volunteers or prospective employees and volunteers, who do or will provide services or care to children. Any agency or business recognized by the division or business which provides training and places or recommends people for employment or for volunteers in positions where they will provide services or care to children may request the division to provide an examination of the central registry. Such agency or business shall provide verification of its status as a recognized agency. Requests for examinations shall be made to the division director or the director's designee in writing by the chief administrative officer of the above homes, centers, public and private elementary schools, public and private secondary schools, agencies, or courts. The division shall respond in writing to that officer. The response shall include information pertaining to the nature and disposition of any report or reports of abuse or neglect revealed by the examination of the central registry. This response shall not include any identifying information regarding any person other than the alleged perpetrator of the abuse or neglect;

(9) Any parent or legal guardian who inquires about a child abuse or neglect report involving a specific person or child-care facility who does or may provide services or care to a child of the person requesting the information. Request for examinations shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied with a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include information pertaining to the nature and disposition of any report or reports of abuse or neglect revealed by the examination of the central registry. This response shall not include any identifying information regarding any person other than the alleged perpetrator of the abuse or neglect. The response shall be given within ten working days of the time it was received by the division;

(10) Any person who inquires about a child abuse or neglect report involving a specific child-care facility, child-placing agency, residential-care facility, public and private elementary schools, public and private secondary schools, juvenile court or other state agency. The information available to these persons is limited to the nature and disposition of any report contained in the central registry and shall not include any identifying information pertaining to any person mentioned in the report;

(11) Any state agency acting pursuant to statutes regarding a license of any person, institution, or agency which provides care for or services to children;

(12) Any child fatality review panel established pursuant to section 210.192 or any state child fatality review panel established pursuant to section 210.195;

(13) Any person who is a tenure-track or full-time research faculty member at an accredited institution of higher education engaged in scholarly research, with the permission of the director. Prior to the release of any identifying information, the director shall require the researcher to present a plan for maintaining the confidentiality of the identifying information. The researcher shall be prohibited from releasing the identifying information of individual cases; ~~and~~

(14) Appropriate staff of the United States Department of Defense including, but not limited to, authorized family advocacy program staff or any other staff authorized to receive and respond to reports requested under 10 U.S.C. Section 1787, in cases where a report has been made and the suspected perpetrator or any person responsible for the care, custody, and control of the subject child is a member of any branch of the military or is a member of the Armed Forces, as defined in section 41.030; **and**

(15) The state registrar of vital statistics, or his or her designee, but the information made available shall be limited to identifying information only for the purposes of providing birth record information under section 210.157.

3. Only the following persons shall have access to records maintained by the division pursuant to section 210.152 for which the division has received a report of child abuse and neglect and which the division has determined that there is insufficient evidence or in which the division proceeded with the family assessment and services approach:

- (1) Appropriate staff of the division;
- (2) Any child named in the report as a victim, or a legal representative, or the parent or guardian of such person when such person is a minor, or is mentally ill or otherwise incompetent. The names or other identifying information of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. The division shall provide for a method for confirming or certifying that a designee is acting on behalf of a subject;
- (3) Any alleged perpetrator named in the report, but the names of reporters shall not be furnished to persons in this category. Prior to the release of any identifying information, the division shall determine if the release of such identifying information may place a person's life or safety in danger. If the division makes the determination that a person's life or safety may be in danger, the identifying information shall not be released. However, the investigation reports will not be released to any alleged perpetrator with pending criminal charges arising out of the facts and circumstances named in the investigation records until an indictment is returned or an information filed;
- (4) Any child fatality review panel established pursuant to section 210.192 or any state child fatality review panel established pursuant to section 210.195;
- (5) Appropriate criminal justice agency personnel or juvenile officer;
- (6) Multidisciplinary agency or individual including a physician or physician's designee who is providing services to the child or family, with the consent of the parent or guardian of the child or legal representative of the child;
- (7) Any person engaged in bona fide research purpose, with the permission of the director; provided, however, that no information identifying the subjects of the reports or the reporters shall be made available to the researcher, unless the identifying information is essential to the research or evaluation and the subject, or if a child, through the child's parent or guardian, provides written permission; and
- (8) Appropriate staff of the United States Department of Defense including, but not limited to, authorized family advocacy program staff or any other staff authorized to receive and respond to reports requested under 10 U.S.C. Section 1787, in cases where a report has been made and the suspected perpetrator or any person responsible for the care, custody, and control of the subject child is a member of any branch of the military or is a member of the Armed Forces, as defined in section 41.030.

4. Any person who knowingly violates the provisions of this section, or who permits or encourages the unauthorized dissemination of information contained in the information system or the central registry and in reports and records made pursuant to sections 210.109 to 210.183, shall be guilty of a class A misdemeanor.

5. Nothing in this section shall preclude the release of findings or information about cases which resulted in a child fatality or near fatality. Such release is at the sole discretion of the director of the department of social services, based upon a review of the potential harm to other children within the immediate family.

6. Notwithstanding any provisions of this section or chapter to the contrary, if the division receives a report and ascertains that a suspected perpetrator or any person responsible for the care, custody, and control of the subject child is a member of any branch of the military or is a member of the Armed Forces, as defined in section 41.030, the division shall report its findings to the most relevant family advocacy program authorized by the United States Department of Defense or any other relevant person authorized by the United States Department of Defense to receive reports under 10 U.S.C. Section 1787."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bailey, **House Amendment No. 2** was adopted.

On motion of Representative Kelly (141), **HB 432, as amended**, was ordered perfected and printed.

HCS HB 495, relating to telemedicine services, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 52, relating to firearms on public transportation systems, was taken up by Representative Schnelting.

On motion of Representative Schnelting, **HB 52** was ordered perfected and printed.

HB 249, relating to advanced industrial manufacturing zones, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HB 249** was agreed to.

On motion of Representative Ruth, **HB 249** was ordered perfected and printed.

HB 578, relating to biennial motor vehicle registrations, was taken up by Representative Bromley.

On motion of Representative Bromley, the title of **HB 578** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 578, Page 2, Section 301.147, Line 29, by inserting after all of said line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, any historic motor vehicle that is not equipped with a front license plate bracket shall not be required to display a front license plate on such vehicle. At the time of initial registration or renewal of the registration, the owner of such vehicle shall surrender the front license plate to the department of revenue and notify the department that such vehicle is not equipped with a front license plate bracket."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hicks offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 578, Page 1, Line 4, by inserting after the word "**contrary**," the words "**any motor vehicle, including**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Wiemann assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGaugh	McGill
Murphy	O'Donnell	Owen	Patterson	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Coleman 97	Cupps	Dogan	Doll
Hannegan	Kidd	McDaniel	Morse	Perkins
Schroer	Simmons	Tate		

VACANCIES: 001

On motion of Representative Hicks, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Cook	Copeland	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Murphy
O'Donnell	Owen	Patterson	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Tate
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rowland	Sauls
Sharp 36	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 002

Ellebracht	Rogers
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ABSENT WITH LEAVE: 012

Bailey	Chipman	Coleman 97	Cupps	Dogan
Hannegan	Kidd	McDaniel	Morse	Perkins
Price IV	Schroer			

VACANCIES: 001

On motion of Representative Roden, **House Amendment No. 1, as amended**, was adopted.

On motion of Representative Bromley, **HB 578, as amended**, was ordered perfected and printed.

HCS#2 HB 75, relating to public health orders issued by government entities, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS#2 HB 75** was agreed to.

Speaker Vescovo resumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Andrews	Atchison	Bailey	Baker	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	Derges	Dinkins	Dogan	Eggleston
Evans	Falkner	Fishel	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGill	Morse	Murphy	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Polliitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Collins	Doll
Ellebracht	Fogle	Gray	Gunby	Ingle
Johnson	Lewis 25	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Phifer	Price IV	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 018

Bangert	Basye	Bland Manlove	Chipman	Clemens
Cupps	DeGroot	Fitzwater	Francis	Hill
Kidd	McDaniel	McGaugh	O'Donnell	Person
Rowland	Schnelting	Trent		

VACANCIES: 001

On motion of Representative Murphy, **HCS#2 HB 75** was adopted.

On motion of Representative Murphy, **HCS#2 HB 75** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 784 - Fiscal Review

HB 1363 - Special Committee on Criminal Justice

COMMITTEE REPORTS

Committee on Insurance, Chairman Hill reporting:

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 239**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Atchison, Butz, Ellebracht, Hill, Johnson, Murphy, Pollock (123), Porter, Sauls, Tate and West

Noes (0)

Absent (2): Davidson and Simmons

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 629**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Atchison, Butz, Hill, Johnson, Murphy, Pollock (123), Porter, Sauls, Simmons, Tate and West

Noes (0)

Absent (2): Davidson and Ellebracht

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 148**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Christofanelli, Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (2): Ellebracht and Rogers

Absent (1): Black (137)

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 363**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Christofanelli, Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (3): Anderson, Ellebracht and Rogers

Absent (1): Black (137)

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 385**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Christofanelli, Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (3): Anderson, Ellebracht and Rogers

Absent (1): Black (137)

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was returned **HB 288**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz and Smith (155)

Noes (5): Aune, Burton, Butz, Smith (67) and Turnbaugh

Absent (0)

Mr. Speaker: Your Special Committee on Small Business, to which was returned **HB 602**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz and Smith (155)

Noes (5): Aune, Burton, Butz, Smith (67) and Turnbaugh

Absent (0)

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 892**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Atchison, Black (137), Bromley, Brown (70), Fitzwater, Gunby, Kidd, Lewis (6), McCreery and Simmons

Noes (0)

Absent (0)

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 167**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, Morse, O'Donnell, Pouche, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (1): Rowland

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 298**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, Morse, O'Donnell, Pouche, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (1): Rowland

The following members' presence was noted: Cupps and Kidd.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, March 4, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 9, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 594, HB 975

Executive session will be held: HB 693, HB 1125

Executive session may be held on any matter referred to the committee.

BUDGET

Thursday, March 4, 2021, upon adjournment, House Chamber.

Public hearing will be held: HB 15

Executive session may be held on any matter referred to the committee.

Added FY 22 State Treasurer budget presentation, and the committee will hear recommended changes from Appropriation Subcommittees.

AMENDED

ECONOMIC DEVELOPMENT

Thursday, March 4, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 214, HB 1202

Executive session will be held: HB 649, HB 771, HB 1095

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Thursday, March 4, 2021, upon adjournment, House Hearing Room 6.

Executive session will be held: HB 738

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 4, 2021, 9:50 AM, House Hearing Room 4.

Executive session will be held: HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097,
HCS HB 784

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Tuesday, March 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 533, HB 152

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 4, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 382, HB 563, HB 373

Executive session will be held: HB 143, HB 666, HB 804, HB 805

Executive session may be held on any matter referred to the committee.

Removed HB 607.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Thursday, March 4, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: SS SB 2, HB 212, HCS HB 303, HB 370, HB 500, HCS HB 543,
HB 661, HB 708, HCS HB 737, HCS HB 922, HCS HB 946

Executive session may be held on any matter referred to the committee.

Adding HB 946.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, March 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1061

Executive session will be held: HB 393, HB 339

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 9, 2021, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Thursday, March 4, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

No public testimony will be taken at this hearing.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed live and links may be found online at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-FOURTH DAY, THURSDAY, MARCH 4, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting

HCS HJR 20, 2, 9 & 27 - Henderson

HCS HJR 22 - Eggleston

HCS HJR 35 - Griesheimer

HCS HJR 23 & 38 - Black (137)

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HCS HB 529 - Haffner

HCS HB 556 - Eggleston

HCS HB 577 - Riley

HB 624 - Richey

HCS HB 685 - Chipman

HB 767 - Roden

HB 92 - Taylor (139)

HB 151 - Shields

HB 158 - Hudson

HB 177 - Ellebracht
HB 201 - McGirl
HB 202 - McGirl
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HCS HB 583 - Riggs
HB 660 - O'Donnell
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HB 948 - Francis
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 333 - Simmons
HCS HB 384 - Veit
HB 530 - Evans
HCS HB 592 - Fitzwater
HB 701 - Black (7)
HCS HB 733 - Patterson
HCS HB 811 - Black (7)
HB 894 - Riggs

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 513, (Legislative Review 2/24/21) - Smith (155)
HB 152, (Legislative Review 2/24/21) - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks
HB 533, (Legislative Review 3/2/21) - Knight
HB 554 - Eggleston
HB 60 - Schnelting
HB 138 - Pietzman
HB 257 - Evans
HCS HB 292 - Roberts
HB 387 - Bailey
HCS HB 495 - Ruth

HOUSE BILLS FOR PERFECTION - CONSENT

(02/25/2021)

HCS HB 228 - Basye
HB 273 - Hannegan

HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie

HOUSE BILLS FOR THIRD READING

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097, (Fiscal Review 3/2/21), E.C. - Eggleston
HB 63 - Pike
HCS HB 357 - Baker
HCS HB 784, (Fiscal Review 3/3/21) - Roberts

HOUSE RESOLUTIONS

HR 173 - Chipman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

[CORRECTED]

First Regular Session, 101st GENERAL ASSEMBLY

THIRTY-FOURTH DAY, THURSDAY, MARCH 4, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

This is my commandment, that ye love one another, even as I have loved you. (John 15:12)

O God, who are the source of every noble thought and the goal of every worthy aspiration, we pause in Your presence this morning, praying that humbly and sincerely we may receive Your spirit anew into our needy hearts. Grant that in the midst of boring meetings and demanding duties we may be sustained by Your presence, supported by Your grace, and strengthened by Your spirit.

Lead us into the vision of those, who 200 years ago, heard Your voice speaking to them and responding found in You new life, new light, and new love here in Missouri.

Inspire us again with the assurance that You are with us, and may our faith in You give us confidence to face this day with courage and to live through this session with humility. May we be forgiven as we forgive and may we love as we ought to love.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-third day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 784**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry, Walsh (50) and Wiemann

Noes (0)

Absent (0)

MOTION

Representative Kelly (141), having voted on the prevailing side, moved that the vote by which **HB 432, with House Amendment No. 1 and House Amendment No. 2**, was perfected be reconsidered.

Which motion was adopted by the following vote:

AYES: 159

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Price IV	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Roden Sharp 36 Tate

VACANCIES: 001

Representative Plocher moved that **HB 432, with House Amendment No. 1 and House Amendment No. 2**, be committed to the Committee on Legislative Review.

Which motion was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 160

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 002

Christofanelli Person

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HB 138, relating to assistance for applicants for permits issued by the department of natural resources, was taken up by Representative Pietzman.

On motion of Representative Pietzman, the title of **HB 138** was agreed to.

On motion of Representative Pietzman, **HB 138** was ordered perfected and printed.

HB 257, relating to Head Start school buses, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 257** was agreed to.

Representative Roden assumed the Chair.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 257, Page 1, Section 304.050, Line 1, by inserting "(a)" after "1."; and

Further amend said bill, page, and section, Line 2, by deleting the words "**or any Head Start bus certified under section 307.375**"; and

Further amend said bill, page, and section, Lines 5 and 6, by deleting the words "**or Head Start bus**"; and

Further amend said bill, page, and section, Line 6, by inserting the following after all of said line:

"(b) School buses under the provisions of subsections 1, 2, 5, 6, 7, 8, and 9 of this section shall include Head Start buses that have been certified by the Missouri highway patrol as meeting the provisions of section 307.375, are operated by a holder of a valid school bus endorsed commercial driver's license, and who meet the equivalent medical requirements prescribed in section 162.604, and which are transporting Head Start students to and from Head Start."; and

Further amend said bill and section, Page 2, Line 37, by deleting all of said line and inserting in lieu thereof the following:

"proceed past the school bus with due caution.

5. No driver of a school bus shall take on or"; and

Further amend said bill, page, and section, by renumbering the remaining subsections accordingly; and

Further amend said bill, Page 3, Section 304.076, Lines 1-8, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1** was adopted.

On motion of Representative Evans, **HB 257, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097, relating to employment security benefits, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097** was read the third time and passed by the following vote:

AYES: 157

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 003

Deaton	McDaniel	Smith 163
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PRESENT: 001

Windham

ABSENT WITH LEAVE: 001

Pietzman

VACANCIES: 001

Representative Roden declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 051

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Coleman 97	Collins	Dogan	Doll	Ellebracht
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	Lovasco	Mackey	McCreery	McDaniel
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Rowland	Sander
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

NOES: 106

Aldridge	Andrews	Atchison	Bailey	Baker
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Chipman	Christofanelli	Coleman 32	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Ruth	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reich	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 004

Kidd Perkins Roeber Rone

VACANCIES: 001

HB 63, relating to intoxicating liquor, was taken up by Representative Pike.

On motion of Representative Pike, **HB 63** was read the third time and passed by the following vote:

AYES: 158

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Person
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 002

Lovasco McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 002

Brown 70 Perkins

VACANCIES: 001

Representative Roden declared the bill passed.

HCS HB 357, relating to cottage food production operations, was taken up by Representative Baker.

On motion of Representative Baker, **HCS HB 357** was read the third time and passed by the following vote:

AYES: 156

Aldridge	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schojack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Young				

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 005

Adams	Person	Simmons	Smith 67	Mr. Speaker
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VACANCIES: 001

Representative Roden declared the bill passed.

HCS HB 784, relating to capitol security, was taken up by Representative Roberts.

On motion of Representative Roberts, **HCS HB 784** was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Mackey	Mayhew	McCreery	McGaugh
McGirl	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rowland	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 003

Davis	Lovasco	McDaniel
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PRESENT: 000

ABSENT WITH LEAVE: 004

Person	Rone	Smith 67	Windham
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VACANCIES: 001

Representative Roden declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 513, HB 152, HB 474, HCS HB 942 and HCS HB 785 were placed back on the on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 39** - Workforce Development
- HCR 47** - Local Government
- HCR 48** - Emerging Issues

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 34** - Elections and Elected Officials
- HJR 50** - Health and Mental Health Policy
- HJR 51** - Health and Mental Health Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 249** - Fiscal Review
- HB 36** - Downsizing State Government
- HB 84** - Health and Mental Health Policy
- HB 147** - Special Committee on Litigation Reform
- HB 231** - Crime Prevention
- HB 245** - General Laws
- HB 312** - Elementary and Secondary Education
- HB 368** - Elementary and Secondary Education
- HB 451** - Judiciary
- HB 497** - Ways and Means
- HB 499** - Crime Prevention
- HB 518** - Financial Institutions
- HB 569** - Transportation
- HB 601** - Rural Community Development
- HB 628** - General Laws
- HB 630** - Transportation
- HB 635** - Emerging Issues
- HB 686** - Higher Education
- HB 690** - Economic Development
- HB 734** - Financial Institutions
- HB 778** - Local Government

HB 779 - Special Committee on Small Business
HB 786 - Elementary and Secondary Education
HB 790 - Local Government
HB 836 - General Laws
HB 840 - Transportation
HB 874 - Public Safety
HB 919 - General Laws
HB 931 - Special Committee on Small Business
HB 977 - Ways and Means
HB 992 - Crime Prevention
HB 1003 - Judiciary
HB 1069 - Judiciary
HB 1081 - General Laws
HB 1087 - Special Committee on Government Accountability
HB 1119 - Special Committee on Litigation Reform
HB 1126 - Insurance
HB 1156 - Insurance
HB 1164 - Utilities
HB 1183 - Administration and Accounts
HB 1222 - Downsizing State Government
HB 1229 - Pensions
HB 1239 - Rural Community Development
HB 1243 - Downsizing State Government
HB 1248 - Agriculture Policy
HB 1265 - Workforce Development
HB 1270 - Transportation
HB 1289 - Transportation
HB 1290 - Health and Mental Health Policy
HB 1295 - Health and Mental Health Policy
HB 1296 - Agriculture Policy
HB 1304 - Special Committee on Litigation Reform
HB 1306 - Transportation
HB 1319 - Transportation
HB 1320 - Rural Community Development
HB 1321 - Crime Prevention
HB 1325 - Emerging Issues
HB 1342 - Downsizing State Government
HB 1345 - General Laws
HB 1346 - Higher Education
HB 1356 - Budget
HB 1359 - Elementary and Secondary Education
HB 1360 - Elementary and Secondary Education
HB 1362 - Elections and Elected Officials
HB 1367 - Transportation
HB 1378 - Utilities

HB 1381 - Elementary and Secondary Education
HB 1404 - Elections and Elected Officials
HB 1406 - Ways and Means
HB 1407 - Ways and Means
HB 1408 - Special Committee on Small Business
HB 1409 - Insurance
HB 1413 - Transportation
HB 1416 - Judiciary
HB 1427 - Elections and Elected Officials
HB 1428 - Health and Mental Health Policy
HB 1437 - Transportation
HB 1443 - Judiciary
HB 1444 - Downsizing State Government

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 407 - Emerging Issues

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 37 - Agriculture Policy
SB 189 - Emerging Issues

COMMITTEE REPORTS

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 771**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes, Boggs, Cupps, Grier, Gunby, Johnson, Riggs, Smith (155) and Trent

Noes (0)

Absent (2): Baker and Deaton

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 738**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 973**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Patterson and Richey

Noes (0)

Absent (3): Mosley, Sauls and Taylor (139)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was returned **HB 69**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 162**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 218**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 676**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 744**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 978**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Schroer

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1123** and **HB 1221**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Coleman (97), Davis, Ellebracht, Sauls, Veit, Walsh (50) and Wiemann

Noes (1): Mackey

Absent (3): Evans, Reedy and Schroer

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 143**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and West

Noes (0)

Absent (1): Walsh Moore (93)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 666**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and West

Noes (0)

Absent (1): Walsh Moore (93)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 804**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and West

Noes (0)

Absent (1): Walsh Moore (93)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 805**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Railsback, Reedy and West

Noes (0)

Absent (2): Perkins and Walsh Moore (93)

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 338**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Grier, Kelley (127), Lewis (25), Riley, Roberts, Smith (67) and Thomas

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 475**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Coleman (32), Cook, Davidson, Davis, Dinkins, Grier, Kelley (127), Riley, Roberts and Thomas

Noes (4): Brown (27), Doll, Lewis (25) and Smith (67)

Absent (0)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1042**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Grier, Kelley (127), Lewis (25), Riley, Roberts, Smith (67) and Thomas

Noes (0)

Absent (0)

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 339**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (16): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 393**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy and Turnbaugh

Noes (0)

Absent (3): Haffner, Sharpe (4) and Stephens (128)

Special Committee on Homeland Security, Chairman Hicks reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HCR 28**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bland Manlove, Chipman, Gray, Haffner, Hicks, Porter, Tate and Walsh Moore (93)

Noes (0)

Absent (3): Kidd, McDaniel and Schnelting

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 534**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Bromley, Buchheit-Courtway, Busick, Butz, Hurlbert, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (3): Burger, Griesheimer and Mosley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 905**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Bromley, Buchheit-Courtway, Busick, Butz, Hurlbert, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (3): Burger, Griesheimer and Mosley

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 911**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Bromley, Buchheit-Courtway, Busick, Butz, Hurlbert, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (3): Burger, Griesheimer and Mosley

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HJR 32**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bland Manlove, Coleman (32), Eggleston, Gunby, Mayhew, McGirl, Riggs, Roden, Wallingford and Weber

Noes (1): Lovasco

Absent (0)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 991**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Coleman (32), Eggleston, Gunby, Lovasco, Mayhew, McGirl, Riggs, Roden, Wallingford and Weber

Noes (0)

Absent (1): Bland Manlove

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 29**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 252**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Cupps, Dogan, Eggleston, Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (2): Fitzwater and Gregory (96)

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 297**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 323**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 515**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson and Patterson

Noes (5): Bosley, Ingle, Mackey, Phifer and Ruth

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 627**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 819**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 834**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 876**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (2): McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 908**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (3): Bosley, McDaniel and McGaugh

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 998**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Cupps, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, Patterson, Phifer and Ruth

Noes (0)

Absent (2): McDaniel and McGaugh

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 303**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 370**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 500**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 543**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 661**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 708**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 737**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 922**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 946**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (1): Aune

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (1): Bailey

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 228, HB 273, HB 687, HB 585 and HB 76.**

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 22** entitled:

An act to repeal sections 99.805, 99.810, 99.820, 99.843, 99.847, and 99.848, RSMo, and to enact in lieu thereof six new sections relating to tax increment financing.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 27** entitled:

An act to repeal sections 49.310, 50.166, 50.327, 50.530, 59.021, 59.100, 115.127, 221.105, 451.040, and 476.083, RSMo, and to enact in lieu thereof ten new sections relating to political subdivisions, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 38** entitled:

An act to repeal sections 300.010, 301.010, 302.010, 303.020, 304.001, 307.025, 307.180, 307.188, 307.193, 365.020, 407.560, 407.815, 407.1025, and 578.120, RSMo, and to enact in lieu thereof fifteen new sections relating to electric bicycles, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 89** entitled:

An act to repeal sections 304.153, 385.220, and 385.320, RSMo, and to enact in lieu thereof four new sections relating to motor clubs, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE CHANGES

March 4, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Conservation and Natural Resources committee:

I hereby appoint the following members to the committee:

Representative Chris Dinkins
Representative Derek Grier
Representative Justin Hill
Representative Andrew McDaniel
Representative Suzie Pollock

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

March 4, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Tracy McCreery and Representative Patty Lewis to the Committee on Conservation and Natural Resources.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crysall Quade
House Minority Leader
132nd District

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, March 8, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 9, 2021, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 594, HB 975, HB 1296

Executive session will be held: HB 693, HB 1125

Executive session may be held on any matter referred to the committee.

Added HB 1296.

AMENDED

BUDGET

Monday, March 8, 2021, 12:30 PM, Joint Hearing Room (117).

Public hearing will be held: HB 1236

Executive session may be held on any matter referred to the committee.

Department of Health and Senior Services testimony concerning the state's medical marijuana program and funding. Testimony from the Department of Social Services relating to residential foster care.

CORRECTED

CHILDREN AND FAMILIES

Monday, March 8, 2021, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Removed HB 673.

AMENDED

CHILDREN AND FAMILIES

Wednesday, March 10, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 33

Executive session will be held: HB 673

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Monday, March 8, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 140, HB 564

Executive session will be held: HB 395, HB 525, HB 1010, HJR 55

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, March 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 352, HB 469, HB 731, HB 1032, HB 1046

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, March 8, 2021, 12:00 PM, House Hearing Room 3.

Public hearing will be held: HB 499, HB 1321

Executive session will be held: HB 1088, HB 313

Executive session may be held on any matter referred to the committee.

Removed HB 231.

AMENDED

ECONOMIC DEVELOPMENT

Monday, March 8, 2021, 2:00 PM, House Hearing Room 1.

Executive session will be held: HB 214, HB 1202

Executive session may be held on any matter referred to the committee.

Please note room change .

CORRECTED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 165, HB 196, HB 324, HB 423, HB 104

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 9, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 37, HB 108, HB 442, HB 496, HB 639, HB 1314

Executive session will be held: HB 320, HB 494, HB 541, HB 1133, HB 1071

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, March 10, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 518, HB 734

Executive session will be held: HB 571

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, March 8, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 402, HB 1162, HCR 36, HB 1127, HB 1165, HB 1212, HB 971

Executive session will be held: HB 238, HB 507, HCR 17, HB 473, HB 217, HB 795, HB 722, HB 99, HB 633

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, March 8, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 398, HCR 6, HB 1002, HB 632

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Monday, March 8, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 682

Executive session will be held: HB 355

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, March 8, 2021, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

Some portions of the meeting may be closed pursuant to Section 610.021(3)

LEGISLATIVE REVIEW

Monday, March 8, 2021, 2:00 PM, House Hearing Room 6.

Executive session will be held: HB 432

Executive session may be held on any matter referred to the committee.

LEGISLATIVE REVIEW

Tuesday, March 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 533, HB 152

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 11, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 445, HB 718, HB 807, HB 1048, HCR 47

Executive session will be held: HB 382, HB 563, HB 373

Executive session may be held on any matter referred to the committee.

Added HCR 47.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, March 8, 2021, 3:45 PM, House Hearing Room 4.

Executive session will be held: HCS HB 29, HB 143, HCS HB 394, HCS HB 443, HCS HB 472, HCS HB 66, HCS#2 HB 69, HCS HB 738, HB 850, HCS Hbs 928 & 927, HB 991, HCS HJR 42

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, March 8, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HB 239, HB 317, HB 353, HCS HB 369, HB 391, HCS HB 475, HB 542, HCS HB 519, HCS HB 602, HCS HB 829, HCS HB 944, HCS HB 1016

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 38, HB 460, HB 750, HB 1363

Executive session will be held: HB 521

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, March 8, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 27

Executive session will be held: HB 61, HB 746, HB 308, HB 575, HB 1030

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON REDISTRICTING

Tuesday, March 9, 2021, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, March 9, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 914, HB 1023, HB 779, HB 931, HB 1408

Executive session may be held on any matter referred to the committee.

Added HB 779, HB 931 and HB 1408.

AMENDED

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 8, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 282, HB 503, HB 424

Executive session may be held on any matter referred to the committee.

Added HB 424.

AMENDED

WORKFORCE DEVELOPMENT

Monday, March 8, 2021, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 115, HB 1178

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-FIFTH DAY, MONDAY, MARCH 8, 2021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 6 - Schnelting
HCS HJR 20, 2, 9 & 27 - Henderson
HCS HJR 22 - Eggleston
HCS HJR 35 - Griesheimer
HCS HJR 23 & 38 - Black (137)

HOUSE BILLS FOR PERFECTION - REVISION

HCS HRB 1 - Shaul

HOUSE BILLS FOR PERFECTION

HCS HB 529 - Haffner
HCS HB 556 - Eggleston
HCS HB 577 - Riley
HB 624 - Richey
HCS HB 685 - Chipman
HB 767 - Roden
HB 92 - Taylor (139)
HB 151 - Shields
HB 158 - Hudson
HB 177 - Ellebracht
HB 201 - McGirl
HB 202 - McGirl
HB 295 - Roberts
HCS HB 306 - Griesheimer
HB 380 - Walsh (50)
HB 491 - Grier
HCS HB 583 - Riggs
HB 660 - O'Donnell
HB 678 - Eggleston
HCS HB 782 - Trent
HB 920 - Baker
HB 948 - Francis
HCS HB 307 - Griesheimer
HB 316 - Toalson Reisch
HB 333 - Simmons
HCS HB 384 - Veit
HB 530 - Evans

HCS HB 592 - Fitzwater
HB 701 - Black (7)
HCS HB 733 - Patterson
HCS HB 811 - Black (7)
HB 894 - Riggs
HB 513, (Legislative Review 2/24/21) - Smith (155)
HB 152, (Legislative Review 2/24/21) - Rone
HB 474 - Trent
HCS HB 942 - Haffner
HCS HB 785 - Hicks

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 533, (Legislative Review 3/2/21) - Knight
HB 554 - Eggleston
HB 60 - Schnelting
HCS HB 292 - Roberts
HB 387 - Bailey
HCS HB 495 - Ruth
HB 432, with HA 1 and HA 2 (Legislative Review 3/4/2021) - Kelly (141)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS HCRs 4 & 5 - Proudie

HOUSE BILLS FOR THIRD READING

HB 52 - Schnelting
HB 249, (Fiscal Review 3/4/21) - Ruth
HB 578 - Bromley
HCS#2 HB 75, E.C. - Murphy

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 228, E.C. - Basye
HB 273 - Hannegan
HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

SENATE BILLS FOR SECOND READING

SS SB 22
SS SCS SB 27
SB 38
SS SB 89

HOUSE RESOLUTIONS

HR 173 - Chipman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, MONDAY, FEBRUARY 22, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Mike Haffner.

Lord, as we gather here in this chamber to begin a new week, we praise You, for You are our God. We will exalt You and praise Your name, for in perfect faithfulness You have done wonderful things. There are many discussions and decisions to take place in this chamber this week. May we do it thoughtfully.

Your word says, "Do nothing from rivalry or conceit, but in humility count others more significant than yourselves." We are here to represent and ultimately make decisions for not only our districts but also for every person in the great State of Missouri. May we do that in humility with others in mind. May we be slow to speak, quick to hear, and thoughtful in every decision, so that ultimately Your will and Your glory will be revealed.

We pray these things in the name of Jesus.

And the House said, "Amen."

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Vera Burger, Robin Burger, Jackie Griffith, Steven Griffith, Danny Burger, and Blake Mosby.

The Journal of the twenty-fifth day was approved as printed by the following vote:

AYES: 148

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	DeGroot	Derges	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh

Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 004

Aldridge	Bland Manlove	Bosley	Windham
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ABSENT WITH LEAVE: 009

Deaton	Dinkins	Hannegan	Pietzman	Price IV
Proudie	Roeber	Rowland	Turnbaugh	

VACANCIES: 001

The Journal of the twenty-sixth day was approved as printed.

HOUSE RESOLUTIONS

Representative Richey offered House Resolution No. 288.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 41, introduced by Representative Gray, relating to minority organ donor awareness week.

HCR 42, introduced by Representative Gray, relating to American Red Cross minority blood drive day.

HCR 43, introduced by Representative Gray, relating to donate life month.

HCR 44, introduced by Representative Gray, relating to sickle cell awareness week.

HCR 45, introduced by Representative Gray, relating to colon cancer awareness week.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 58, introduced by Representative Pietzman, relating to initiative petitions and referendums.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1203, introduced by Representative Smith (155), relating to cardiopulmonary resuscitation training for foster parents.

HB 1204, introduced by Representative Hardwick, relating to cybersecurity.

HB 1205, introduced by Representative Mayhew, relating to the designation of a memorial bridge.

HB 1206, introduced by Representative Riggs, relating to the twenty-first century innovation hub task force.

HB 1207, introduced by Representative Boggs, relating to covenant marriages.

HB 1208, introduced by Representative Brown (16), relating to advanced placement examinations.

HB 1209, introduced by Representative Morse, relating to political subdivisions, with a penalty provision.

HB 1210, introduced by Representative Pietzman, relating to ballot language.

HB 1211, introduced by Representative Grier, relating to the licensure of physicians trained in other countries.

HB 1212, introduced by Representative Francis, relating to the joint committee on federal government oversight.

HB 1213, introduced by Representative Sauls, relating to alternative treatment options for veterans.

HB 1214, introduced by Representative Sauls, relating to confidential informants, with a penalty provision.

HB 1215, introduced by Representative Sauls, relating to registration certificates for roofing contractors, with penalty provisions.

HB 1216, introduced by Representative West, relating to gaming fees.

HB 1217, introduced by Representative Kelly (141), relating to the designation of a memorial highway.

HB 1218, introduced by Representative Collins, relating to in-custody informants.

HB 1219, introduced by Representative Collins, relating to offender compensation.

HB 1220, introduced by Representative Johnson, relating to the first-time business owner savings account act.

HB 1221, introduced by Representative Coleman (97), relating to the protection of children.

HB 1222, introduced by Representative Van Schoiack, relating to certificates of need.

HB 1223, introduced by Representative Adams, relating to emergency services, with penalty provisions.

HB 1224, introduced by Representative Stephens (128), relating to advanced practice registered nurses.

HB 1225, introduced by Representative Gray, relating to criminal justice instruction in secondary schools.

HB 1226, introduced by Representative Gray, relating to the establishment of a higher education tuition pilot program.

HB 1227, introduced by Representative Gray, relating to traffic-related offenses, with penalty provisions.

HB 1228, introduced by Representative Gray, relating to reapportionment of general assembly districts.

HB 1229, introduced by Representative O'Donnell, relating to workplace retirement savings plans.

HB 1230, introduced by Representative Simmons, relating to the designation of a memorial highway.

HB 1231, introduced by Representative Bailey, relating to a cause of action against a social media website for censorship.

HB 1232, introduced by Representative Appelbaum, relating to the delivery of nursing services, with penalty provisions.

HB 1233, introduced by Representative Appelbaum, relating to pelvic examinations.

HB 1234, introduced by Representative Anderson, relating to the compensation of victims.

HB 1235, introduced by Representative Railsback, relating to railroad freight transport, with penalty provisions.

HB 1236, introduced by Representative Smith (163), relating to the receipt of federal economic stimulus funds, with an emergency clause.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 39, relating to commensurate wage rate for certain workers with disabilities.

HCR 40, relating to the District of Columbia.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1200, relating to Rush Limbaugh day.

HB 1201, relating to the death penalty.

HB 1202, relating to economic development.

PERFECTION OF HOUSE BILLS

HB 657, relating to the sunshine law, was placed on the Informal Calendar.

HCS HB 527, relating to eminent domain, was placed on the Informal Calendar.

HCS HB 334, relating to elections, was taken up by Representative Simmons.

On motion of Representative Simmons, the title of **HCS HB 334** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 334, Pages 5 to 6, Section 115.427, Lines 128 to 170, by deleting all of said lines and inserting in lieu thereof the following:

"5. The secretary of state shall provide advance notice of the personal identification requirements of subsection 1 of this section in a manner calculated to inform the public generally of the requirement for forms of personal identification as provided in this section. Such advance notice shall include, at a minimum, the use of advertisements and public service announcements in print, broadcast television, radio, and cable television media, as well as the posting of information on the opening pages of the official state internet websites of the secretary of state and governor.

6. (1) Notwithstanding the provisions of section 136.055 and section 302.181 to the contrary, the state and all fee offices shall provide one nondriver's license at no cost to any otherwise qualified voter who does not already possess such identification and who desires the identification ~~[in order to vote]~~ **for voting**.

(2) This state and its agencies shall provide one copy of each of the following, free of charge, if needed by an individual seeking to obtain a form of personal identification described in subsection 1 of this section ~~[in order to vote]~~ **for voting**:

- (a) A birth certificate;
- (b) A marriage license or certificate;
- (c) A divorce decree;
- (d) A certificate of decree of adoption;
- (e) A court order changing the person's name;
- (f) A Social Security card reflecting an updated name; and
- (g) Naturalization papers or other documents from the United States Department of State proving citizenship.

Any individual seeking one of the above documents in order to obtain a form of personal identification described in subsection 1 of this section ~~[in order to vote]~~ **for voting** may request the secretary of state to facilitate the acquisition of such documents. The secretary of state shall pay any fee or fees charged by another state or its agencies, or any court of competent jurisdiction in this state or any other state, or the federal government or its agencies, in order to obtain any of the above documents from such state or the federal government.

(3) All costs associated with the implementation of this section shall be reimbursed from the general revenue of this state by an appropriation for that purpose. If there is not a sufficient appropriation of state funds, then the personal identification requirements of subsection 1 of this section shall not be enforced.

(4) Any applicant who requests a nondriver's license for ~~[the purpose of]~~ voting shall not be required to pay a fee ~~[if the applicant executes a statement, under penalty of perjury, averring that the applicant does not have any other form of personal identification that meets the requirements of this section]~~. The state of Missouri shall pay the legally required fees for any such applicant. ~~[The director of the department of revenue shall design a statement to be used for this purpose. The total cost associated with nondriver's license photo identification under this subsection shall be borne by the state of Missouri from funds appropriated to the department of revenue for that specific purpose.]~~ The department of revenue and a local election authority may enter into a contract that allows the local election authority to assist the department in issuing nondriver's license photo identifications."; and

Further amend said bill and section by renumbering subsections appropriately; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Gunby offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 334, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.277. 1. Except as provided in subsections 2, 3, 4, and 5 of this section, any registered voter of this state may vote by absentee ballot for all candidates and issues for which such voter would be eligible to vote at the polling place if such voter expects to be prevented from going to the polls to vote on election day due to:

(1) Absence on election day from the jurisdiction of the election authority in which such voter is registered to vote;

(2) Incapacity or confinement due to illness or physical disability, including a person who is primarily responsible for the physical care of a person who is incapacitated or confined due to illness or disability;

(3) Religious belief or practice;

(4) Employment as an election authority, as a member of an election authority, or by an election authority at a location other than such voter's polling place;

(5) Incarceration, provided all qualifications for voting are retained;

(6) Certified participation in the address confidentiality program established under sections 589.660 to 589.681 because of safety concerns; or

(7) For an election that occurs during the year 2020, the voter has contracted or is in an at-risk category for contracting or transmitting severe acute respiratory syndrome coronavirus 2. This subdivision shall expire on December 31, ~~[2020]~~ 2021.

2. Any covered voter who is eligible to register and vote in this state may vote in any election for federal office, statewide office, state legislative office, or statewide ballot initiatives by submitting a federal postcard application to apply to vote by absentee ballot or by submitting a federal postcard application at the polling place even though the person is not registered. A federal postcard application submitted by a covered voter pursuant to this subsection shall also serve as a voter registration application under section 115.908 and the election authority shall, if satisfied that the applicant is entitled to register, place the voter's name on the voter registration file. Each covered voter may vote by absentee ballot or, upon submitting an affidavit that the person is qualified to vote in the election, may vote at the person's polling place.

3. Any interstate former resident may vote by absentee ballot for presidential and vice presidential electors.

4. Any intrastate new resident may vote by absentee ballot at the election for presidential and vice presidential electors, United States senator, representative in Congress, statewide elected officials and statewide questions, propositions and amendments from such resident's new jurisdiction of residence after registering to vote in such resident's new jurisdiction of residence.

5. Any new resident may vote by absentee ballot for presidential and vice presidential electors after registering to vote in such resident's new jurisdiction of residence.

6. For purposes of this section, the voters who are in an at-risk category for contracting or transmitting severe acute respiratory syndrome coronavirus 2 are voters who:

(1) Are sixty-five years of age or older;

(2) Live in a long-term care facility licensed under chapter 198;

(3) Have chronic lung disease or moderate to severe asthma;

(4) Have serious heart conditions;

(5) Are immunocompromised;

(6) Have diabetes;

(7) Have chronic kidney disease and are undergoing dialysis; or

(8) Have liver disease.

Section B. Because immediate action is necessary to ensure the safety of citizens exercising their right to vote in 2021, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gunby moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Gunby:

AYES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Sauls
Smith 67	Stevens 46	Terry	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 012

Butz	Coleman 32	Eggleston	Gray	Kidd
McDaniel	McGaugh	Roeber	Rowland	Schroer
Sharp 36	Turnbaugh			

VACANCIES: 001

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 97	Cook	Copeland	Cupps

Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Clemens
Collins	Doll	Ellebracht	Fogle	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 010

Butz	Coleman 32	Eggleston	Gray	Grier
Kidd	McDaniel	Roebert	Rowland	Turnbaugh

VACANCIES: 001

On motion of Representative Simmons, **HCS HB 334** was adopted.

On motion of Representative Simmons, **HCS HB 334** was ordered perfected and printed.

HCS HB 548, HB 139, HB 513, HB 152, HB 474, HB 670, HCS HB 942, HCS HB 784 and **HCS HB 785** were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 657, relating to the sunshine law, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HB 657** was agreed to.

Representative DeGroot offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 657, Page 3, Section 610.021, Line 76, by inserting after the word "systems" the words "**or procedures**"; and

Further amend said bill, page, and section, Line 77, by inserting after the words "governmental body" the following:

"including, but not limited to, evacuation and lockdown procedures for the buildings on such real property"; and

Further amend said bill, page, and section, Line 79, by inserting after the word "infrastructure" the following:

"including, but not limited to, software or surveillance companies that secure access to such buildings"; and

Further amend said bill and section, Page 4, Line 115, by deleting the word "**and**"; and

Further amend said bill, page, and section, Line 120, by inserting after the word "**account**" the following:

"; and

(26) Email addresses and telephone numbers submitted to a public governmental body by individuals or entities for the sole purpose of receiving electronic or other communications limited to newsletters, notifications, advisories, alerts, and periodic reports"; and

Further amend said bill, page, and section, Line 120, by inserting after all of said section and line the following:

"610.023. 1. Each public governmental body is to appoint a custodian who is to be responsible for the maintenance of that body's records. The identity and location of a public governmental body's custodian is to be made available upon request.

2. Each public governmental body shall make available for inspection and copying by the public of that body's public records. No person shall remove original public records from the office of a public governmental body or its custodian without written permission of the designated custodian. No public governmental body shall, after August 28, 1998, grant to any person or entity, whether by contract, license or otherwise, the exclusive right to access and disseminate any public record unless the granting of such right is necessary to facilitate coordination with, or uniformity among, industry regulators having similar authority.

3. Each request for access to a public record shall be acted upon as soon as possible, but in no event later than the end of the third business day following the date the request is received by the custodian of records of a public governmental body, **unless published notice is provided at least seventy-two hours prior to the request for records that the public governmental body will be closed for an extended period outside of normal hours of operation.** If records are requested in a certain format, the public body shall provide the records in the requested format, if such format is available. If access to the public record is not granted immediately, the custodian shall give a detailed explanation of the cause for further delay and the place and earliest time and date that the record will be available for inspection. This period for document production may exceed three days for reasonable cause.

4. If a request for access is denied, the custodian shall provide, upon request, a written statement of the grounds for such denial. Such statement shall cite the specific provision of law under which access is denied and shall be furnished to the requester no later than the end of the third business day following the date that the request for the statement is received."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lovasco offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 657, Page 1, Line 1, by inserting after the number "657," the following:

"Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"610.020. 1. All public governmental bodies shall give notice of the time, date, and place of each meeting, and its tentative agenda, in a manner reasonably calculated to advise the public of the matters to be considered, and if the meeting will be conducted by telephone or other electronic means, the notice of the meeting shall identify the mode by which the meeting will be conducted and the designated location where the public may observe and attend the meeting. If a public body plans to meet by internet chat, internet message board, or other computer link, it shall post a notice of the meeting on its website in addition to its principal office and shall notify the public how to access that meeting. Reasonable notice shall include making available copies of the notice to any representative of the news media who requests notice of meetings of a particular public governmental body concurrent with the notice being made available to the members of the particular governmental body and posting the notice on a bulletin board or other prominent place which is easily accessible to the public and clearly designated for that purpose at the principal office of the body holding the meeting, or if no such office exists, at the building in which the meeting is to be held.

2. Notice conforming with all of the requirements of subsection 1 of this section shall be given at least twenty-four hours, exclusive of weekends and holidays when the facility is closed, prior to the commencement of any meeting of a governmental body unless for good cause such notice is impossible or impractical, in which case as much notice as is reasonably possible shall be given. Each meeting shall be held at a place reasonably accessible to the public and of sufficient size to accommodate the anticipated attendance by members of the public, and at a time reasonably convenient to the public, unless for good cause such a place or time is impossible or impractical. Every reasonable effort shall be made to grant special access to the meeting to handicapped or disabled individuals.

3. A public body shall allow for the recording by audiotape, videotape, or other electronic means of any open meeting. A public body may establish guidelines regarding the manner in which such recording is conducted so as to minimize disruption to the meeting. No audio recording of any meeting, record, or vote closed pursuant to the provisions of section 610.021 shall be permitted without permission of the public body; any person who violates this provision shall be guilty of a class C misdemeanor.

4. When it is necessary to hold a meeting on less than twenty-four hours' notice, ~~for at a place that is not reasonably accessible to the public~~ **or when the meeting will be conducted exclusively electronically**, or at a time that is not reasonably convenient to the public, the nature of the good cause justifying that departure from the normal requirements shall be stated in the minutes. **Meetings held in-person and not otherwise subject to being closed under section 610.021 shall be conducted in a manner that allows physical in-person public attendance.**

5. A formally constituted subunit of a parent governmental body may conduct a meeting without notice as required by this section during a lawful meeting of the parent governmental body, a recess in that meeting, or immediately following that meeting, if the meeting of the subunit is publicly announced at the parent meeting and the subject of the meeting reasonably coincides with the subjects discussed or acted upon by the parent governmental body.

6. If another provision of law requires a manner of giving specific notice of a meeting, hearing or an intent to take action by a governmental body, compliance with that section shall constitute compliance with the notice requirements of this section.

7. A journal or minutes of open and closed meetings shall be taken and retained by the public governmental body, including, but not limited to, a record of any votes taken at such meeting. The minutes shall include the date, time, place, members present, members absent and a record of any votes taken. When a roll call vote is taken, the minutes shall attribute each "yea" and "nay" vote or abstinence if not voting to the name of the individual member of the public governmental body."; and

Further amend bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative DeGroot, **House Amendment No. 1, as amended**, was adopted.

On motion of Representative Trent, **HB 657, as amended**, was ordered perfected and printed.

HB 345 was placed back on the House Bills for Perfection Calender.

THIRD READING OF HOUSE BILLS

HCS HB 59, relating to protection of first responders, was taken up by Representative Schnelting.

On motion of Representative Schnelting, **HCS HB 59** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas

Thompson	Trent	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 002

Bland Manlove	Windham
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ABSENT WITH LEAVE: 011

Bosley	Butz	Chipman	Clemens	Gray
McDaniel	Price IV	Roeber	Rowland	Toalson Reisch
Turnbaugh				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HBs 547 & 752, relating to alcoholic beverages, was taken up by Representative Schroer.

On motion of Representative Schroer, **HCS HBs 547 & 752** was read the third time and passed by the following vote:

AYES: 141

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Black 137	Black 7
Bland Manlove	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Chipman	Christofanelli	Coleman 32	Coleman 97	Collins
Cook	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Pollitt 52	Porter
Pouche	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Unsicker	Van Schoiack

Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Windham	Wright	Young
Mr. Speaker				

NOES: 012

Boggs	Busick	Copeland	Cupps	Eggleston
Hudson	Kelly 141	Kidd	Morse	Pietzman
Pollock 123	Seitz			

PRESENT: 000

ABSENT WITH LEAVE: 009

Billington	Butz	Clemens	Gray	McDaniel
Price IV	Roeber	Rowland	Turnbaugh	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 22**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 697**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Billington, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Shaul, Thompson and Trent

Noes (3): Adams, Clemens and Rowland

Absent (2): Butz and Sander

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 814**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Sander, Shaul, Thompson and Trent

Noes (3): Adams, Clemens and Rowland

Absent (1): Butz

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 519**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Black (137), Coleman (97), DeGroot, Hardwick, Riley, Rogers and Trent

Noes (0)

Absent (2): Christofanelli and Ellebracht

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 577**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (2): Anderson and Rogers

Absent (2): Christofanelli and Ellebracht

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 28**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Burnett, Hudson, Riggs, Sassmann, Smith (155) and Weber

Noes (2): Seitz and Thomas

Absent (2): Barnes and Pike

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 202**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Burnett, Hudson, Riggs, Sassmann, Seitz, Smith (155), Thomas and Weber

Noes (0)

Absent (2): Barnes and Pike

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 894**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Burnett, Hudson, Riggs, Sassmann, Seitz, Smith (155), Thomas and Weber

Noes (0)

Absent (2): Barnes and Pike

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 644**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bland Manlove, Gunby, Mayhew, McGirl, Riggs, Wallingford and Weber

Noes (2): Lovasco and Roden

Present (1): Eggleston

Absent (1): Coleman (32)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 849**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bland Manlove, Coleman (32), Eggleston, Gunby, Lovasco, Mayhew, McGirl, Riggs, Roden, Wallingford and Weber

Noes (0)

Absent (0)

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **SS SB 2**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Railsback, Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (2): Person and Sharpe (4)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 69**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 69** by the following vote:

Ayes (12): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 292**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 495**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Phifer and Ruth

Noes (2): McDaniel and Patterson

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 509**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 554**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Ingle, Mackey, McDaniel and Phifer

Present (1): Bosley

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 592**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (1): Mackey

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 678**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 767**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory (96), Hudson, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Present (1): McDaniel

Absent (1): Dogan

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 920**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Dogan, Eggleston, Fitzwater, Hudson, McGaugh and Patterson

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (3): Gregory (96), McDaniel and Ruth

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (1): McDaniel

Absent (1): Dogan

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 49** entitled:

An act to repeal sections 306.030 and 306.221, RSMo, and to enact in lieu thereof two new sections relating to watercraft.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE APPOINTMENTS

February 22, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following members to the Joint Committee on Government Accountability:

Representative Ian Mackey
Representative Raychel Proudie
Representative Donna Baringer

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

COMMITTEE CHANGES

February 22, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby remove Representative Travis Fitzwater from the Missouri Technology Corporation Board and appoint Representative Derek Grier.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

MESSAGES FROM THE GOVERNOR

The following executive order was received from His Excellency, Governor Michael L. Parson.

EXECUTIVE ORDER 21-04

WHEREAS, Executive Order 21-03 was issued on February 11, 2021, establishing a state of emergency and ordering that operators of commercial motor carriers who are assisting in the transportation of residential heating fuels are exempt from the hours of service requirements in Title 49, Code of Federal Regulations, Parts 390 through 399, as incorporated in state law, including but not limited to sections 307.400, 390.201, and 622.550, RSMo, for the duration of the Order; and

WHEREAS, Executive Order 21-03 is set to expire on February 21, 2021; and

WHEREAS, high demand for residential heating fuel such as propane, natural gas, and heating oil has continued and is anticipated to continue past February 21, 2021, and is needed to provide immediate emergency assistance and continuing emergency relief to residents and businesses in need of such services; and

WHEREAS, the State of Missouri remains in a state of emergency within the meaning of Title 49, Code of Federal Regulations Section 390.23; and

WHEREAS, the continued temporary suspension of current regulations on maximum driving times is critical to the safety and welfare of the citizens of the State of Missouri, in order to ensure that operators of commercial motor carriers who are assisting in the aforementioned emergency efforts within the State of Missouri can meet this emergency need for transportation of residential heating fuel; and

WHEREAS, Executive Order 20-17 was issued on September 24, 2020, establishing that conditions were necessary to declare the existence of an emergency pursuant to Chapter 44, RSMo, due to potential civil unrest in the cities of Kansas City, St. Louis, and other affected communities; and

WHEREAS, Executive Order 20-17 activated the Missouri National Guard to assist public safety officials, local jurisdictions, and other established agencies in providing for the safety and welfare of Missouri's residents, visitors, and to protect property; and

WHEREAS, the soldiers of the Missouri National Guard were released on November 9, 2020, after the need to assist public safety officials, local jurisdictions, and other established agencies for civil unrest had ended; and
WHEREAS, conditions do not currently exist warranting an emergency declaration due to civil unrest pursuant to Chapter 44, RSMo:

NOW THEREFORE, I, MIKE PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby extend Executive Order 21-03, terminate Executive Order 20-17, and deactivate the Missouri National Guard to the extent activated under Executive Order 20-17. All other Executive Orders regarding the activation of the Missouri National Guard, including Executive Order 20-06, as extended by Executive Orders 20-10, 20-12, and 20-16, shall remain in effect.

The provisions of this Executive Order relating to the extension of Executive Order 21-03 shall continue in effect until February 28, 2021, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 19th day of February, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

COMMUNICATIONS

February 22, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Rademan Miller:

This letter is to inform you that the Joint Committee on Public Employee Retirement elected Representative Patricia Pike as Chair and Senator Andrew Koenig as Vice Chair at its first quarter meeting today, February 22, 2021.

If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,

/s/ Michael Ruff
Executive Director
Joint Committee on Public Employee Retirement

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, February 23, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, February 23, 2021, upon adjournment, House Hearing Room 4.

Public hearing will be held: HR 173

Executive session will be held: HB 763, HR 173

Executive session may be held on any matter referred to the committee.

AGRICULTURE POLICY

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, February 23, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations continued if necessary from the Public Defender, General Assembly and the Office of Administration presentation regarding reappropriations, maintenance & repair and capital improvements. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 673

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

Added HB 673.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 76, HB 585, HB 687

Executive session may be held on any matter referred to the committee.

Removed HB 724.

AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 318, HB 319, HB 352, HB 469, HB 549, HB 731,
HB 745, HB 1032, HB 1046

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 367, HB 501

Executive session will be held: HB 512, HB 323, HB 515, HRB 1

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 165, HB 196, HB 104, HB 381

Executive session will be held: HJR 42

Executive session may be held on any matter referred to the committee.

Added HB 196.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HJR 47, HB 164, HB 253, HB 229, HB 1133

Executive session will be held: HB 754, HB 151, HB 306

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, February 23, 2021, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 522, HB 727, HB 825, HB 439, HB 1140, HB 558

Executive session will be held: HB 926, HB 627, HB 846, HB 472

Executive session may be held on any matter referred to the committee.

Added HB 558.

AMENDED

FINANCIAL INSTITUTIONS

Wednesday, February 24, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Executive session will be held: HB 927, HB 928

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 239, HB 629

Executive session will be held: HB 391, HB 604

Executive session may be held on any matter referred to the committee.

Added HB 239 and HB 629. Changed from public hearing to executive session on HB 391 and HB 604.

AMENDED

JUDICIARY

Wednesday, February 24, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 676, HB 744, HB 978, HB 1123

Executive session will be held: HB 156, HB 712, HB 162, HB 820

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 143, HB 666, HB 804, HB 805

Executive session will be held: HB 158, HB 161, HB 365

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 677, HB 701, HB 811, HB 812

Executive session may be held on any matter referred to the committee.

Presentation by Ronda Stegman, Executive Director of MOSERS.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 338, HB 475, HB 1042

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 23, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 904, HB 450, HB 31, HB 286, HB 839, HB 559

Executive session will be held: HB 317, HB 380, HB 1016

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 339, HB 393

Executive session will be held: HB 369, HB 944

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 23, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session will be held: HB 277, HB 294

Executive session may be held on any matter referred to the committee.

Discussion on implementation of the raise the age law.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 23, 2021, 2:00 PM, House Hearing Room 7.

Public hearing will be held: HB 995

Executive session will be held: HB 583

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HCR 28

Executive session will be held: HB 177

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 148, HB 363, HB 385

Executive session will be held: HB 782, HB 946, HB 922

Executive session may be held on any matter referred to the committee.

HB 148, HB 363, and HB 782.

AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 23, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Executive session will be held: HB 75

Executive session may be held on any matter referred to the committee.

Removed HB 726.

AMENDED

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 24, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 447, HB 452, HB 1047

Executive session will be held: HB 65, HB 1070, HB 847, HB 993

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, February 24, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 905, HB 911, HB 534

Executive session will be held: HB 996, HB 708, HB 100, HB 829

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 539, HB 261

Executive session will be held: HB 488, HB 892

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 23, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 298, HB 167

Executive session will be held: HB 296, HB 262

Executive session may be held on any matter referred to the committee.

Presentation by Joe Driskill, Missouri Military Advocate and Executive Director, Missouri
Military Preparedness and Enhancement Commission.

WAYS AND MEANS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HJR 3, HJR 32, HB 991

Executive session will be held: HB 948

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-EIGHTH DAY, TUESDAY, FEBRUARY 23, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 41 through HCR 45

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 58

HOUSE BILLS FOR SECOND READING

HB 1203 through HB 1236

HOUSE BILLS FOR PERFECTION

HB 345 - DeGroot

HCS HB 349 - Christofanelli

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097 - Eggleston

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 527 - Haffner

HCS HB 548 - Hovis

HB 139 - Hudson

HB 513 - Smith (155)

HB 152 - Rone

HB 474 - Trent

HB 670 - Houx

HCS HB 942 - Haffner

HCS HB 784 - Roberts

HCS HB 785 - Hicks

SENATE BILLS FOR SECOND READING

SCS SB 49

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, TUESDAY, FEBRUARY 23, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let the word of God dwell in you richly with all wisdom. (Colossians 3:16)

Almighty God, in whose presence our anxious spirits are quieted, our nervous minds become rested, and our worried souls find peace, we wait upon You in this moment of prayer, seeking a renewal of our strength, a restoration of our patience, and a reawakening of our faith during this beautiful day.

In this time of trial and trouble, during these days of distress and disappointment, through these periods of stress and strain, we need the guidance of Your spirit and the power of Your presence. Give them to us now as we pray that our Speaker may lead our people and our State on the paths of peace, with liberty and justice for all.

Bless all the men and women who work under the dome of this Capitol. May Your spirit swell richly in their hearts as they carry out their many responsibilities, do their duties, and direct the laws of the our beloved Missouri. With the same faith of our Founding Families, may we be humble enough to hear Your voice in our hearts.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-seventh day was approved as printed by the following vote:

AYES: 133

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Baringer	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Clemens	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haffner	Haley
Hannegan	Hardwick	Henderson	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Morse	Mosley	Murphy

Nurrenbern	O'Donnell	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roeber	Ruth	Sander
Sassmann	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 001

Rowland

PRESENT: 000

ABSENT WITH LEAVE: 028

Aldridge	Bangert	Barnes	Bland Manlove	Bosley
Christofanelli	Coleman 32	Cupps	Haden	Hicks
Hill	Kidd	Merideth	Owen	Person
Pietzman	Price IV	Proudie	Roberts	Roden
Rogers	Rone	Sauls	Schnelting	Stacy
Tate	Turnbaugh	Windham		

VACANCIES: 001

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 59, introduced by Representative Davis, relating to taxation.

HJR 60, introduced by Representative Hill, relating to judges.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1237, introduced by Representative Hill, relating to Medicaid managed care.

HB 1238, introduced by Representative Reedy, relating to the designation of a memorial highway.

HB 1239, introduced by Representative Black (7), relating to the state fair commission.

HB 1240, introduced by Representative Kelley (127), relating to reading and math proficiency.

HB 1241, introduced by Representative Kelley (127), relating to school attendance.

HB 1242, introduced by Representative Evans, relating to juvenile court proceedings, with an emergency clause.

HB 1243, introduced by Representative Murphy, relating to adjustments to tax levies of political subdivisions.

HB 1244, introduced by Representative Mayhew, relating to management of medication risks.

HB 1245, introduced by Representative Sauls, relating to death investigations.

HB 1246, introduced by Representative Sauls, relating to workers' compensation, with an emergency clause.

HB 1247, introduced by Representative Deaton, relating to sales and use tax exemptions.

HB 1248, introduced by Representative Deaton, relating to the fertilizer control board.

HB 1249, introduced by Representative Seitz, relating to workers' compensation.

HB 1250, introduced by Representative Clemens, relating to campaign committees.

HB 1251, introduced by Representative Clemens, relating to responsibilities of employers.

HB 1252, introduced by Representative Clemens, relating to the cost of insulin.

HB 1253, introduced by Representative Clemens, relating to determination of coverage under workers' compensation insurance.

HB 1254, introduced by Representative Riggs, relating to the Missouri state technology task force.

HB 1255, introduced by Representative Kelly (141), relating to sales and use tax.

HB 1256, introduced by Representative Aune, relating to elections, with penalty provisions.

HB 1257, introduced by Representative Doll, relating to wholesale prescription drug importation.

HB 1258, introduced by Representative Doll, relating to health care sharing ministries.

HB 1259, introduced by Representative Wallingford, relating to the designation of a memorial highway.

HB 1260, introduced by Representative Person, relating to sexual abuse training for educators.

HB 1261, introduced by Representative Person, relating to arrest notifications.

HB 1262, introduced by Representative Person, relating to arrest records.

HB 1263, introduced by Representative Person, relating to human trafficking.

HB 1264, introduced by Representative Person, relating to certifying causes of death.

HB 1265, introduced by Representative Riley, relating to workers' compensation.

HB 1266, introduced by Representative Railsback, relating to boat dealer licensing.

HB 1267, introduced by Representative Gregory (51), relating to prevailing wages on public works.

HB 1268, introduced by Representative Hardwick, relating to judicial realignment.

HB 1269, introduced by Representative Fogle, relating to youth mental health preservation.

HB 1270, introduced by Representative Copeland, relating to log truck weight limitations, with penalty provisions.

HB 1271, introduced by Representative Davis, relating to the regional taxicab commission.

HB 1272, introduced by Representative Davis, relating to law enforcement records.

HB 1273, introduced by Representative Anderson, relating to retirement benefits for certain teacher retirement systems.

HB 1274, introduced by Representative O'Donnell, relating to property regulations.

HB 1275, introduced by Representative Bailey, relating to informed consent for vaccinations.

HB 1276, introduced by Representative Pike, relating to unaccompanied youth.

HB 1277, introduced by Representative Pike, relating to the offense of money laundering, with penalty provisions.

HB 1278, introduced by Representative Wallingford, relating to the designation of a memorial highway.

HB 1279, introduced by Representative Sassmann, relating to government contracts with financial institutions, with a penalty provision.

HB 1280, introduced by Representative Houx, relating to the fair food delivery act of 2021.

HB 1281, introduced by Representative Hardwick, relating to the uniform collaborative law act.

HB 1282, introduced by Representative Schnelting, relating to marriage, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 41, relating to minority organ donor awareness week.

HCR 42, relating to American Red Cross minority blood drive day.

HCR 43, relating to donate life month.

HCR 44, relating to sickle cell awareness week.

HCR 45, relating to colon cancer awareness week.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 58, relating to initiative petitions and referendums.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1203, relating to cardiopulmonary resuscitation training for foster parents.

HB 1204, relating to cybersecurity.

HB 1205, relating to the designation of a memorial bridge.

HB 1206, relating to the twenty-first century innovation hub task force.

HB 1207, relating to covenant marriages.

HB 1208, relating to advanced placement examinations.

HB 1209, relating to political subdivisions, with a penalty provision.

HB 1210, relating to ballot language.

HB 1211, relating to the licensure of physicians trained in other countries.

HB 1212, relating to the joint committee on federal government oversight.

HB 1213, relating to alternative treatment options for veterans.

HB 1214, relating to confidential informants, with a penalty provision.

HB 1215, relating to registration certificates for roofing contractors, with penalty provisions.

HB 1216, relating to gaming fees.

HB 1217, relating to the designation of a memorial highway.

HB 1218, relating to in-custody informants.

HB 1219, relating to offender compensation.

HB 1220, relating to the first-time business owner savings account act.

HB 1221, relating to the protection of children.

HB 1222, relating to certificates of need.

HB 1223, relating to emergency services, with penalty provisions.

HB 1224, relating to advanced practice registered nurses.

HB 1225, relating to criminal justice instruction in secondary schools.

HB 1226, relating to the establishment of a higher education tuition pilot program.

HB 1227, relating to traffic-related offenses, with penalty provisions.

HB 1228, relating to reapportionment of general assembly districts.

HB 1229, relating to workplace retirement savings plans.

HB 1230, relating to the designation of a memorial highway.

HB 1231, relating to a cause of action against a social media website for censorship.

HB 1232, relating to the delivery of nursing services, with penalty provisions.

HB 1233, relating to pelvic examinations.

HB 1234, relating to the compensation of victims.

HB 1235, relating to railroad freight transport, with penalty provisions.

HB 1236, relating to the receipt of federal economic stimulus funds, with an emergency clause.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SCS SB 49, relating to watercraft.

PERFECTION OF HOUSE BILLS

HB 345, relating to civil actions, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HB 345** was agreed to.

On motion of Representative DeGroot, **HB 345** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 527, relating to eminent domain for certain utilities, was taken up by Representative Haffner.

On motion of Representative Haffner, the title of **HCS HB 527** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 527, Page 1, Section 393.170, Line 13, by deleting the words "**the electrical corporation**" and inserting in lieu thereof the words "**an entity**"; and

Further amend said bill and section, Page 2, Lines 19-23, by deleting said lines and inserting in lieu thereof the following:

"(2) For the purposes of this subsection, the following terms mean:

(a) "Entity", an electrical corporation that does not provide service to end-use customers or provide retail service in Missouri or does not collect its costs to provide service under a regional transmission organization tariff;

(b) "Merchant line", a high-voltage direct current electric transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such entity."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

Speaker Pro Tem Wiemann assumed the Chair.

Speaker Vescovo resumed the Chair.

On motion of Representative Haffner, **HCS HB 527, as amended**, was adopted.

On motion of Representative Haffner, **HCS HB 527, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 37 - Health and Mental Health Policy

HB 1074 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Administration and Accounts, Chairman Chipman reporting:

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **HR 173**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bangert, Baringer, Basye, Black (7), Chipman, Griffith, Kelley (127) and McGaugh

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **HB 763**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Bangert, Baringer, Basye, Black (7), Chipman, Griffith, Kelley (127) and McGaugh

Noes (0)

Absent (0)

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 529**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (16): Burger, Busick, Collins, Dinkins, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (1): Doll

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 589**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Burger, Busick, Dinkins, Francis, Gregory (51), Haden, Haley, Knight, Rone, Sharpe (4), Thompson and Van Schoiack

Noes (5): Collins, Doll, McCreery, Rogers and Weber

Absent (0)

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HJR 23** and **HJR 38**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Basye, Brown (70), Haden, Haley, Knight, Mayhew, Pietzman, Rone, Sassmann and Taylor (48)

Noes (2): Burton and Walsh Moore (93)

Absent (1): Turnbaugh

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 295**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Aldridge, Copeland, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Absent (1): Hovis

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 301**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Copeland, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Present (1): Aldridge

Absent (1): Hovis

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 151**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (20): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 306**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (20): Baker, Bangert, Basye, Black (7), Brown (70), Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 755**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Appelbaum, Buchheit-Courtway, Cook, Haden, Johnson, Lewis (25), O'Donnell, Seitz, Smith (155), Stephens (128), Stevens (46), Thomas, Wallingford and Wright

Noes (0)

Absent (2): Collins and Pollock (123)

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 297**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Black (137), Chipman, Griesheimer, Houx, Phifer, Pike, Shields, Stevens (46), Veit and Windham

Noes (0)

Absent (1): Grier

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 317**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bland Manlove, Cook, Hardwick, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 380**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bland Manlove, Cook, Hardwick, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (1): McDaniel

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 1016**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bland Manlove, Cook, Hardwick, Mosley, Phifer, Roden, Schroer, Taylor (48) and Walsh (50)

Noes (0)

Absent (1): McDaniel

Special Committee on Urban Issues, Chairman Proudie reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HCR 4** and **HCR 5**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Aldridge, Anderson, Cupps, Hovis, Proudie, Veit and Wiemann

Noes (0)

Absent (2): Falkner and Sharp (36)

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 689**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Person, Railsback, Sharpe (4), Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 733**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Person, Railsback, Sharpe (4), Thompson and Young

Noes (2): Bangert and Walsh Moore (93)

Absent (0)

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 896**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Brown (16), Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Person, Railsback, Sharpe (4), Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (0)

Committee on Consent and House Procedure, Chairman Walsh (50) reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 76**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (8): Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (3): Andrews, Appelbaum and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 585**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (6): Kalberloh, Mosley, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (5): Andrews, Appelbaum, Fishel, Person and Schroer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 687**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (8): Fishel, Kalberloh, Mosley, Person, Pouche, Railsback, Walsh (50) and Wright

Noes (0)

Absent (3): Andrews, Appelbaum and Schroer

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 92**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 137**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 257**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 307**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 570**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 578**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 660**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (1): Proudie

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SBs 51 & 42** entitled:

An act to amend chapter 537, RSMo, by adding thereto six new sections relating to civil actions, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE CHANGES

February 23, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to serve on the Joint Committee on Government Accountability:

Representative Cyndi Buchheit-Courtway

I hereby reappoint the following to serve on the Joint Committee on Government Accountability:

Representative Justin Hill
Representative Jered Taylor
Representative Louis Riggs

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMUNICATIONS

February 23, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Ms. Miller:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of personal interest in legislation on which the House of Representatives may vote during the legislative session.

I own Twin Bridges Canoe Rental in the State of Missouri.

Please publish this letter in the Journal of the House.

If you have any questions, please feel free to contact my office.

Very truly yours,

/s/ Travis Smith
State Representative
155th District

The following members' presence was noted: Aldridge, Bangert, Barnes, Bland Manlove, Bosley, Christofanelli, Coleman (32), Haden, Hicks, Hill, Kidd, Merideth, Owen, Person, Pietzman, Price IV, Proudie, Roberts, Roden, Rogers, Rone, Sauls, Schnelting, Stacy, Tate, and Windham.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, February 24, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 673

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

Added HB 673.

AMENDED

DOWNSIZING STATE GOVERNMENT

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 367, HB 501

Executive session will be held: HB 512, HB 323, HB 515, HRB 1

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 649, HB 771, HB 1095

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 165, HB 196, HB 104, HB 381

Executive session will be held: HJR 42

Executive session may be held on any matter referred to the committee.

Added HB 196.

AMENDED

FINANCIAL INSTITUTIONS

Wednesday, February 24, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 927, HB 928

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 25, 2021, 9:30 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Thursday, February 25, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 340, HB 370, HB 1067, HB 1141, HB 359, HB 634

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, February 24, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 676, HB 744, HB 978, HB 1123

Executive session will be held: HB 156, HB 712, HB 162, HB 820

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 143, HB 666, HB 804, HB 805

Executive session will be held: HB 158, HB 161, HB 365

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 677, HB 701, HB 811, HB 812

Executive session may be held on any matter referred to the committee.

Presentation by Ronda Stegman, Executive Director of MOSERS.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 338, HB 475, HB 1042

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, February 24, 2021, 9:45 AM, House Hearing Room 4.

Executive session will be held: HB 432, HB 387, HCS HB 577

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 25, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HB 432, HB 387, HCS HB 577

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 339, HB 393

Executive session will be held: HB 369, HB 944

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HCR 28

Executive session will be held: HB 177

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 24, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 447, HB 452, HB 1047

Executive session will be held: HB 65, HB 1070, HB 847, HB 993

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, February 24, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 905, HB 911, HB 534

Executive session will be held: HB 996, HB 708, HB 100, HB 829

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 539, HB 261

Executive session will be held: HB 488, HB 892

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HJR 3, HJR 32, HB 991

Executive session will be held: HB 948

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-NINTH DAY, WEDNESDAY, FEBRUARY 24, 2021

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 59 and HJR 60

HOUSE BILLS FOR SECOND READING

HB 1237 through HB 1282

HOUSE BILLS FOR PERFECTION

HCS HB 349 - Christofanelli

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097 - Eggleston

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 548 - Hovis

HB 139 - Hudson

HB 513 - Smith (155)

HB 152 - Rone

HB 474 - Trent

HB 670 - Houx

HCS HB 942 - Haffner

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HOUSE BILLS FOR THIRD READING

HCS HB 334 - Simmons

HB 657 - Trent

SENATE BILLS FOR SECOND READING

SS#2 SCS SBs 51 & 42

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-NINTH DAY, WEDNESDAY, FEBRUARY 24, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed are the merciful, for they shall obtain mercy. (Matthew 5:7)

Almighty God, the creator of all things, the sustainer of all life, and the giver of every good gift, again we bow in Your presence and in spirit kneel before the Throne of Mercy during this Lenten time. We acknowledge our selfishness, our shortcomings, and our sins. We have done that which we ought not to have done, and we have left undone that which we ought to have done. We do earnestly repent and are heartily sorry for these our misdoings. Have mercy upon us, most merciful God, we humbly beseech You. Forgive us, and in receiving Your forgiveness, may we in turn forgive one another; as we have received mercy, may we also be merciful, and as love has come to us, may love also go out from us to others.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-eighth day was approved as printed by the following vote:

AYES: 138

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Cook	Copeland	Cupps	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Reedy	Richey	Riggs
Riley	Roberts	Roeber	Rogers	Ruth

Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Unsicker	Van Schoiack	Veit
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 001

Rowland

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Bosley	Coleman 97	Collins	Davidson
Francis	Grier	Hicks	Knight	McCreery
McDaniel	Price IV	Proudie	Railsback	Roden
Rone	Simmons	Smith 67	Stacy	Tate
Turnbaugh	Wallingford	Windham		

VACANCIES: 001

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 46, introduced by Representative Schwadron, relating to historical markers that memorialize lynchings.

HCR 47, introduced by Representative Dogan, relating to "Hazel Erby Day".

HCR 48, introduced by Representative Dogan, relating to "Holocaust Remembrance Day".

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 61, introduced by Representative Adams, relating to the general assembly.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 1, introduced by Representative Smith (163), to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 2, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 3, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 4, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

HB 5, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

HB 6, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021 and ending June 30, 2022.

HB 7, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 8, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 9, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021, and ending June 30, 2022.

HB 10, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 11, introduced by Representative Smith (163), to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 12, introduced by Representative Smith (163), to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022.

HB 13, introduced by Representative Smith (163), to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

HB 15, introduced by Representative Smith (163), to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2021.

HB 17, introduced by Representative Smith (163), to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2021, and ending June 30, 2022.

HB 18, introduced by Representative Smith (163), to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

HB 19, introduced by Representative Smith (163), to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

HB 20, introduced by Representative Smith (163), to appropriate money for the expenses, grants, and distributions of the Office of Administration, Department of Mental Health, Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1283, introduced by Representative Simmons, relating to telemedicine.

HB 1284, introduced by Representative Smith (163), relating to the cash operating expense fund.

HB 1285, introduced by Representative Griesheimer, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 1286, introduced by Representative Unsicker, relating to homelessness awareness day.

HB 1287, introduced by Representative Reedy, relating to public administrators.

HB 1288, introduced by Representative Kelly (141), relating to Montessori schools.

HB 1289, introduced by Representative Busick, relating to the designation of purple heart trails.

HB 1290, introduced by Representative Boggs, relating to visitation rights in certain facilities.

HB 1291, introduced by Representative Trent, relating to the provision of MO HealthNet benefits.

HB 1292, introduced by Representative Trent, relating to income tax.

HB 1293, introduced by Representative Dogan, relating to certification of juveniles for trial as an adult.

HB 1294, introduced by Representative Dogan, relating to earnings tax.

HB 1295, introduced by Representative Andrews, relating to time-critical diagnosis, with penalty provisions.

HB 1296, introduced by Representative Andrews, relating to foreign ownership of real property.

HB 1297, introduced by Representative Aune, relating to a tax credit for certain medical marijuana dispensary facility license applications.

HB 1298, introduced by Representative Rogers, relating to the Missouri local government employees' retirement system.

HB 1299, introduced by Representative Knight, relating to electronic monitoring.

HB 1300, introduced by Representative Doll, relating to perinatal care.

HB 1301, introduced by Representative Riggs, relating to elections.

HB 1302, introduced by Representative Coleman (97), relating to state contracts for job training programs.

HB 1303, introduced by Representative Adams, relating to election offenses, with penalty provisions.

HB 1304, introduced by Representative Henderson, relating to liability claims in educational settings.

HB 1305, introduced by Representative Wright, relating to pharmacy services in hospitals.

HB 1306, introduced by Representative Gregory (96), relating to the designation of a memorial bridge.

HB 1307, introduced by Representative Kelly (141), relating to sales and use tax.

HB 1308, introduced by Representative Ellebracht, relating to unlawful discriminatory practices, with penalty provisions.

HB 1309, introduced by Representative Bland Manlove, relating to discriminatory practices.

HB 1310, introduced by Representative Trent, relating to joint and several liability.

HB 1311, introduced by Representative Collins, relating to the release of an individual due to actual innocence.

HB 1312, introduced by Representative Copeland, relating to real property.

HB 1313, introduced by Representative Butz, relating to the Missouri ethics commission.

HB 1314, introduced by Representative Bosley, relating to discriminatory practices.

HB 1315, introduced by Representative Hicks, relating to guardians ad litem.

HB 1316, introduced by Representative Rowland, relating to the collection of forensic evidence in emergency rooms.

HB 1317, introduced by Representative Price IV, relating to the Tricia Leann Tharp act.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 59, relating to taxation.

HJR 60, relating to judges.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1237, relating to Medicaid managed care.

HB 1238, relating to the designation of a memorial highway.

HB 1239, relating to the state fair commission.

HB 1240, relating to reading and math proficiency.

HB 1241, relating to school attendance.

HB 1242, relating to juvenile court proceedings, with an emergency clause.

HB 1243, relating to adjustments to tax levies of political subdivisions.

HB 1244, relating to management of medication risks.

HB 1245, relating to death investigations.

HB 1246, relating to workers' compensation, with an emergency clause.

HB 1247, relating to sales and use tax exemptions.

HB 1248, relating to the fertilizer control board.

HB 1249, relating to workers' compensation.

HB 1250, relating to campaign committees.

HB 1251, relating to responsibilities of employers.

HB 1252, relating to the cost of insulin.

HB 1253, relating to determination of coverage under workers' compensation insurance.

HB 1254, relating to the Missouri state technology task force.

HB 1255, relating to sales and use tax.

HB 1256, relating to elections, with penalty provisions.

HB 1257, relating to wholesale prescription drug importation.

HB 1258, relating to health care sharing ministries.

HB 1259, relating to the designation of a memorial highway.

HB 1260, relating to sexual abuse training for educators.

HB 1261, relating to arrest notifications.

HB 1262, relating to arrest records.

HB 1263, relating to human trafficking.

HB 1264, relating to certifying causes of death.

HB 1265, relating to workers' compensation.

HB 1266, relating to boat dealer licensing.

HB 1267, relating to prevailing wages on public works.

HB 1268, relating to judicial realignment.

HB 1269, relating to youth mental health preservation.

HB 1270, relating to log truck weight limitations, with penalty provisions.

HB 1271, relating to the regional taxicab commission.

HB 1272, relating to law enforcement records.

HB 1273, relating to retirement benefits for certain teacher retirement systems.

HB 1274, relating to property regulations.

HB 1275, relating to informed consent for vaccinations.

HB 1276, relating to unaccompanied youth.

HB 1277, relating to the offense of money laundering, with penalty provisions.

HB 1278, relating to the designation of a memorial highway.

HB 1279, relating to government contracts with financial institutions, with a penalty provision.

HB 1280, relating to the fair food delivery act of 2021.

HB 1281, relating to the uniform collaborative law act.

HB 1282, relating to marriage, with penalty provisions.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#2 SCS SBs 51 & 42, relating to civil actions.

PERFECTION OF HOUSE BILLS - INFORMAL

Representative Plocher moved that **HB 513** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Plocher moved that **HB 152** be committed to the Committee on Legislative Review.

Which motion was adopted.

HCS HB 548, relating to forfeiture by wrongdoing, was taken up by Representative Hovis.

On motion of Representative Hovis, the title of **HCS HB 548** was agreed to.

On motion of Representative Hovis, **HCS HB 548** was adopted.

On motion of Representative Hovis, **HCS HB 548** was ordered perfected and printed.

HB 139, relating to lodging establishments, was taken up by Representative Hudson.

On motion of Representative Hudson, the title of **HB 139** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 139, Page 1, Section 419.020, Lines 10-11, by deleting the phrase "~~and to give such guest a receipt therefor~~" and insert in lieu thereof the following:

"and **when deposited in a safe**, to give such guest a receipt therefor"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

On motion of Representative Hudson, **HB 139, as amended**, was ordered perfected and printed.

HB 670, relating to Missouri state archives-St. Louis trust fund, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HB 670** was agreed to.

On motion of Representative Houx, **HB 670** was ordered perfected and printed.

On motion of Representative Plocher, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 059

Anderson	Atchison	Aune	Bailey	Baringer
Black 137	Boggs	Bromley	Brown 16	Brown 27
Burton	Busick	Coleman 97	Collins	Cook
Copeland	Cupps	Davis	Derges	Evans
Fogle	Francis	Haffner	Hardwick	Henderson
Hovis	Johnson	Kelley 127	Kelly 141	Lewis 25
Lewis 6	Lovasco	Morse	Murphy	Nurrenbern
Owen	Patterson	Perkins	Phifer	Railsback
Richey	Riggs	Riley	Roberts	Seitz
Shields	Simmons	Smith 67	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Van Schoiack	Veit
Walsh 50	Weber	West	Wright	

NOES: 003

Fitzwater	Mackey	Rowland
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PRESENT: 073

Adams	Andrews	Appelbaum	Baker	Bangert
Barnes	Billington	Black 7	Bland Manlove	Bosley
Brown 70	Buchheit-Courtway	Burger	Burnett	Butz
Christofanelli	Coleman 32	Davidson	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Falkner	Fishel
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haley	Hannegan
Hill	Houx	Hudson	Hurlbert	Kalberloh
Knight	Mayhew	McGill	Mosley	O'Donnell
Pike	Plocher	Pollitt 52	Porter	Pouche
Proudie	Quade	Reedy	Roden	Roeber
Rogers	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Sharpe 4	Shaul	Smith 155
Smith 163	Stacy	Toalson Reisch	Unsicker	Walsh Moore 93
Windham	Young	Mr. Speaker		

ABSENT WITH LEAVE: 027

Aldridge	Basye	Chipman	Clemens	Deaton
DeGroot	Hicks	Ingle	Kidd	McCreery
McDaniel	McGaugh	Merideth	Person	Pietzman
Pollock 123	Price IV	Sauls	Schnelting	Sharp 36
Stephens 128	Stevens 46	Tate	Trent	Turnbaugh
Wallingford	Wiemann			

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HB 349, relating to educational scholarships, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS HB 349** was agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 349, Page 2, Section 135.713, Line 1, by deleting the phrase "**For all fiscal years beginning on or after July 1, 2021,**"; and

Further amend said bill, page, and section, Line 2, by inserting after the word "**organization**" the phrase "**after the effective date of this section**"; and

Further amend said bill, page, and section, Line 11, by deleting the phrase "**department of revenue**" and inserting in lieu thereof the phrase "**state treasurer**"; and

Further amend said bill and section, Pages 2 to 3, Lines 15 to 30, by deleting all of said lines and inserting in lieu thereof the following:

"3. The cumulative amount of tax credits that may be allocated to all taxpayers contributing to educational assistance organizations in any one calendar year shall not exceed fifty million dollars, which amount shall be annually adjusted by the state treasurer for inflation based on the consumer price index for all urban consumers for the Midwest region, as defined and officially recorded by the United States Department of Labor or its successor, such annual increase will cease when the amount of tax credits reach seventy-five million dollars. The state treasurer shall establish a procedure by which, from the beginning of the calendar year until August first, the cumulative amount of tax credits shall be allocated on a first-come, first-served basis among all educational assistance organizations. If an educational assistance organization fails to use all, or some percentage to be determined by the state treasurer, of its allocated tax credits during this period, the state treasurer may reallocate these unused tax credits to those educational assistance organizations that have used all, or some percentage to be determined by the state treasurer, of their allocated tax credits during this period. The state treasurer may establish more than one period and reallocate more than once during each calendar year. The state treasurer shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the calendar year.

4. A taxpayer who makes a contribution to an education assistance organization shall not designate the student who will receive a scholarship grant."; and

Further amend said bill, Page 3, Section 135.714, Line 8, by deleting all of said line and inserting in lieu thereof the following:

"(4) Ensure that grants are distributed to scholarship accounts of qualified students in the following order:

(a) Qualified students that have an approved "individualized education plan" (IEP) developed under the federal Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400 et seq., as amended or qualified students living in a household whose total annual income does not exceed an amount equal to one hundred percent of the income standard used to qualify for free and reduced price lunches;

(b) Qualified students living in a household whose total annual income does not exceed an amount equal to two hundred percent of the income standard used to qualify for free and reduced price lunches; and

(c) All other qualified students;

(5) Ensure that:"; and

Further amend said bill, page, and section, by renumbering all of said section accordingly; and

Further amend said bill and section, Page 4, Line 63, by deleting the word "**who**" and inserting in lieu thereof the phrase "**for whom a parent**"; and

Further amend said bill and section, Page 5, Line 80, by inserting after the word "**state**" the word "**treasurer**"; and

Further amend said bill, Page 6, Section 135.716, Lines 34 to 35, by deleting all of said lines and inserting in lieu thereof the following:

"7. Two percent of the total qualifying contributions received by each educational assistance organization per calendar year shall be deposited in the Missouri empowerment scholarship accounts fund to be used by the state treasurer for"; and

Further amend said bill, Page 7, Section 166.700, Line 12, by deleting all of said line and inserting in lieu thereof the following:

"(7) "Qualified school", a home school as defined in section 167.031 or any of the following entities that is incorporated in Missouri"; and

Further amend said bill, section, and page, Line 15 by deleting all of said line; and

Further amend said bill, page, and section, by renumbering all of said section accordingly; and

Further amend said bill, page, and section, Lines 19 to 20, by deleting all of said lines and inserting in lieu thereof the following:

"(8) "Qualified student", any elementary or secondary school student who is a resident of this state and resides in any county with a charter form of government or any city with at least thirty thousand inhabitants who:"; and

Further amend said bill, page, and section, Lines 28 to 31, by deleting all of said lines and inserting in lieu thereof the following:

**"the previous twelve months; or
b. Is a child who is eligible to begin kindergarten or first grade under sections 160.051 to 160.055.";**
and

Further amend said bill, Page 8, Section 166.705, Line 32, by deleting all of said line; and

Further amend said bill, page, and section, by renumbering all of said section accordingly; and

Further amend said bill, page, and section, Lines 42 to 43, by deleting all of said lines and inserting in lieu thereof the following:

**"pencils, or markers;
(b) Tuition at a private school located outside of the state of Missouri; and
(c) Payments or reimbursements to any person related within the third degree of consanguinity or affinity to a qualified student."; and**

Further amend said bill, Page 10, Section 166.710, Line 22, by deleting the phrase "**account holders**" and inserting in lieu thereof the phrase "**educational assistance organizations**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nurrenbern offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 349, Page 2, Lines 36-41, by deleting said lines from the amendment; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGirt
Morse	Murphy	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 007

Clemens	Hicks	McGaugh	Rowland	Schroer
Tate	Turnbaugh			

VACANCIES: 001

Representative Nurrenbern moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

Representative Bosley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 349, Page 3, Section 135.713, Line 30, by inserting after all of said line the following:

"4. The provisions of sections 135.712 to 135.719 and sections 166.700 to 166.720 shall be effective in any fiscal year immediately subsequent to any fiscal year in which the amount appropriated for pupil transportation under section 163.161 equals or exceeds forty percent of the projected amount necessary to fully fund transportation aid funding for fiscal year 2021. If the amount appropriated for transportation under section 163.161 in any succeeding year falls below such amount, no additional scholarships for newly qualified students shall be awarded."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 2** was adopted.

Representative Black (137) offered **House Amendment No. 3**.

AMEND House Committee Substitute for House Bill No. 349, Page 10, Section 166.720, Line 9, by inserting after all of said line the following:

"4. (1) Any qualified student receiving a Missouri empowerment scholarship who leaves a public school or charter school, as such terms are defined in chapter 160, in the qualified student's resident school district to enroll in a qualified school that is not the qualified student's resident school district shall continue to be counted in the resident public school or charter school's weighted average daily attendance as a resident student for the purposes of determining state and federal aid for the qualified student's resident school district or charter school.

(2) The qualified student will continue to be counted for such purpose as provided:

(a) For five years after the qualified student no longer attends school in the qualified student's resident school district;

(b) Until any calendar year that the qualified student no longer receives grant money in their scholarship account;

(c) Until the qualified student is counted in the weighted average daily attendance for a public school or charter that they are a resident student in; or

(d) Until the qualified student graduates.

(3) The educational assistance organization and the state treasurer shall provide the necessary information to the department of elementary and secondary education to allow the federal and state aid to continue to the public school or charter school in the qualified student's resident school district previously attended by the qualified student.

(4) The provisions of this subsection shall terminate five years after the effective date of this section."; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Andrews	Atchison	Baker	Billington	Black 137
Black 7	Boggs	Bromley	Brown 16	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roerber	Rone	Ruth	Sander
Sassmann	Schnelting	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 043

Adams	Aldridge	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 014

Anderson	Bailey	Basye	Clemens	Kidd
McDaniel	McGaugh	Proudie	Roden	Rowland
Schroer	Tate	Toalson Reisch	Turnbaugh	

VACANCIES: 001

On motion of Representative Black (137), **House Amendment No. 3** was adopted.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Mayhew	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Quade	Rogers	Sauls	Sharp 36
Smith 67	Stevens 46	Terry	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Clemens	Ingle	Kidd	McDaniel	McGaugh
Proudie	Roden	Rowland	Schroer	Simmons
Tate	Turnbaugh	Veit		

VACANCIES: 001

On motion of Representative Christofanelli, **HCS HB 349, as amended**, was adopted.

On motion of Representative Christofanelli, **HCS HB 349, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 083

Bailey	Baker	Baringer	Basye	Billington
Black 137	Boggs	Bosley	Bromley	Buchheit-Courtway
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Eggleston	Evans
Fishel	Fitzwater	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Hannegan
Hardwick	Hicks	Hill	Hovis	Hudson
Hurlbert	Kelly 141	Kidd	Lewis 6	Lovasco
Mayhew	McGill	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Plocher	Pollitt 52
Pollock 123	Pouche	Richey	Riley	Roberts
Roeber	Rone	Sander	Schnelting	Schroer
Schwadron	Seitz	Shaul	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thomas	Toalson Reisch	Trent	Wallingford	Walsh 50
West	Wiemann	Mr. Speaker		

NOES: 071

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bangert	Barnes	Black 7
Bland Manlove	Brown 16	Brown 27	Brown 70	Burger
Burnett	Burton	Collins	Cook	Copeland
Derges	Doll	Ellebracht	Falkner	Fogle
Francis	Gray	Gunby	Haley	Henderson
Houx	Johnson	Kalberloh	Kelley 127	Knight
Lewis 25	Mackey	McCreery	Merideth	Morse
Mosley	Nurrenbern	Person	Phifer	Pike
Porter	Price IV	Proudie	Quade	Railsback
Reedy	Riggs	Rogers	Rowland	Ruth
Sassmann	Sauls	Sharp 36	Sharpe 4	Shields
Smith 67	Stevens 46	Terry	Thompson	Unsicker
Van Schojack	Walsh Moore 93	Weber	Windham	Wright
Young				

PRESENT: 000

ABSENT WITH LEAVE: 008

Clemens	Ingle	McDaniel	McGaugh	Roden
Tate	Turnbaugh	Veit		

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HCS HB 334, relating to elections, was taken up by Representative Simmons.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Evans
Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Taylor 139	Taylor 48	Thomas	Thompson
Toalson Reisch	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Lewis 25	Mackey
McCreery	Merideth	Mosley	Nurrenbern	Person
Phifer	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Stevens 46	Terry	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 008

Clemens	Haden	McDaniel	McGaugh	Price IV
Smith 67	Tate	Turnbaugh		

VACANCIES: 001

On motion of Representative Simmons, **HCS HB 334** was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Eggleston	Evans	Falkner

Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Roebor	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Collins	Dogan	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Unsicker	Walsh Moore 93	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 007

Clemens	Haden	McDaniel	McGaugh	Price IV
Tate	Turnbaugh			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 349 - Fiscal Review
HB 633 - General Laws

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 37 - Elementary and Secondary Education
HB 373 - Local Government

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 472**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Aune, Fitzwater, Gregory (51), Griesheimer, Haffner, Hicks, Mosley, Patterson, Richey and Taylor (139)

Noes (2): Fogle and McCreery

Absent (2): Cupps and Sauls

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 627**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Taylor (139)

Noes (0)

Absent (2): Cupps and Sauls

Committee on Pensions, Chairman Pike reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 677**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Clemens, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Hovis and Kidd

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 701**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Clemens, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Hovis and Kidd

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 811**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Clemens, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Hovis and Kidd

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 812**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Clemens, Murphy, O'Donnell, Owen, Person, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Hovis and Kidd

Special Committee on Criminal Justice, Chairman Dogan reporting:

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 277**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anderson, Dogan, Hannegan, Lovasco, Stevens (46) and Young

Noes (4): Copeland, Evans, Perkins and Van Schoiack

Absent (1): Hardwick

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 294**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Dogan, Evans, Hannegan, Hardwick, Lovasco, Stevens (46), Van Schoiack and Young

Noes (2): Copeland and Perkins

Absent (0)

Special Committee on Government Oversight, Chairman Taylor (139) reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 583**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Deaton, Eggleston, Falkner, Lovasco, Proudie, Rogers and Taylor (139)

Noes (0)

Absent (3): Cupps, Ellebracht and Evans

Special Committee on Homeland Security, Chairman Hicks reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 177**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bland Manlove, Chipman, Gray, Haffner, Hicks, Kidd, Porter and Walsh Moore (93)

Noes (0)

Absent (3): McDaniel, Schnelting and Tate

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 782**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (3): Anderson, Ellebracht and Rogers

Absent (1): Christofanelli

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 922**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (3): Anderson, Ellebracht and Rogers

Absent (1): Christofanelli

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 946**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Black (137), Coleman (97), DeGroot, Ellebracht, Hardwick, Riley, Rogers and Trent

Noes (0)

Absent (1): Christofanelli

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was returned **HB 75**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz and Smith (155)

Noes (4): Aune, Burton, Butz and Smith (67)

Absent (1): Turnbaugh

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 488**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Atchison, Black (137), Bromley, Brown (70), Fitzwater, Kidd, Lewis (6) and Simmons

Noes (2): Gunby and McCreery

Absent (0)

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 262**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, Morse, O'Donnell, Pouche, Rowland, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 296**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Atchison, Barnes, Bromley, Gray, Griffith, Gunby, Kalberloh, Morse, O'Donnell, Pouche, Rowland, Sauls, Taylor (48) and Wallingford

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 2**.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 72** entitled:

An act to amend chapter 9, RSMo, by adding thereto one new section relating to fox trotter week.

In which the concurrence of the House is respectfully requested.

Read first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 189** entitled:

An act to amend chapter 301, RSMo, by adding thereto one new section relating to a Negro Leagues Baseball Museum special license plate.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 93** entitled:

An act to amend chapter 9, RSMo, by adding thereto one new section relating to health care.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 29** entitled:

An act to repeal section 303.220, RSMo, and to enact in lieu thereof one new section relating to certificates of self-insurance, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

WITHDRAWAL OF HOUSE BILLS

February 24, 2021

Chief Clerk Dana Rademan Miller
201 W Capitol Ave, Room 310
Jefferson City, MO 65101

Dear Chief Clerk Rademan Miller,

I respectfully request that **House Bill No. 1255** be withdrawn. I intend to file a revised bill in its place.

Thank you and please let me know if you have any questions.

Sincerely,

/s/ Hannah S. Kelly
State Representative
District 141

The following member's presence was noted: Tate.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, February 25, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 2, 2021, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 693, HB 1125
Executive session will be held: HB 440, HB 508, HB 638
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, March 1, 2021, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1088, HB 313
Executive session will be held: HB 427, HB 700, HB 998
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 649, HB 771, HB 1095
Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Monday, March 1, 2021, 1:00 PM, Joint Hearing Room (117).
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 25, 2021, 9:30 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Thursday, February 25, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 340, HB 370, HB 1067, HB 1141, HB 359, HB 634

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 143, HB 666, HB 804, HB 805

Executive session will be held: HB 158, HB 161, HB 365

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 25, 2021, 9:45 AM, House Hearing Room 3.

Executive session will be held: HCS HCRs 4 & 5, HCS HJR 20, 2, 9 & 27, HCS HJR 22, HB 295, HB 333, HCS HB 529, HCS HB 589

Executive session may be held on any matter referred to the committee.

Removing HJR 5.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 25, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HB 432, HB 387, HCS HB 577, HB 75

Executive session may be held on any matter referred to the committee.

Adding HB 75.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 339, HB 393

Executive session will be held: HB 369, HB 944

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTIETH DAY, THURSDAY, FEBRUARY 25, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 46 through HCR 48

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 61

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 1 through HB 13

HB 15

HB 17 through HB 20

HOUSE BILLS FOR SECOND READING

HB 1283 through HB 1317

HOUSE BILLS FOR PERFECTION

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097 - Eggleston

HB 63 - Pike

HB 52 - Schnelting

HCS HB 357 - Baker

HB 533 - Knight

HB 554 - Eggleston

HB 578 - Bromley

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 513, (Legislative Review 2/24/21) - Smith (155)

HB 152, (Legislative Review 2/24/21) - Rone

HB 474 - Trent

HCS HB 942 - Haffner

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HOUSE BILLS FOR PERFECTION - CONSENT

(02/25/2021)

HCS HB 228 - Basye

HB 273 - Hannegan

HB 687 - Riley
HB 585 - Houx
HB 76 - Murphy

HOUSE BILLS FOR THIRD READING

HB 657 - Trent
HB 345 - DeGroot
HCS HB 527 - Haffner
HCS HB 349, (Fiscal Review 2/24/21) - Christofanelli

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 2

SENATE BILLS FOR SECOND READING

SB 29
SB 72
SB 93
SB 189

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTIETH DAY, THURSDAY, FEBRUARY 25, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou shalt keep the commandments of the Lord, thy God, to walk in His ways and to fear Him. (Deuteronomy 8:6)

O Lord, our God, ruler of nations and the creator of all peoples, we come together in this solemn opening moment to unite our hearts in prayer unto You.

Continue to look with Your favor upon us and upon our beautiful state. We have become great among states and we pray that You will keep us great—in faith, fellowship, and in the fruits of our democratic life. Help us to remember that this greatness comes from You and that we are to use it in Your service and for the good of our fellow citizens.

Save us from pride and prejudice, from superficiality and superciliousness. Make us ever mindful of the needs of others and keep us resolute in our determination to promote good will among all, to produce justice for all, and to proclaim freedom to all in our show me state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-ninth day was approved as printed by the following vote:

AYES: 144

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mayhew	McCreery	McDaniel	McGaugh	McGill

Morse	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Person	Phifer	Pietzman
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 011

Adams	Clemens	Ingle	Mackey	Merideth
Mosley	Rogers	Rowland	Sauls	Stevens 46
Unsicker				

PRESENT: 003

Aldridge	Bland Manlove	Windham
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ABSENT WITH LEAVE: 004

Appelbaum	Bosley	Christofanelli	Turnbaugh
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VACANCIES: 001

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1318, introduced by Representative Ellebracht, relating to trains carrying hazardous waste, with penalty provisions.

HB 1319, introduced by Representative Basye, relating to the designation of memorial highways.

HB 1320, introduced by Representative Dinkins, relating to feral swine, with a penalty provision.

HB 1321, introduced by Representative Copeland, relating to the violent crime commission.

HB 1322, introduced by Representative Quade, relating to birth certificates.

HB 1323, introduced by Representative Nurrenbern, relating to school starting dates.

HB 1324, introduced by Representative Barnes, relating to tax credits for job creation, with an emergency clause.

HB 1325, introduced by Representative Aune, relating to family court participants participating in the medical marijuana program.

HB 1326, introduced by Representative Aune, relating to climate change.

HB 1327, introduced by Representative Toalson Reisch, relating to the secretary of state, with penalty provisions.

HB 1328, introduced by Representative Riggs, relating to the 21st-century Missouri power grid task force.

HB 1329, introduced by Representative Hicks, relating to probation supervision by private entities.

HB 1330, introduced by Representative Doll, relating to pregnant prisoners.

HB 1331, introduced by Representative Trent, relating to regulations of private property.

HB 1332, introduced by Representative Person, relating to wellness checks on children with special needs or life-threatening illnesses, with penalty provisions.

HB 1333, introduced by Representative Trent, relating to offenses involving the production of a controlled substance, with penalty provisions.

HB 1334, introduced by Representative Lewis (6), relating to utilicare.

HB 1335, introduced by Representative Sauls, relating to foster care, with an emergency clause.

HB 1336, introduced by Representative Riggs, relating to permit requirements of political subdivisions for certain structures.

HB 1337, introduced by Representative Gregory (51), relating to child care facilities.

HB 1338, introduced by Representative Clemens, relating to landfill properties in certain counties.

HB 1339, introduced by Representative Trent, relating to tax credits for job creation, with an emergency clause.

HB 1340, introduced by Representative Trent, relating to the offense of tampering with a judicial officer, with penalty provisions.

HB 1341, introduced by Representative Dinkins, relating to titles of physicians, with penalty provisions.

HB 1342, introduced by Representative Davidson, relating to certificates of need.

HB 1343, introduced by Representative Rowland, relating to terms of imprisonment.

HB 1344, introduced by Representative Rowland, relating to instant runoff voting.

HB 1345, introduced by Representative Cupps, relating to notice requirements.

HB 1346, introduced by Representative Henderson, relating to funding allocations for higher education institutions.

HB 1347, introduced by Representative Shields, relating to the 21st-century Missouri brain science task force.

HB 1348, introduced by Representative Haley, relating to bare knuckle boxing.

HB 1349, introduced by Representative Porter, relating to the licensing of persons performing certain funeral-related services.

HB 1350, introduced by Representative Pouche, relating to the cost of prescriptions.

HB 1351, introduced by Representative Burton, relating to application of glyphosates and neonicotinoids, with penalty provisions.

HB 1352, introduced by Representative McGaugh, relating to the election security task force.

HB 1353, introduced by Representative Pietzman, relating to home inspections.

HB 1354, introduced by Representative Windham, relating to racial equity.

HB 1355, introduced by Representative Mayhew, relating to the designation of a memorial bridge.

HB 1356, introduced by Representative Smith (163), relating to the committee on local recovery accountability and transparency.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 46, relating to historical markers that memorialize lynchings.

HCR 47, relating to "Hazel Erby Day".

HCR 48, relating to "Holocaust Remembrance Day".

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 61, relating to the general assembly.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state

buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2021 and ending June 30, 2022.

HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021, and ending June 30, 2022.

HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 11, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2021 and ending June 30, 2022.

HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2021, and ending June 30, 2022.

HB 15, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2021.

HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2021, and ending June 30, 2022.

HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2021 and ending June 30, 2022.

HB 20, to appropriate money for the expenses, grants, and distributions of the Office of Administration, Department of Mental Health, Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2021 and ending June 30, 2022.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1283, relating to telemedicine.

HB 1284, relating to the cash operating expense fund.

HB 1285, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 1286, relating to homelessness awareness day.

HB 1287, relating to public administrators.

HB 1288, relating to Montessori schools.

HB 1289, relating to the designation of purple heart trails.

HB 1290, relating to visitation rights in certain facilities.

HB 1291, relating to the provision of MO HealthNet benefits.

HB 1292, relating to income tax.

HB 1293, relating to certification of juveniles for trial as an adult.

HB 1294, relating to earnings tax.

HB 1295, relating to time-critical diagnosis, with penalty provisions.

HB 1296, relating to foreign ownership of real property.

HB 1297, relating to a tax credit for certain medical marijuana dispensary facility license applications.

HB 1298, relating to the Missouri local government employees' retirement system.

HB 1299, relating to electronic monitoring.

HB 1300, relating to perinatal care.

HB 1301, relating to elections.

HB 1302, relating to state contracts for job training programs.

HB 1303, relating to election offenses, with penalty provisions.

HB 1304, relating to liability claims in educational settings.

HB 1305, relating to pharmacy services in hospitals.

HB 1306, relating to the designation of a memorial bridge.

HB 1307, relating to sales and use tax.

HB 1308, relating to unlawful discriminatory practices, with penalty provisions.

HB 1309, relating to discriminatory practices.

HB 1310, relating to joint and several liability.

HB 1311, relating to the release of an individual due to actual innocence.

HB 1312, relating to real property.

HB 1313, relating to the Missouri ethics commission.

HB 1314, relating to discriminatory practices.

HB 1315, relating to guardians ad litem.

HB 1316, relating to the collection of forensic evidence in emergency rooms.

HB 1317, relating to the Tricia Leann Tharp act.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was read the second time:

SCR 2, relating to the issuance of refunds for sales and use tax assessments.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 29, relating to certificates of self-insurance, with an emergency clause.

SB 72, relating to fox trotter week.

SB 93, relating to health care.

SB 189, relating to a Negro Leagues Baseball Museum special license plate.

THIRD READING OF HOUSE BILLS

HB 657, relating to the sunshine law, was placed on the Informal Calendar.

HB 345, relating to civil actions, was taken up by Representative DeGroot.

On motion of Representative DeGroot, **HB 345** was read the third time and passed by the following vote:

AYES: 110

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Eggleston	Evans	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Tate	Taylor 139	Taylor 48	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 047

Adams	Aldridge	Anderson	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Butz	Clemens	Collins
Dogan	Doll	Ellebracht	Falkner	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Rowland	Sauls	Sharp 36	Smith 67	Stevens 46
Terry	Unsicker	Veit	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 005

Appelbaum	Burton	Christofanelli	Price IV	Turnbaugh
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 527, relating to eminent domain for certain utilities, was taken up by Representative Haffner.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 113

Andrews	Atchison	Baker	Basye	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Person	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Stacy	Stephens 128	Tate	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 044

Adams	Aldridge	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Phifer	Price IV
Proudie	Quade	Rogers	Rowland	Sauls
Sharp 36	Smith 67	Stevens 46	Terry	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 005

Anderson	Appelbaum	Bailey	Simmons	Turnbaugh
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VACANCIES: 001

On motion of Representative Haffner, **HCS HB 527** was read the third time and passed by the following vote:

AYES: 123

Aldridge	Anderson	Andrews	Atchison	Baker
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Busick	Chipman	Christofanelli	Coleman 32	Collins
Cook	Copeland	Cupps	Davidson	Davis

Deaton	DeGroot	Derges	Dinkins	Dogan
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gray	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Mosley	Murphy	O'Donnell	Owen	Patterson
Perkins	Person	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 033

Adams	Aune	Bangert	Baringer	Bland Manlove
Bosley	Brown 27	Brown 70	Burnett	Burton
Butz	Clemens	Coleman 97	Doll	Ellebracht
Fogle	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Nurrenbern	Price IV
Quade	Rogers	Rowland	Sauls	Stevens 46
Unsicker	Walsh Moore 93	Weber		

PRESENT: 001

Phifer

ABSENT WITH LEAVE: 005

Appelbaum	Bailey	Kidd	Simmons	Turnbaugh
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VACANCIES: 001

Speaker Vescovo declared the bill passed.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 040

Atchison	Aune	Bailey	Baringer	Barnes
Basye	Busick	Coleman 97	Cook	Cupps
Davis	Derges	Francis	Haffner	Hardwick
Henderson	Houx	Kelley 127	Kelly 141	Lewis 6
Lovasco	Morse	Murphy	Phifer	Pietzman
Railsback	Richey	Riggs	Riley	Roberts
Shields	Simmons	Smith 155	Taylor 139	Thompson
Van Schoiack	Veit	Walsh 50	West	Wright

NOES: 003

Aldridge Mackey Rowland

PRESENT: 102

Adams	Andrews	Baker	Bangert	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Collins	Copeland	Davidson	DeGroot
Dinkins	Doll	Eggleston	Evans	Falkner
Fishel	Fitzwater	Fogle	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haley	Hannegan	Hicks	Hill	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Knight	Lewis 25	Mayhew	McCreery	McGaugh
McGill	Merideth	Nurrenbern	O'Donnell	Owen
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Reedy	Roden	Roeber	Rogers	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Smith 163	Stacy	Stephens 128	Stevens 46	Tate
Taylor 48	Terry	Thomas	Trent	Unsicker
Wallingford	Walsh Moore 93	Weber	Wiemann	Windham
Young	Mr. Speaker			

ABSENT WITH LEAVE: 017

Anderson	Appelbaum	Bland Manlove	Bosley	Deaton
Dogan	Ellebracht	Gray	Kidd	McDaniel
Mosley	Patterson	Price IV	Sauls	Smith 67
Toalson Reisch	Turnbaugh			

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 349**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

THIRD READING OF HOUSE BILLS

HCS HB 349, relating to educational scholarships, was taken up by Representative Christofanelli.

Representative Taylor (139) assumed the Chair.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 112

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Thomas	Thompson	Toalson Reisch	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 044

Adams	Aldridge	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 70
Burnett	Burton	Butz	Clemens	Collins
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Stevens 46	Terry	Unsicker
Walsh Moore 93	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 006

Anderson	Appelbaum	Brown 16	Copeland	McDaniel
Turnbaugh				

VACANCIES: 001

Speaker Vescovo resumed the Chair.

On motion of Representative Christofanelli, **HCS HB 349** was read the third time and passed by the following vote:

AYES: 082

Bailey	Baker	Basye	Billington	Black 137
Boggs	Bromley	Buchheit-Courtway	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Dogan
Eggleston	Evans	Fishel	Fitzwater	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Hannegan	Hardwick	Hicks	Hill
Hovis	Hudson	Hurlbert	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McDaniel	McGill
Murphy	O'Donnell	Owen	Patterson	Perkins
Pietzman	Plocher	Pollock 123	Pouche	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Sander	Schnelting	Schroer	Schwadron
Seitz	Shaul	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Toalson Reisch	Trent	Wallingford	Walsh 50	West
Wiemann	Mr. Speaker			

NOES: 071

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Bangert	Black 7	Brown 16	Brown 27
Brown 70	Burger	Burnett	Burton	Clemens
Collins	Cook	Copeland	Derges	Doll
Ellebracht	Falkner	Fogle	Francis	Gray
Gunby	Haley	Henderson	Houx	Ingle
Johnson	Kalberloh	Kelley 127	Knight	Lewis 25
Mackey	McCreery	McGaugh	Merideth	Morse
Mosley	Nurrenbern	Person	Phifer	Pike
Pollitt 52	Porter	Proudie	Quade	Railsback
Reedy	Rogers	Rowland	Ruth	Sassmann
Sauls	Sharp 36	Sharpe 4	Shields	Smith 67
Stevens 46	Tate	Terry	Thompson	Unsicker
Van Schoiack	Walsh Moore 93	Weber	Windham	Wright
Young				

PRESENT: 001

Baringer

ABSENT WITH LEAVE: 008

Appelbaum	Barnes	Bland Manlove	Bosley	Butz
Price IV	Turnbaugh	Veit		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 24** - General Laws
- HJR 43** - General Laws
- HJR 60** - General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 38** - Special Committee on Criminal Justice
- HB 101** - Elementary and Secondary Education
- HB 115** - Workforce Development
- HB 195** - Special Committee on Litigation Reform
- HB 214** - Economic Development
- HB 299** - Judiciary
- HB 343** - Special Committee on Litigation Reform
- HB 347** - Special Committee on Litigation Reform
- HB 389** - Transportation
- HB 390** - Veterans
- HB 397** - Utilities
- HB 407** - General Laws
- HB 460** - Special Committee on Criminal Justice
- HB 467** - Judiciary
- HB 481** - Professional Registration and Licensing
- HB 521** - Special Committee on Criminal Justice
- HB 553** - Public Safety
- HB 571** - Financial Institutions
- HB 631** - Conservation and Natural Resources
- HB 632** - Health and Mental Health Policy
- HB 750** - Special Committee on Criminal Justice
- HB 807** - Local Government
- HB 1002** - Health and Mental Health Policy
- HB 1022** - Insurance
- HB 1054** - Utilities
- HB 1061** - Rural Community Development
- HB 1091** - Public Safety
- HB 1127** - General Laws
- HB 1135** - Emerging Issues
- HB 1142** - Special Committee on Criminal Justice
- HB 1162** - General Laws
- HB 1163** - Higher Education
- HB 1165** - General Laws
- HB 1178** - Workforce Development

HB 1180 - Economic Development
HB 1191 - General Laws
HB 1200 - Special Committee on Tourism
HB 1202 - Economic Development
HB 1204 - Special Committee on Homeland Security
HB 1205 - Transportation
HB 1212 - General Laws
HB 1221 - Judiciary
HB 1230 - Transportation
HB 1231 - General Laws
HB 1236 - Budget
HB 1242 - Judiciary
HB 1259 - Transportation
HB 1268 - General Laws
HB 1282 - Downsizing State Government

COMMITTEE REPORTS

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 32**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Bailey, Coleman (97), Dogan, Hannegan, Patterson and Pietzman

Noes (4): Ingle, Shields, Unsicker and Young

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 557** and **HB 560**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bailey, Coleman (97), Dogan, Hannegan, Ingle, Patterson, Pietzman, Shields, Unsicker and Young

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 865**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Dogan, Hannegan, Ingle, Patterson, Shields, Unsicker and Young

Noes (3): Bailey, Coleman (97) and Pietzman

Absent (0)

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Bailey, Baker, Bangert, Gray, Lovasco, Owen, Perkins, Person, Railsback, Sander, Schnelting, Taylor (139), Unsicker and Van Schoiack

Noes (0)

Absent (0)

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 42**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Baringer, Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Toalson Reisch and Windham

Noes (2): Adams and Stacy

Absent (0)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 928** and **HB 927**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Adams, Billington, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Rowland, Sander, Shaul, Thompson and Trent

Noes (0)

Absent (2): Butz and Clemens

Committee on Insurance, Chairman Hill reporting:

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 391**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Atchison, Butz, Davidson, Ellebracht, Hill, Johnson, Porter and Tate

Noes (0)

Absent (5): Murphy, Pollock (123), Sauls, Simmons and West

Mr. Speaker: Your Committee on Insurance, to which was referred **HB 604**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Atchison, Butz, Davidson, Ellebracht, Hill, Johnson, Pollock (123), Porter, Tate and West

Noes (0)

Absent (3): Murphy, Sauls and Simmons

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 156**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Coleman (97), Davis, Ellebracht, Evans, Reedy, Sauls, Veit and Walsh (50)

Noes (1): Mackey

Absent (2): Schroer and Wiemann

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 712**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit and Walsh (50)

Noes (0)

Absent (2): Schroer and Wiemann

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 820**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Sauls, Veit and Walsh (50)

Noes (0)

Absent (2): Schroer and Wiemann

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 158**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Burger, Falkner, Fishel, Hannegan, Perkins, Railsback, Walsh Moore (93) and West

Noes (0)

Absent (3): Gray, Hudson and Reedy

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 161**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Burger, Falkner, Fishel, Hannegan, Hudson, Perkins, Railsback, Walsh Moore (93) and West

Noes (0)

Absent (2): Gray and Reedy

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 365**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Falkner, Hannegan, Hudson, Perkins, Reedy and Walsh Moore (93)

Noes (5): Burger, Fishel, Gray, Railsback and West

Absent (0)

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 369**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Appelbaum, Bosley, Buchheit-Courtway, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4) and Stephens (128)

Noes (0)

Absent (2): Burton and Turnbaugh

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 944**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Appelbaum, Bosley, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4) and Stephens (128)

Noes (0)

Absent (1): Turnbaugh

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 847**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Smith (155) and Weber

Noes (2): Seitz and Thomas

Absent (0)

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 993**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Smith (155) and Weber

Noes (2): Seitz and Thomas

Absent (0)

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1070**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes, Burnett, Hudson, Pike, Riggs, Sassmann, Seitz, Smith (155), Thomas and Weber

Noes (0)

Absent (0)

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 100**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Hurlbert

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Hurlbert

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 829**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Hurlbert

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 996**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Hurlbert

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 948**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Coleman (32), Eggleston, Gunby, Mayhew, McGirl, Riggs, Roden and Weber

Noes (0)

Absent (3): Bland Manlove, Lovasco and Wallingford

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCRs 4 & 5**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 20, 2, 9 & 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 22**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 295**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 333**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 529**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Eggleston, Fitzwater, Gregory (96), Ingle, Mackey, McDaniel, McGaugh, Patterson, Phifer and Ruth

Noes (2): Dogan and Hudson

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 589**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (4): Bosley, Ingle, Mackey and Phifer

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 75**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bailey, Christofanelli, Haffner, Kelly (141) and Richey

Noes (2): Aune and Rogers

Present (1): Proudie

Absent (3): Basye, Griesheimer and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 387**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Bailey, Christofanelli, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Present (1): Proudie

Absent (3): Basye, Griesheimer and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 432**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Bailey, Christofanelli, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Present (1): Proudie

Absent (3): Basye, Griesheimer and Hill

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bailey, Christofanelli, Haffner, Kelly (141) and Richey

Noes (3): Aune, Proudie and Rogers

Absent (3): Basye, Griesheimer and Hill

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 26** entitled:

An act to repeal sections 67.030, 84.400, 557.045, and 574.085, RSMo, and to enact in lieu thereof seven new sections relating to public safety, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE APPOINTMENTS

February 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Yolanda Young to serve on the Children's Trust Fund Board.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to serve on the Missouri Health Facilities Review Committee.

Representative Ben Baker
Representative Steve Butz

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m, Monday, March 1, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 2, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 693, HB 1125

Executive session will be held: HB 440, HB 508, HB 638

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, March 2, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: HB 262, HB 296, HB 763, HB 100

Executive session may be held on any matter referred to the committee.

Adding HB 100.

AMENDED

CONSERVATION AND NATURAL RESOURCES

Monday, March 1, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 525, HCR 26, HB 446

Executive session will be held: HJR 55

Executive session may be held on any matter referred to the committee.

Removed HJR 38 and added HJR 55.

AMENDED

CRIME PREVENTION

Monday, March 1, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1088, HB 313

Executive session will be held: HB 427, HB 700, HB 998, HB 876

Executive session may be held on any matter referred to the committee.

Added HB 876.

AMENDED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1065, HB 842, HB 738

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, March 2, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1071, HB 320, HB 494, HB 541

Executive session will be held: HB 164, HB 229, HB 253, HB 754, HB 1133, HJR 47

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Monday, March 1, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, March 3, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3. Public hearing will be held: HJR 53

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, March 1, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 86, HB 238, HB 507, HCR 17, HB 473, HB 217, HB 795, HB 722, HB 99, HB 633

Executive session may be held on any matter referred to the committee.

Added HB 633.

AMENDED

HEALTH AND MENTAL HEALTH POLICY

Monday, March 1, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HCR 31, HB 1053, HB 640, HB 449

Executive session will be held: HCR 31, HB 1053, HB 640, HB 449, HB 404, HB 819, HB 834

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Monday, March 1, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 233

Executive session will be held: HB 856, HB 908, HCR 29

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, March 1, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HCS HJR 23 & 38, HB 151, HB 201, HB 202, HCS HB 306, HB 380, HCS HB 384, HCS HB 733, HCS HB 782, HB 894, HCS HB 896

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, March 1, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1030

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 2, 2021, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HB 1074

Executive session will be held: HB 995

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, March 2, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 195, HB 343, HB 347

Executive session will be held: HB 148, HB 363, HB 385

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 1, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 420, HB 1066

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT

Thursday, March 4, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, March 3, 2021, 8:15 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, March 3, 2021, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, March 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE

Monday, March 1, 2021, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup. No public testimony will be taken at this hearing.

UTILITIES

Wednesday, March 3, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 397

Executive session will be held: HB 892

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, March 2, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 390

Executive session will be held: HB 298, HB 167

Executive session may be held on any matter referred to the committee.

Presentation by Marco Stanich, Tim Truesdale and Chris Smith of OmniLife VR, a local Missouri company with a global reach that serves Veterans with Cutting Edge Virtual Reality Therapy.

WORKFORCE DEVELOPMENT

Monday, March 1, 2021, 12:00 PM, House Hearing Room 1.

Executive session will be held: HB 353, HB 769

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic: All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed live. Links may be found online at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTY-FIRST DAY, MONDAY, MARCH 1, 2021

HOUSE BILLS FOR SECOND READING

HB 1318 through HB 1356

HOUSE BILLS FOR PERFECTION

HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097 - Eggleston

HB 63 - Pike

HB 52 - Schnelting

HCS HB 357 - Baker

HB 533 - Knight

HB 554 - Eggleston

HB 578 - Bromley

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 513, (Legislative Review 2/24/21) - Smith (155)

HB 152, (Legislative Review 2/24/21) - Rone

HB 474 - Trent

HCS HB 942 - Haffner

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HOUSE BILLS FOR PERFECTION - CONSENT

(02/25/2021)

HCS HB 228 - Basye

HB 273 - Hannegan

HB 687 - Riley

HB 585 - Houx

HB 76 - Murphy

HOUSE BILLS FOR THIRD READING

HCS HB 548 - Hovis

HB 139 - Hudson

HB 670 - Houx

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 657 - Trent

SENATE BILLS FOR SECOND READING

SS#2 SB 26

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 15, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Dan Stacy.

Let's pray together.

Dear God and Creator of the Universe as well as of each one of us, You are amazing and wonderful in all You have brought to this world for us to manage and develop. The animals are extraordinary in their design, in how they can survive in this incredibly frigid weather. Your changing climate in days and seasons is wonderful to see as well.

Forgive us when we don't honor You or each other with our words and our actions.

Thank You for times when we do display grace and deference toward one another.

Help us and all the citizens of Missouri to have wisdom and discernment as we negotiate these harsh weather conditions. We pray for safety in travels. As we confer together and challenge one another towards truth, help us this week to honor one another.

In Jesus' name, "Amen!"

The Pledge of Allegiance to the flag was recited.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 35, relating to lupus awareness month and lupus awareness day.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1129, relating to tax credits for contributions to certain benevolent organizations.

HB 1130, relating to prohibiting certain businesses from receiving public funds.

HB 1131, relating to parole eligibility.

HB 1132, relating to the compensation of sheriffs.

HB 1133, relating to teacher career plans.

HB 1134, relating to possession of certain weapons, with penalty provisions.

HB 1135, relating to liens on stored property.

HB 1136, relating to foreign ownership of agricultural land.

HB 1137, relating to instant runoff voting.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SB 37, relating to anhydrous ammonia.

The following members' presence was noted: Anderson, Andrews, Appelbaum, Atchison, Aune, Baker, Billington, Black (137), Boggs, Bromley, Brown (16), Brown (27), Buchheit-Courtway, Burger, Burnett, Burton, Chipman, Clemens, Coleman (32), Cook, Copeland, Davidson, Davis, Deaton, DeGroot, Dinkins, Eggleston, Evans, Falkner, Fishel, Fitzwater, Fogle, Francis, Gray, Gregory (51), Griesheimer, Griffith, Gunby, Haffner, Hardwick, Henderson, Houx, Hovis, Hudson, Johnson, Kalberloh, Kelley (127), Kidd, Lewis (6), Mackey, McDaniel, McGaugh, McGirl, Merideth, Mosley, Owen, Perkins, Pike, Proudie, Railsback, Richey, Riley, Roberts, Rone, Schnelting, Schwadron, Seitz, Sharpe (4), Shaul, Simmons, Smith (67), Smith (155), Stacy, Terry, Thompson, Toalson Reisch, Trent, Turnbaugh, Van Schoiack, Veit, Vescovo, Wallingford, Weber, West, Wiemann, and Young.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Tuesday, February 16, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, February 16, 2021, 12:00 PM, Joint Hearing Room (117).

Public hearing will be held: HR 173

Executive session will be held: HR 173, HB 763

Executive session may be held on any matter referred to the committee.

CANCELLED

AGRICULTURE POLICY

Tuesday, February 16, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

CANCELLED

BUDGET

Tuesday, February 16, 2021, 12:00 PM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Lt. Governor, Department of Health & Senior Services and Department of Mental Health. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CANCELLED

BUDGET

Wednesday, February 17, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Attorney General, Department of Higher Education & Workforce Development, Department of Natural Resources and Department of Corrections. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 18, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Public Safety, Department of Revenue and Department of Corrections (continued from 2/17/21, if needed). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 7.

Executive session will be held: HB 76, HB 585

Executive session may be held on any matter referred to the committee.

Adding HB 585.

CANCELLED

CONSERVATION AND NATURAL RESOURCES

Tuesday, February 16, 2021, 12:15 PM or upon adjournment of Consent and House Procedure, House Hearing Room 7.

Public hearing will be held: HB 140, HB 1010

Executive session will be held: HJR 23, HJR 38

Executive session may be held on any matter referred to the committee.

CANCELLED

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 318, HB 319, HB 352, HB 469, HB 731, HB 745

Executive session may be held on any matter referred to the committee.

CANCELLED

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, February 16, 2021, 12:40 PM, House Hearing Room 5.

Public hearing will be held: HB 318, HB 319, HB 352, HB 469, HB 731, HB 745

Executive session may be held on any matter referred to the committee.

CANCELLED

CRIME PREVENTION

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 295, HB 301, HB 876, HB 461

Executive session will be held: HB 292

Executive session may be held on any matter referred to the committee.

CORRECTED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 738, HB 423, HB 324, HJR 42

Executive session will be held: HB 333, HJR 2, HJR 5, HJR 9, HJR 14, HJR 15, HJR 20, HJR 22, HJR 25, HJR 26, HJR 27

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 16, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 754, HB 151, HB 306

Executive session will be held: HB 303, HB 543, HB 387

Executive session may be held on any matter referred to the committee.

CANCELLED

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 754, HB 151, HB 306

Executive session will be held: HB 303, HB 543, HB 387

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, February 17, 2021, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HB 627, HB 846, HB 472

Executive session will be held: HB 485, HB 592

Executive session may be held on any matter referred to the committee.

ETHICS

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel matters).

CANCELLED

ETHICS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 927, HB 928

Executive session will be held: HB 697, HB 814

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 16, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 932, HB 783, HB 482

Executive session will be held: HB 737, HB 359

Executive session may be held on any matter referred to the committee.

CANCELLED

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later), Joint Hearing Room (117).

Public hearing will be held: HB 681, HB 755, HB 404

Executive session will be held: HB 495

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Public hearing will be held: HB 297

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 239, HB 629

Executive session will be held: HB 604, HB 391

Executive session may be held on any matter referred to the committee.

CANCELLED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, February 22, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

First quarter meeting. Presentation of annual report.

JUDICIARY

Wednesday, February 17, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 162, HB 820

Executive session will be held: HB 156, HB 160, HB 259

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 18, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 158, HB 161, HB 365

Executive session will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 677, HB 701, HB 811, HB 812

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 338, HB 475

Executive session will be held: HB 542, HB 724

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 16, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 904, HB 450, HB 31, HB 286, HB 839, HB 559

Executive session will be held: HB 317, HB 380

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 18, 2021, 9:45 AM, House Hearing Room 4.

Executive session will be held: HB 249, HB 52, HB 63, HB 138, HCS HB 357, HB 533

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 16, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 277, HB 294

Executive session may be held on any matter referred to the committee.

Discussion on implementation of the raise the age law.

CANCELLED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 3.

Public hearing will be held: HB 583, HB 1097

Executive session will be held: HB 1097, HB 1085, HB 1083, HB 1050, HB 1036, HB 1035, HB 873, HCR 30

Executive session may be held on any matter referred to the committee.

CANCELLED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, February 17, 2021, 8:00 AM, Joint Hearing Room (117).

Public hearing will be held: HB 583, HB 1097

Executive session will be held: HB 1097, HB 1085, HB 1083, HB 1050, HB 1036, HB 1035, HB 873, HCR 30

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 946, HB 148, HB 922

Executive session will be held: HB 519, HB 577, HB 782

Executive session may be held on any matter referred to the committee.

Added HB 519, HB 577, and HB 782.

CANCELLED

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 16, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Executive session will be held: HB 75

Executive session may be held on any matter referred to the committee.

CANCELLED

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 993, HB 1070, HB 847, HCR 16

Executive session will be held: HB 28, HB 894, HB 202

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Tuesday, February 16, 2021, 4:30 PM or upon adjournment (whichever is later),
Joint Hearing Room (117).

Public hearing will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

CANCELLED

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later),
Joint Hearing Room (117).

Public hearing will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, February 17, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 829, HB 579, HB 996, HB 708, HB 100

Executive session will be held: HB 687, HB 660, HB 307, HB 92, HB 257

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 16, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 298

Executive session will be held: HB 296, HB 262

Executive session may be held on any matter referred to the committee.

Presentation by Joe Driskill, Missouri Military Advocate and Executive Director,
Missouri Military Preparedness and Enhancement Commission.

CANCELLED

WAYS AND MEANS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 555, HB 948, HB 388, HJR 3

Executive session will be held: HB 644, HB 849

Executive session may be held on any matter referred to the committee.

Added HB 644 and HB 849.

AMENDED

WORKFORCE DEVELOPMENT

Thursday, February 18, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 689, HB 733, HB 896, HB 353

Executive session will be held: SS SB 2

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 16, 2021

HOUSE BILLS FOR PERFECTION

HCS HB 59 - Schnelting

HCS HBs 547 & 752 - Schroer

HB 657 - Trent

HCS HB 527 - Haffner

HCS HB 334 - Simmons

HCS HB 548 - Hovis

HB 139 - Hudson

HB 513 - Smith (155)

HB 152 - Rone

HB 474 - Trent

HB 670 - Houx

HCS HB 942 - Haffner

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HB 476 - Grier

HCS HB 271 - Wiemann

HCS HB 362 - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 16, 2021

The House met pursuant to adjournment.

Representative Evans in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1138, introduced by Representative Shaul, relating to salvage vehicles.

HB 1139, introduced by Representative Eggleston, relating to income tax.

HB 1140, introduced by Representative Fitzwater, relating to income tax.

HB 1141, introduced by Representative Buchheit-Courtway, relating to A+ schools, with an emergency clause.

HB 1142, introduced by Representative Davis, relating to the department of corrections.

COMMITTEE CHANGES

February 16, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller,

I hereby remove Representative Martha Stevens from the Committee on Veterans and appoint Representative Rory Rowland.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following members' presence was noted: Adams, Aldridge, Anderson, Andrews, Appelbaum, Atchison, Aune, Baker, Bangert, Baringer, Billington, Black (7), Black (137), Bland Manlove, Boggs, Bosley, Bromley, Brown (16), Brown (70), Brown (27), Buchheit-Courtway, Burger, Burnett, Burton, Busick, Chipman, Christofanelli, Clemens, Coleman (32), Collins, Cook, Copeland, Davidson, Davis, Deaton, DeGroot, Dinkins, Eggleston, Evans, Falkner, Fishel, Fitzwater, Fogle, Francis, Gray, Gregory (51), Grier, Griesheimer, Griffith, Gunby, Haffner, Haley, Hardwick, Henderson, Hill, Houx, Hovis, Hudson, Hurlbert, Johnson, Kalberloh, Kelley (127), Kidd, Knight, Lewis (6), Lewis (25), Lovasco, Mackey, McDaniel, McGaugh, McGirl, Merideth, Mosley, Murphy, Nurrenbern, O'Donnell, Owen, Perkins, Phifer, Pike, Plocher, Pouche, Proudie, Railsback, Reedy, Richey, Riggs, Riley, Roberts, Roden, Rogers, Sassmann, Sauls, Schnelting, Schwadron, Seitz, Sharp (36), Sharpe (4), Shaul, Shields, Simmons, Smith (67), Smith (155), Stacy, Stevens (46), Taylor (139), Terry, Thomas, Thompson, Toalson Reisch, Trent, Turnbaugh, Unsicker, Van Schoiack, Veit, Vescovo, Wallingford, Walsh, Moore (93), Walsh (50), Weber, West, Wiemann, Windham, Wright, and Young.

ADJOURNMENT

On motion of Representative Evans, the House adjourned until 10:00 a.m., Wednesday, February 17, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, February 17, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Attorney General, Department of Higher Education & Workforce Development, Department of Natural Resources and Department of Corrections. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 18, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Public Safety, Department of Revenue and Department of Corrections (continued from 2/17/21, if needed). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing. Added Budget presentations from the Lt. Governor and Judiciary.

AMENDED

CHILDREN AND FAMILIES

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

CANCELLED

CHILDREN AND FAMILIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 295, HB 301, HB 876, HB 461

Executive session will be held: HB 292

Executive session may be held on any matter referred to the committee.

CORRECTED

DOWNSIZING STATE GOVERNMENT

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HRB 1, HB 512, HB 515

Executive session will be held: HB 893, HB 323

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 423, HB 324, HJR 42

Executive session will be held: HB 333, HJR 2, HJR 5, HJR 9, HJR 14, HJR 15, HJR 20, HJR 22, HJR 25, HJR 26, HJR 27

Executive session may be held on any matter referred to the committee.

Removed HB 738.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 3.

Public hearing will be held: HB 754, HB 151, HB 306

Executive session will be held: HB 303, HB 543, HB 387

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Wednesday, February 17, 2021, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HB 627, HB 846, HB 472

Executive session will be held: HB 485, HB 592

Executive session may be held on any matter referred to the committee.

ETHICS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel matters).

FINANCIAL INSTITUTIONS

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 927, HB 928

Executive session will be held: HB 697, HB 814

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
Joint Hearing Room (117).

Public hearing will be held: HB 681, HB 755, HB 404

Executive session will be held: HB 495

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Public hearing will be held: HB 297

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, February 22, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

First quarter meeting. Presentation of annual report.

JUDICIARY

Wednesday, February 17, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 162, HB 820

Executive session will be held: HB 156, HB 160, HB 259

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 18, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 158, HB 161, HB 365

Executive session will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 677, HB 701, HB 811, HB 812

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 17, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 338, HB 475

Executive session will be held: HB 542, HB 724

Executive session may be held on any matter referred to the committee.

CANCELLED

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, February 18, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 542, HB 724

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 18, 2021, 9:15 AM, House Hearing Room 4.

Executive session will be held: HJR 6, HB 60, HB 316, HB 478, HB 491, HCS HB 556, HB 624,
HCS HB 685, HB 920

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 18, 2021, 9:45 AM, House Hearing Room 4.

Executive session will be held: HB 249, HB 52, HB 63, HB 138, HCS HB 357, HB 533

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, February 17, 2021, 8:00 AM, Joint Hearing Room (117).

Public hearing will be held: HB 583, HB 1097

Executive session will be held: HB 1097, HB 1085, HB 1083, HB 1050, HB 1036, HB 1035,
HB 873, HCR 30

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 17, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 993, HB 1070, HB 847, HCR 16

Executive session will be held: HB 28, HB 894, HB 202

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, February 17, 2021, 4:00 PM or upon adjournment (whichever is later),
Joint Hearing Room (117).

Public hearing will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

CORRECTED

TRANSPORTATION

Wednesday, February 17, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 829, HB 579, HB 996, HB 708, HB 100

Executive session will be held: HB 687, HB 660, HB 307, HB 92, HB 257

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, February 17, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 539

Executive session will be held: HB 767, HB 845

Executive session may be held on any matter referred to the committee.

Removed HB 261.

AMENDED

WAYS AND MEANS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 555, HB 948, HB 388

Executive session will be held: HB 644, HB 849, HB 554

Executive session may be held on any matter referred to the committee.

Added HB 554 and removed HJR 3.

AMENDED

WORKFORCE DEVELOPMENT

Thursday, February 18, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 689, HB 733, HB 896, HB 353

Executive session will be held: SS SB 2

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 17, 2021

HOUSE BILLS FOR SECOND READING

HB 1138 through HB 1142

HOUSE BILLS FOR PERFECTION

HCS HB 59 - Schnelting
HCS HBs 547 & 752 - Schroer
HB 657 - Trent
HCS HB 527 - Haffner
HCS HB 334 - Simmons
HCS HB 548 - Hovis
HB 139 - Hudson
HB 513 - Smith (155)
HB 152 - Rone
HB 474 - Trent
HB 670 - Houx
HCS HB 942 - Haffner

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts
HCS HB 785 - Hicks
HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HB 476 - Grier
HCS HB 271 - Wiemann
HCS HB 362 - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 17, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Doug Richey.

Our gracious heavenly Father, we come before You acknowledging Your glorious kindness and provision. You have surrounded us with opportunity, just as You have surrounded us with beauty; however, just as beauty is often accompanied by difficulty, the opportunities that surround us are accompanied by costly challenges. We ask for Your help in meeting these challenges as we strive to secure the opportunities. We are not, after all, first and foremost State Representatives. We are men and women that know the reality of pain and loss, difficulty and despair, joy and comfort, and love and mercy. We desire the best for the great State of Missouri. We desire vibrant freedom and peace for our constituents, yet these desires will cost us in this Chamber and we ask for Your help in facing the cost. Please forgive us where we have failed You and our constituents. Please strengthen us when we faithfully strive to honor You and those we serve. Please direct and grant our desire for the well-being of our great State. In the name of Jesus, I pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-first day was approved as printed by the following vote:

AYES: 139

Adams	Anderson	Andrews	Appelbaum	Atchison
Bailey	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Boggs	Bosley
Bromley	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Collins	Cook
Copeland	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Doll	Eggleston	Falkner
Fishel	Fitzwater	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	McCreery	McDaniel	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pike	Plocher	Porter	Pouche
Proudie	Quade	Railsback	Reedy	Richey

Riggs	Riley	Roberts	Roden	Roeber
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 001

Rowland

PRESENT: 002

Aldridge	Windham
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ABSENT WITH LEAVE: 020

Aune	Barnes	Bland Manlove	Brown 70	Coleman 97
Cupps	Derges	Ellebracht	Evans	Fogle
Gunby	Mayhew	Morse	Pietzman	Pollitt 52
Pollock 123	Price IV	Rogers	Rone	Tate

VACANCIES: 001

The Journal of the twenty-second day was approved as printed.

The Journal of the twenty-third day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 36, introduced by Representative Basye, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 57, introduced by Representative Wiemann, relating to property tax exemptions.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1143, introduced by Representative Busick, relating to sexual offenders, with penalty provisions.

HB 1144, introduced by Representative Seitz, relating to public health.

HB 1145, introduced by Representative Seitz, relating to presidential executive orders.

HB 1146, introduced by Representative Kelley (127), relating to payments for prescription drugs, with penalty provisions.

HB 1147, introduced by Representative Kelley (127), relating to the protection of children.

HB 1148, introduced by Representative Lewis (25), relating to state employees, with an emergency clause.

HB 1149, introduced by Representative Clemens, relating to the narcotics control act, with penalty provisions.

HB 1150, introduced by Representative West, relating to persons who are deaf or hard of hearing.

HB 1151, introduced by Representative Perkins, relating to civil actions to protect public expression.

HB 1152, introduced by Representative Mayhew, relating to health insurance deductibles.

HB 1153, introduced by Representative Mayhew, relating to catalytic converters, with penalty provisions.

HB 1154, introduced by Representative Collins, relating to discharge planning for homeless patients.

HB 1155, introduced by Representative Schroer, relating to the period for filing a declaration of candidacy for certain offices.

HB 1156, introduced by Representative Hill, relating to licensing requirements for insurance producers.

HB 1157, introduced by Representative Pike, relating to the Missouri local government employees' retirement system.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1138, relating to salvage vehicles.

HB 1139, relating to income tax.

HB 1140, relating to income tax.

HB 1141, relating to A+ schools, with an emergency clause.

HB 1142, relating to the department of corrections.

PERFECTION OF HOUSE BILLS

HCS HB 59, relating to protection of first responders, was taken up by Representative Schnelting.

On motion of Representative Schnelting, the title of **HCS HB 59** was agreed to.

Representative Schnelting offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 59, Pages 1-2, Section 51.167, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 2, Section 52.318, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 2-3, Section 53.008, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 3, Section 54.269, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 3-4, Section 55.310, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 4-5, Section 59.665, Lines 1-22, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 5, Section 578.710, Line 10, by inserting immediately after the word "**posts**" the words "**on the internet**"; and

Further amend said bill, page and section, Line 12, by deleting the word "**intending**" and inserting in lieu thereof the words "**with the intent**"; and

Further amend said bill, page and section, Line 13, by deleting the words "**threatening to cause**" and inserting in lieu thereof the words "**with the intent to threaten**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative DeGroot offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 59, Page 1, Line 26, by inserting after all of said line the following:

"Further amend said bill, Page 5, Section 578.710, Line 15, by inserting after all of said section and line the following:

"590.1265. 1. The provisions of this section shall be known and may be cited as the "Police Use of Force Transparency Act of 2021".

2. For purposes of this section, the following terms mean:

(1) "Law enforcement agency", the same meaning as defined in section 590.1040;

(2) "Peace officer", the same meaning as defined in section 590.010;

(3) "Use-of-force incident", an incident in which:

(a) A fatality occurs that is connected to a use of force by a peace officer;

(b) Serious bodily injury occurs that is connected to a use of force by a peace officer; or

(c) In the absence of death or serious bodily injury, a peace officer discharges a firearm at, or in the direction of, a person.

3. Each law enforcement agency shall, at least annually, collect and report local data on use-of-force incidents involving peace officers to the National Use of Force Data Collection through the Law Enforcement Enterprise Portal administered by the Federal Bureau of Investigation.

4. Each law enforcement agency shall additionally report the data submitted under subsection 3 of this section to the attorney general. Law enforcement agencies shall not include personally identifying information of individual peace officers in their reports.

5. The attorney general shall, no later than June 30, 2022, develop standards and procedures governing the collection and reporting of use-of-force data under this section. The standards and procedures shall be consistent with the requirements, definitions, and methods of the National Use of Force Data Collection administered by the Federal Bureau of Investigation.

6. The attorney general shall publish the data reported by law enforcement agencies under subsection 4 of this section, including statewide aggregate data and agency-specific data, in a publicly available report. Such data shall be deemed a public record consistent with the provisions and exemptions contained in chapter 610.

7. The attorney general shall undertake an analysis of any trends and disparities in rates of use of force by all law enforcement agencies, with a report to be released to the public no later than January 1, 2025. The report shall be updated periodically thereafter, but not less than once every five years.

Section B. Section 590.1265 of section A of this act shall become effective on January 1, 2022."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Schnelting, **House Amendment No. 1, as amended**, was adopted.

Representative Schroer offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 59, Page 5, Section 59.665, Line 22, by inserting after all of said section and line the following:

"575.353. 1. A person commits the offense of assault on a ~~[police]~~ **law enforcement** animal if he or she knowingly attempts to kill or disable or knowingly causes or attempts to cause serious physical injury to a ~~[police]~~ **law enforcement** animal when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody of or under the control of a law enforcement officer, department of corrections officer, municipal police department, fire department or a rescue unit or agency.

2. The offense of assault on a ~~[police]~~ **law enforcement** animal is a:

(1) Class [C] A misdemeanor, ~~[unless]~~ **if the law enforcement animal is not injured to the point of requiring veterinary care or treatment;**

(2) **Class E felony if the law enforcement animal is seriously injured to the point of requiring veterinary care or treatment; and**

(3) **Class C felony if the assault results in the death of such animal** ~~[or disables such animal to the extent it is unable to be utilized as a police animal, in which case it is a class E felony].~~

578.007. The provisions of section 574.130[,] **and** sections 578.005 to 578.023 shall not apply to:

(1) Care or treatment performed by a licensed veterinarian within the provisions of chapter 340;

(2) Bona fide scientific experiments;

(3) Hunting, fishing, or trapping as allowed by chapter 252, including all practices and privileges as allowed under the Missouri Wildlife Code;

(4) Facilities and publicly funded zoological parks currently in compliance with the federal "Animal Welfare Act" as amended;

(5) Rodeo practices currently accepted by the Professional Rodeo Cowboy's Association;

(6) The killing of an animal by the owner thereof, the agent of such owner, or by a veterinarian at the request of the owner thereof;

(7) The lawful, humane killing of an animal by an animal control officer, the operator of an animal shelter, a veterinarian, or law enforcement or health official;

(8) With respect to farm animals, normal or accepted practices of animal husbandry;

(9) The killing of an animal by any person at any time if such animal is outside of the owned or rented property of the owner or custodian of such animal and the animal is injuring any person or farm animal, but **this exemption** shall not include ~~[police or guard dogs]~~ **the killing or injuring of a law enforcement officer animal** while working;

(10) The killing of house or garden pests; or

(11) Field trials, training and hunting practices as accepted by the Professional Houndsmen of Missouri.

578.022. Any dog that is owned, or the service of which is employed, by a law enforcement agency and that bites **or injures** another animal or human in the course of their official duties is exempt from the provisions of sections 273.033 ~~[and]~~ , 273.036 ~~[and section]~~ **578.012, and 578.024.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 2** was not germane to the bill.

The Chair ruled the point of order not well taken.

Representative Taylor (139) assumed the Chair.

House Amendment No. 2 was withdrawn.

On motion of Representative Schnelting, **HCS HB 59, as amended**, was adopted.

On motion of Representative Schnelting, **HCS HB 59, as amended**, was ordered perfected and printed.

HCS HBs 547 & 752, relating to alcoholic beverages, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS HBs 547 & 752** was agreed to.

On motion of Representative Schroer, **HCS HBs 547 & 752** was adopted.

On motion of Representative Schroer, **HCS HBs 547 & 752** was ordered perfected and printed.

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784, relating to marshals of the general assembly, was placed back on the House Bills for Perfection Calendar.

HCS HB 785, relating to the capitol police board, was placed back on the House Bills for Perfection Calendar.

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 137**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Black (7), Boggs, Cupps, Deaton, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, Richey, Riley, Smith (163), Walsh (50) and West

Noes (13): Aldridge, Andrews, Black (137), Bland Manlove, Bosley, Burnett, Fogle, McGaugh, Merideth, Nurrenbern, Shields, Unsicker and Windham

Absent (3): Evans, Gregory (96) and Roberts

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 387**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Baker, Bangert, Basye, Brown (70), Dogan, Grier, Haffner, Hill, Mackey, Nurrenbern, Patterson, Pollitt (52), Terry and Toalson Reisch

Noes (0)

Absent (6): Black (7), Christofanelli, DeGroot, Hicks, Sharp (36) and Stacy

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 543**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Baker, Basye, Christofanelli, Dogan, Grier, Haffner, Hill, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (5): Bangert, Brown (70), Mackey, Nurrenbern and Terry

Absent (4): Black (7), DeGroot, Hicks and Sharp (36)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HJR 35**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Adams, Billington, Butz, Clemens, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Rowland, Sander, Shaul and Trent

Noes (0)

Absent (1): Thompson

Special Committee on Government Oversight, Chairman Taylor (139) reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HCR 30**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Eggleston, Evans, Falkner, Lovasco, Proudie, Rogers and Taylor (139)

Noes (1): Deaton

Absent (2): Cupps and Ellebracht

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1083, HB 1085, HB 1050, HB 1035, HB 1036, HB 873 and HB 1097**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Eggleston, Evans, Falkner, Lovasco, Proudie, Rogers and Taylor (139)

Noes (1): Deaton

Absent (2): Cupps and Ellebracht

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 242**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Aune, Billington, Brown (16), Burton, Busick, Butz, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (155), Smith (67) and Turnbaugh

Noes (0)

Absent (3): Andrews, Boggs and Falkner

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 66**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bland Manlove, Eggleston, Gunby, Mayhew, McGirl, Riggs, Roden, Wallingford and Weber

Noes (0)

Absent (2): Coleman (32) and Lovasco

MESSAGES FROM THE GOVERNOR

The following executive order was received from His Excellency, Governor Michael L. Parson.

**EXECUTIVE ORDER
21-03**

WHEREAS, unseasonal cold temperatures and demand for residential heating fuel such as propane, natural gas, and heating oil continues to rise and must be transported on Missouri highways to ensure sufficient supply in the central United States; and

WHEREAS, a massive public and private response is required to provide immediate emergency assistance and continuing emergency relief to residents and businesses in need of such services; and

WHEREAS, the State of Missouri is currently in a state of emergency within the meaning of Title 49, Code of Federal Regulations Section 390.23; and

WHEREAS, a temporary suspension of current regulations on maximum driving times is critical to the safety and welfare of the citizens of the State of Missouri, in order to ensure that operators of commercial motor carriers who are assisting in the aforementioned emergency efforts within the State of Missouri can meet this emergency need for transportation of residential heating fuel.

NOW THEREFORE, I, MIKE PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby declare a state of emergency and order

vehicles used in support of the aforementioned efforts be exempt from the hours of service requirements in Title 49, Code of Federal Regulations, Parts 390 through 399, as incorporated in state law, including but not limited to sections 307.400, 390.201, and 622.550, RSMo, for the duration of this Order.

This order applies only to residential heating fuel such as propane, natural gas, and heating oil. No other petroleum products or other fuels are covered by the exemption and suspension under this Order.

Nothing in this Order shall be construed as an exemption from applicable controlled substances and alcohol use and testing requirements found in 49 CFR Part 382, the commercial driver's license requirements found in 49 CFR Part 383, the financial responsibility requirements found in 49 CFR Part 387, applicable size and weight requirements, or any portion of Federal and State regulations not specifically identified. Additionally, nothing in this Order shall require or allow an ill or fatigued driver to operate a commercial motor vehicle, as indicated in Title 49 CFR 390.23(b). Motor carriers or drivers currently subject to an out-of-service order are not eligible for the exemption and suspension until the out-of-service order expires or the conditions for rescission have been satisfied.

The effective date of this Executive Order shall begin on February 11, 2021, and such Executive Order shall continue in effect until February 21, 2021, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 11th day of February, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

The following members' presence was noted: Aune, Bland Manlove, Brown (70), Coleman (97), Evans, Fogle, Gunby, Pietzman, Pollitt (52), Pollock (123), and Rogers.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, February 18, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

BUDGET

Thursday, February 18, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Public Safety, Department of Revenue and Department of Corrections (continued from 2/17/21, if needed). Added Budget presentations from the Lt. Governor and Judiciary. Guest seating will be available in the upper gallery located

on the 4th floor. No public testimony will be taken at this hearing.
AMENDED

BUDGET

Friday, February 19, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Mental Health and Department of Health & Senior Services. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Monday, February 22, 2021, 12:00 PM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Health & Senior Services (continued from 2/19, if needed), Public Defender, General Assembly and the Office of Administration presentation regarding reappropriations, maintenance & repair and capital improvements. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, February 22, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER 1st quarter meeting. Presentation of annual report.

LOCAL GOVERNMENT

Thursday, February 18, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 158, HB 161, HB 365

Executive session will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, February 18, 2021, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 542, HB 724

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 18, 2021, 9:15 AM, House Hearing Room 4.

Executive session will be held: HJR 6, HB 60, HB 316, HB 478, HB 491, HCS HB 556, HB 624, HCS HB 685, HB 920

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 18, 2021, 9:45 AM, House Hearing Room 4.

Executive session will be held: HB 249, HB 52, HB 63, HB 138, HCS HB 357, HB 533

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Thursday, February 18, 2021, upon adjournment, House Hearing Room 5.

Public hearing will be held: HB 946, HB 148, HB 922, HB 363

Executive session will be held: HB 519, HB 577, HB 782

Executive session may be held on any matter referred to the committee.

Added HB 363.

AMENDED

WORKFORCE DEVELOPMENT

Thursday, February 18, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 689, HB 733, HB 896, HB 353

Executive session will be held: SS SB 2

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 18, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 36

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 57

HOUSE BILLS FOR SECOND READING

HB 1143 through HB 1157

HOUSE BILLS FOR PERFECTION

HB 657 - Trent

HCS HB 527 - Haffner

HCS HB 334 - Simmons

HCS HB 548 - Hovis
HB 139 - Hudson
HB 513 - Smith (155)
HB 152 - Rone
HB 474 - Trent
HB 670 - Houx
HCS HB 942 - Haffner
HCS HB 784 - Roberts
HCS HB 785 - Hicks

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HB 476 - Grier
HCS HB 271 - Wiemann
HCS HB 362 - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 18, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Rest in the Lord and wait patiently for Him; fret not thyself. (Psalm 37:7)

Eternal God, our Creator, who has made us for You so that our hearts are restless until they find rest in You, we pause in silence before You as we begin the duties of another day. We would quiet our spirits in Your presence and find rest in the support of Your sustaining strength in the People's House.

Forgive our folly and our excuses, our coldness to human suffering, our indifference to those treasures of the spirit which are light and life, and our neglect of Your wise and gracious laws. So change our minds and turn our thoughts to You that we may walk in the way of Your commandments and with courage serve our state, with compassion help our people, and with confidence keep our lives committed to You during this Black History Month.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-fourth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 37, introduced by Representative Busick, relating to the North Central Missouri Regional Water Commission.

HCR 38, introduced by Representative Aune, relating to the "Joint Committee on Gun Violence and Legislation".

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1158, introduced by Representative Walsh (50), relating to motor vehicle accident reports.

HB 1159, introduced by Representative Wallingford, relating to home health.

HB 1160, introduced by Representative Riggs, relating to the twenty-first-century Missouri broadband deployment task force.

HB 1161, introduced by Representative Wallingford, relating to emergency services.

HB 1162, introduced by Representative Trent, relating to personal data privacy in schools.

HB 1163, introduced by Representative Black (137), relating to higher education teacher education accreditation programs.

HB 1164, introduced by Representative Griesheimer, relating to the underground damage prevention review board, with penalty provisions.

HB 1165, introduced by Representative Riggs, relating to the 21st-century Missouri social services gap analysis task force.

HB 1166, introduced by Representative Van Schoiack, relating to searches of private property.

HB 1167, introduced by Representative Gray, relating to disclosures by peace officer applicants.

HB 1168, introduced by Representative Gray, relating to the investigation of deaths involving a law enforcement officer.

HB 1169, introduced by Representative Gray, relating to the establishment of a program on police officer presence in schools and communities.

HB 1170, introduced by Representative Gray, relating to community relations training for peace officers.

HB 1171, introduced by Representative Gray, relating to the investigation of deaths involving a law enforcement officer.

HB 1172, introduced by Representative Gray, relating to the use of force by law enforcement officers.

HB 1173, introduced by Representative Coleman (97), relating to the community rebound act of 2021, with a delayed effective date.

HB 1174, introduced by Representative Toalson Reisch, relating to a tax credit for certain benevolent organizations.

HB 1175, introduced by Representative Billington, relating to catalytic converters, with a penalty provision.

HB 1176, introduced by Representative Davis, relating to investigational drugs.

HB 1177, introduced by Representative Davis, relating to the government lending transparency act.

HB 1178, introduced by Representative Riggs, relating to the Missouri state employee work-from-anywhere task force.

HB 1179, introduced by Representative Kelly (141), relating to victims of sexual offenses, with a contingent effective date for a certain section.

HB 1180, introduced by Representative Railsback, relating to the state building usage task force.

HB 1181, introduced by Representative Porter, relating to Kansas City whiskey.

HB 1182, introduced by Representative Gray, relating to a task force to study community-based policing.

HB 1183, introduced by Representative Fitzwater, relating to unpaid interns.

HB 1184, introduced by Representative Cook, relating to state funding for educational institutions.

HB 1185, introduced by Representative Cook, relating to the offense of unlawful use of weapons, with penalty provisions.

HB 1186, introduced by Representative Cook, relating to an income tax deduction.

HB 1187, introduced by Representative Lewis (25), relating to guardian ad litem fees.

HB 1188, introduced by Representative Lewis (25), relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 1189, introduced by Representative Lewis (25), relating to the sale and transfer of firearms, with penalty provisions.

HB 1190, introduced by Representative Lewis (25), relating to the firearm violence prevention act, with penalty provisions.

HB 1191, introduced by Representative Veit, relating to child care facilities.

HB 1192, introduced by Representative Coleman (32), relating to the compensation of county coroners.

HB 1193, introduced by Representative Coleman (32), relating to the human trafficking and child exploitation prevention act, with penalty provisions and a contingent effective date.

HB 1194, introduced by Representative Cook, relating to criminal sentencing.

HB 1195, introduced by Representative Hill, relating to health care benefits, with a delayed effective date.

HB 1196, introduced by Representative Hill, relating to elections, with penalty provisions.

HB 1197, introduced by Representative Bland Manlove, relating to a homicide prevention hotline.

HB 1198, introduced by Representative Bland Manlove, relating to tax revenues dedicated to school districts.

HB 1199, introduced by Representative Bland Manlove, relating to public safety, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 36, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 57, relating to property tax exemptions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1143, relating to sexual offenders, with penalty provisions.

HB 1144, relating to public health.

HB 1145, relating to presidential executive orders.

HB 1146, relating to payments for prescription drugs, with penalty provisions.

HB 1147, relating to the protection of children.

HB 1148, relating to state employees, with an emergency clause.

HB 1149, relating to the narcotics control act, with penalty provisions.

HB 1150, relating to persons who are deaf or hard of hearing.

HB 1151, relating to civil actions to protect public expression.

HB 1152, relating to health insurance deductibles.

HB 1153, relating to catalytic converters, with penalty provisions.

HB 1154, relating to discharge planning for homeless patients.

HB 1155, relating to the period for filing a declaration of candidacy for certain offices.

HB 1156, relating to licensing requirements for insurance producers.

HB 1157, relating to the Missouri local government employees' retirement system.

THIRD READING OF HOUSE BILLS

HB 476, relating to license reciprocity for military members, was taken up by Representative Grier.

On motion of Representative Grier, **HB 476** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Evans	Falkner	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McGaugh	McGill
Merideth	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rogers	Rowland	Ruth	Sander

Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 013

Anderson	Bailey	Barnes	Bosley	Cupps
Ellebracht	Fishel	Johnson	Morse	Price IV
Roeber	Rone	Tate		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 271, relating to the Missouri local government expenditure database, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **HCS HB 271** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Evans	Falkner	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McGaugh
McGill	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roden	Rogers	Rowland	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer

Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 002

Busick McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 011

Bailey	Barnes	Collins	Cupps	Ellebracht
Fishel	Morse	Price IV	Roeber	Rone
Tate				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 362, relating to the sunshine law, was taken up by Representative DeGroot.

On motion of Representative DeGroot, **HCS HB 362** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Doll	Eggleston	Evans
Falkner	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mackey	Mayhew	McCreery
McGaugh	McGirl	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Phifer	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rowland
Ruth	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4

Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 012

Bailey	Barnes	Cupps	Ellebracht	Fishel
Francis	Morse	Price IV	Roeber	Rone
Tate	Trent			

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 6 - Health and Mental Health Policy
HCR 17 - General Laws
HCR 26 - Conservation and Natural Resources
HCR 28 - Special Committee on Homeland Security
HCR 29 - Higher Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 36 - General Laws
HJR 53 - Emerging Issues
HJR 55 - Conservation and Natural Resources
HJR 56 - Emerging Issues

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 33 - Children and Families
HB 370 - General Laws
HB 385 - Special Committee on Litigation Reform
HB 439 - Emerging Issues

HB 445 - Local Government
HB 649 - Economic Development
HB 673 - Children and Families
HB 726 - Special Committee on Small Business
HB 727 - Emerging Issues
HB 842 - Elections and Elected Officials
HB 879 - Professional Registration and Licensing
HB 908 - Higher Education
HB 925 - Elections and Elected Officials
HB 971 - General Laws
HB 978 - Judiciary
HB 995 - Special Committee on Government Oversight
HB 1045 - Emerging Issues
HB 1065 - Elections and Elected Officials
HB 1066 - Special Committee on Urban Issues
HB 1067 - General Laws
HB 1077 - Emerging Issues
HB 1090 - Public Safety
HB 1123 - Judiciary
HB 1125 - Agriculture Policy
HB 1133 - Elementary and Secondary Education
HB 1139 - Ways and Means
HB 1140 - Emerging Issues
HB 1141 - General Laws

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 167 - Veterans
HB 558 - Emerging Issues

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 292**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Copeland, Davis, Hovis, Kelley (127), Roberts, Sauls, Seitz and West

Noes (0)

Absent (1): Sharp (36)

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 893**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Bailey, Baker, Bangert, Gray, Lovasco, Owen, Perkins, Person, Railsback, Sander, Taylor (139) and Van Schoiack

Noes (0)

Absent (2): Schnelting and Unsicker

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 5**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 14**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 15**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 20**, **HJR 2**, **HJR 9** and **HJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 25**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 333**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 303**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Baker, Basye, Christofanelli, Dogan, Grier, Haffner, Hill, Mackey, Patterson, Pollitt (52), Stacy and Toalson Reisch

Noes (4): Bangert, Brown (70), Nurrenbern and Terry

Absent (4): Black (7), DeGroot, Hicks and Sharp (36)

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 485**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Cupps

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 592**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey, Sauls and Taylor (139)

Noes (0)

Absent (1): Cupps

Committee on Health and Mental Health Policy, Chairman Stephens (128) reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 495**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Appelbaum, Buchheit-Courtway, Collins, Cook, Haden, Johnson, Lewis (25), O'Donnell, Pollock (123), Seitz, Smith (155), Stephens (128), Stevens (46) and Wright

Noes (1): Thomas

Absent (1): Wallingford

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 160**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Evans, Mackey, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Ellebracht

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 259**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Evans, Mackey, Reedy, Sauls, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Ellebracht

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 443**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and West

Noes (0)

Absent (1): Walsh Moore (93)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 509**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and West

Noes (0)

Absent (1): Walsh Moore (93)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 678**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Hudson, Perkins, Railsback, Reedy and West

Noes (0)

Absent (1): Walsh Moore (93)

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 542**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Grier, Kelley (127), Lewis (25), Riley, Roberts, Smith (67) and Thomas

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 724**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Brown (27), Coleman (32), Cook, Davidson, Davis, Dinkins, Doll, Grier, Kelley (127), Lewis (25), Riley, Roberts, Smith (67) and Thomas

Noes (0)

Absent (0)

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 92**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 257**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 307**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 660**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 687**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 767**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Atchison, Black (137), Bromley, Fitzwater, Kidd, Lewis (6) and Simmons

Noes (2): Gunby and McCreery

Absent (1): Brown (70)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 845**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Atchison, Black (137), Bromley, Fitzwater, Gunby, Kidd, Lewis (6), McCreery and Simmons

Noes (0)

Absent (1): Brown (70)

Committee on Ways and Means, Chairman Wallingford reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 554**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Coleman (32), Eggleston, Lovasco, Mayhew, McGirl, Riggs, Roden and Wallingford

Noes (3): Bland Manlove, Gunby and Weber

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (4): Bosley, Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (4): Bosley, Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 316**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (4): Bosley, Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 478**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 491**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 556**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Dogan, Eggleston, Fitzwater, Hudson, McGaugh, Patterson and Ruth

Noes (3): Bosley, Ingle and Mackey

Absent (3): Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 624**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 685**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Gregory (96), McDaniel and Phifer

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 52**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Basye, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (2): Aune and Proudie

Absent (2): Bailey and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 138**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 357**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Christofanelli

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 533**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Basye, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Rogers

Noes (0)

Absent (2): Bailey and Christofanelli

WITHDRAWAL OF HOUSE BILLS

February 18, 2021

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
State Capitol
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Madam Clerk:

I request that **House Bill No. 883** be withdrawn.

Respectfully submitted,

/s/ Bruce Sassmann
State Representative, Missouri 62nd District

The following members' presence was noted: Fishel, Roeber, and Tate.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Friday, February 19, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, February 23, 2021, upon adjournment, House Hearing Room 4.

Public hearing will be held: HR 173

Executive session will be held: HB 763, HR 173

Executive session may be held on any matter referred to the committee.

AGRICULTURE POLICY

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

BUDGET

Friday, February 19, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Mental Health and Department of Health & Senior Services. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Monday, February 22, 2021, 12:00 PM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Health & Senior Services (continued from 2/19, if needed), Public Defender, General Assembly and the Office of Administration presentation regarding reappropriations, maintenance & repair and capital improvements. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 76, HB 585, HB 687

Executive session may be held on any matter referred to the committee.

Adding HB 687.

AMENDED

CONSERVATION AND NATURAL RESOURCES

Monday, February 22, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 140, HB 1010, HJR 55

Executive session will be held: HJR 23, HJR 38

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, February 22, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 998, HB 427, HB 700

Executive session will be held: HB 295, HB 301

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 165, HB 104, HB 381

Executive session will be held: HJR 42

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HJR 47, HB 164, HB 253, HB 229, HB 1133

Executive session will be held: HB 754, HB 151, HB 306

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, February 22, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 819, HB 834

Executive session will be held: HB 755

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, February 22, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

JCPER 1st quarter meeting. Presentation of annual report.

JUDICIARY

Wednesday, February 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 676, HB 744, HB 978, HB 1123

Executive session will be held: HB 156, HB 712, HB 162, HB 820

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 143, HB 666, HB 804, HB 805

Executive session will be held: HB 158, HB 161, HB 365

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 23, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 904, HB 450, HB 31, HB 286, HB 839, HB 559

Executive session will be held: HB 317, HB 380, HB 1016

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 339, HB 393

Executive session will be held: HB 369, HB 944

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 277, HB 294

Executive session may be held on any matter referred to the committee.

Discussion on implementation of the raise the age law.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, February 22, 2021, 6:00 PM, House Hearing Room 7.

Public hearing will be held: HB 61, HB 746, HB 308, HB 575

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 23, 2021, 2:00 PM, House Hearing Room 7.

Public hearing will be held: HB 995

Executive session will be held: HB 583

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HCR 28

Executive session will be held: HB 177

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 385

Executive session will be held: HB 946, HB 922

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 726

Executive session will be held: HB 75

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 22, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 539, HB 261

Executive session will be held: HB 488, HB 892

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 23, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 298, HB 167

Executive session will be held: HB 296, HB 262

Executive session may be held on any matter referred to the committee.

Presentation by Joe Driskill, Missouri Military Advocate and Executive Director, Missouri Military Preparedness and Enhancement Commission.

WAYS AND MEANS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HJR 3, HJR 32, HB 991

Executive session will be held: HB 948

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 22, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 769

Executive session will be held: HB 689, HB 733, HB 896, HB 353

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-SIXTH DAY, FRIDAY, FEBRUARY 19, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 37 and HCR 38

HOUSE BILLS FOR SECOND READING

HB 1158 through HB 1199

HOUSE BILLS FOR PERFECTION

HB 657 - Trent

HCS HB 527 - Haffner

HCS HB 334 - Simmons

HCS HB 548 - Hovis

HB 139 - Hudson

HB 513 - Smith (155)

HB 152 - Rone

HB 474 - Trent

HB 670 - Houx

HCS HB 942 - Haffner

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HCS HB 59 - Schnelting

HCS HBs 547 & 752 - Schroer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-SIXTH DAY, FRIDAY, FEBRUARY 19, 2021

The House met pursuant to adjournment.

Representative Smith (163) in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 39, introduced by Representative Taylor (48), relating to commensurate wage rate for certain workers with disabilities.

HCR 40, introduced by Representative Bland Manlove, relating to the District of Columbia.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1200, introduced by Representative Billington, relating to Rush Limbaugh day.

HB 1201, introduced by Representative Davis, relating to the death penalty.

HB 1202, introduced by Representative Fitzwater, relating to economic development.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 37, relating to the North Central Missouri Regional Water Commission.

HCR 38, relating to the "Joint Committee on Gun Violence and Legislation".

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1158, relating to motor vehicle accident reports.

HB 1159, relating to home health.

HB 1160, relating to the twenty-first-century Missouri broadband deployment task force.

HB 1161, relating to emergency services.

HB 1162, relating to personal data privacy in schools.

HB 1163, relating to higher education teacher education accreditation programs.

HB 1164, relating to the underground damage prevention review board, with penalty provisions.

HB 1165, relating to the 21st-century Missouri social services gap analysis task force.

HB 1166, relating to searches of private property.

HB 1167, relating to disclosures by peace officer applicants.

HB 1168, relating to the investigation of deaths involving a law enforcement officer.

HB 1169, relating to the establishment of a program on police officer presence in schools and communities.

HB 1170, relating to community relations training for peace officers.

HB 1171, relating to the investigation of deaths involving a law enforcement officer.

HB 1172, relating to the use of force by law enforcement officers.

HB 1173, relating to the community rebound act of 2021, with a delayed effective date.

HB 1174, relating to a tax credit for certain benevolent organizations.

HB 1175, relating to catalytic converters, with a penalty provision.

HB 1176, relating to investigational drugs.

HB 1177, relating to the government lending transparency act.

HB 1178, relating to the Missouri state employee work-from-anywhere task force.

HB 1179, relating to victims of sexual offenses, with a contingent effective date for a certain section.

HB 1180, relating to the state building usage task force.

HB 1181, relating to Kansas City whiskey.

HB 1182, relating to a task force to study community-based policing.

HB 1183, relating to unpaid interns.

HB 1184, relating to state funding for educational institutions.

HB 1185, relating to the offense of unlawful use of weapons, with penalty provisions.

HB 1186, relating to an income tax deduction.

HB 1187, relating to guardian ad litem fees.

HB 1188, relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 1189, relating to the sale and transfer of firearms, with penalty provisions.

HB 1190, relating to the firearm violence prevention act, with penalty provisions.

HB 1191, relating to child care facilities.

HB 1192, relating to the compensation of county coroners.

HB 1193, relating to the human trafficking and child exploitation prevention act, with penalty provisions and a contingent effective date.

HB 1194, relating to criminal sentencing.

HB 1195, relating to health care benefits, with a delayed effective date.

HB 1196, relating to elections, with penalty provisions.

HB 1197, relating to a homicide prevention hotline.

HB 1198, relating to tax revenues dedicated to school districts.

HB 1199, relating to public safety, with penalty provisions.

The following members' presence was noted: Aldridge, Anderson, Aune, Bangert, Baringer, Basye, Billington, Black (7), Bland Manlove, Boggs, Bosley, Bromley, Brown (70), Brown (27), Burger, Burnett, Burton, Clemens, Coleman (32), Coleman (97), Collins, Copeland, Cupps, Davidson, Davis, Deaton, DeGroot, Dinkins, Eggleston, Falkner, Fishel, Fitzwater, Fogle, Gregory (96), Gregory (51), Griffith, Haley, Hardwick, Hill, Kelley (127), Lewis (6), Lovasco, Mackey, Mayhew, McDaniel, McGaugh, Mosley, Person, Pike, Proudie, Reedy, Richey, Riley, Roberts, Sassmann, Shields, Smith (163), Smith (67), Stacy, Stevens (46), Taylor (48), Terry, Thomas, Trent, Unsicker, Wallingford, Walsh (50), Weber, West, Windham, and Young.

ADJOURNMENT

On motion of Representative Smith (163), the House adjourned until 4:00 p.m., Monday, February 22, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, February 23, 2021, upon adjournment, House Hearing Room 4.

Public hearing will be held: HR 173

Executive session will be held: HB 763, HR 173

Executive session may be held on any matter referred to the committee.

AGRICULTURE POLICY

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

BUDGET

Monday, February 22, 2021, 12:00 PM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Health & Senior Services (continued from 2/19, if needed), Public Defender, General Assembly and the Office of Administration presentation regarding reappropriations, maintenance & repair and capital improvements. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Tuesday, February 23, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations continued if necessary from the Public Defender, General Assembly and the Office of Administration presentation regarding reappropriations, maintenance & repair and capital improvements. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 7.

Executive session will be held: HB 557, HB 560, HB 32, HB 865

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Executive session will be held: HB 76, HB 585, HB 687, HCS HB 724

Executive session may be held on any matter referred to the committee.

Added HB 724.

AMENDED

CONSERVATION AND NATURAL RESOURCES

Monday, February 22, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5

Public hearing will be held: HB 140, HB 1010, HJR 55

Executive session will be held: HJR 23, HJR 38

Executive session may be held on any matter referred to the committee.

Time change.

CORRECTED

CRIME PREVENTION

Monday, February 22, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 998, HB 427, HB 700

Executive session will be held: HB 295, HB 301

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 165, HB 104, HB 381

Executive session will be held: HJR 42

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 23, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HJR 47, HB 164, HB 253, HB 229, HB 1133

Executive session will be held: HB 754, HB 151, HB 306

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, February 23, 2021, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 522, HB 727, HB 825, HB 439, HB 1140

Executive session will be held: HB 926, HB 627, HB 846
Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, February 22, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 340, HB 932, HB 783, HB 482, HB 370, HB 1067, HB 1141, HB 634

Executive session will be held: HB 359, HB 737
Executive session may be held on any matter referred to the committee.
Added HB 634.

AMENDED

HEALTH AND MENTAL HEALTH POLICY

Monday, February 22, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 819, HB 834

Executive session will be held: HB 755
Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Monday, February 22, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 908, HCR 29

Executive session will be held: HB 297
Executive session may be held on any matter referred to the committee.
Updated time.

CORRECTED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, February 22, 2021, 1:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.
JCPER 1st quarter meeting. Presentation of annual report.

JUDICIARY

Wednesday, February 24, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 676, HB 744, HB 978, HB 1123

Executive session will be held: HB 156, HB 712, HB 162, HB 820
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 143, HB 666, HB 804, HB 805

Executive session will be held: HB 158, HB 161, HB 365
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 338, HB 475, HB 1042

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 23, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 904, HB 450, HB 31, HB 286, HB 839, HB 559

Executive session will be held: HB 317, HB 380, HB 1016

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, February 22, 2021, 2:00 PM, House Hearing Room 3.

Executive session will be held: HCS HB 292, HCS HB 509, HB 554, HCS HB 592, HB 678, HB 767, HCS HBs 1083, 1085, 1050, 1035, 1036, 873 & 1097, HCS HB 495, HCS HJR 35, HCS HB 69

Executive session may be held on any matter referred to the committee.

Adding HJR 35 and HB 69.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Monday, February 22, 2021, upon adjournment, House Hearing Room 3.

Executive session will be held: HB 92, HCS HB 137, HCS HB 543, HB 257, HCS HB 303, HCS HB 307, HB 570, HB 578, HB 660

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 25, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 339, HB 393

Executive session will be held: HB 369, HB 944

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 277, HB 294

Executive session may be held on any matter referred to the committee.

Discussion on implementation of the raise the age law.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY

Monday, February 22, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 61, HB 746, HB 308, HB 575

Executive session may be held on any matter referred to the committee.

Time change.

CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 23, 2021, 2:00 PM, House Hearing Room 7.

Public hearing will be held: HB 995

Executive session will be held: HB 583

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HCR 28

Executive session will be held: HB 177

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 23, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 148, HB 363, HB 385

Executive session will be held: HB 782, HB 946, HB 922

Executive session may be held on any matter referred to the committee.

Added HB's 148, 363 & 782.

AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 23, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 726

Executive session will be held: HB 75

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 22, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 420, HB 1066

Executive session will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

Added HB 420 and HB 1066.

AMENDED

UTILITIES

Wednesday, February 24, 2021, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 539, HB 261

Executive session will be held: HB 488, HB 892

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 23, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 298, HB 167

Executive session will be held: HB 296, HB 262

Executive session may be held on any matter referred to the committee.

Presentation by Joe Driskill, Missouri Military Advocate and Executive Director, Missouri Military Preparedness and Enhancement Commission.

WAYS AND MEANS

Wednesday, February 24, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HJR 3, HJR 32, HB 991

Executive session will be held: HB 948

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 22, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 769

Executive session will be held: HB 689, HB 733, HB 896, HB 353

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-SEVENTH DAY, MONDAY, FEBRUARY 22, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 39 and HCR 40

HOUSE BILLS FOR SECOND READING

HB 1200 through HB 1202

HOUSE BILLS FOR PERFECTION

HB 657 - Trent

HCS HB 527 - Haffner

HCS HB 334 - Simmons

HCS HB 548 - Hovis

HB 139 - Hudson
HB 513 - Smith (155)
HB 152 - Rone
HB 474 - Trent
HB 670 - Houx
HCS HB 942 - Haffner
HCS HB 784 - Roberts
HCS HB 785 - Hicks

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HCS HB 59 - Schnelting
HCS HBs 547 & 752 - Schroer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

EIGHTEENTH DAY, MONDAY, FEBRUARY 8, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Hannah Kelly.

Dear Heavenly Father,

Thank You for the opportunity to gather in this chamber today and continue to serve the people of this great state. We ask for Your guidance and wisdom as we make decisions. Help us to not forget the priorities of Micah 6:8, which reminds us to seek justice, love mercy, and walk humbly with You.

In Jesus' name I pray, "Amen."

The Pledge of Allegiance to the flag was recited.

The Journal of the seventeenth day was approved as printed by the following vote:

AYES: 139

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Christofanelli
Clemens	Coleman 32	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Grier	Griesheimer
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mackey	Mayhew
McCreery	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	O'Donnell	Owen	Perkins
Person	Phifer	Pike	Plocher	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Rone	Ruth	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139

Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 001

Windham

ABSENT WITH LEAVE: 021

Aldridge	Basye	Bosley	Brown 16	Brown 27
Chipman	Derges	Ellebracht	Gregory 96	Griffith
Nurrenbern	Patterson	Pietzman	Pollitt 52	Price IV
Roden	Rogers	Rowland	Sauls	Sharp 36
Tate				

VACANCIES: 001

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 56, introduced by Representative Burger, relating to participation in interscholastic athletic contests.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1074, introduced by Representative Shaul, relating to employment security.

HB 1075, introduced by Representative Tate, relating to insurance coverage for pregnancy-related services.

HB 1076, introduced by Representative Tate, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 1077, introduced by Representative Burger, relating to public school athletic contests.

HB 1078, introduced by Representative Bosley, relating to school safety programs in certain school districts.

HB 1079, introduced by Representative Bosley, relating to E-STEAM education.

HB 1080, introduced by Representative Fitzwater, relating to the offense of tampering with a judicial officer, with penalty provisions.

HB 1081, introduced by Representative Bromley, relating to the account transfers on delinquent accounts.

HB 1082, introduced by Representative Unsicker, relating to expedited partner therapy.

HB 1083, introduced by Representative Eggleston, relating to employment security benefits, with an emergency clause.

HB 1084, introduced by Representative Andrews, relating to prevailing wages on public works.

HB 1085, introduced by Representative Taylor (139), relating to employment security benefits, with an emergency clause.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 32, relating to uniform federal election laws.

HCR 33, relating to country of origin labeling for food.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 54, relating to the general assembly.

HJR 55, relating to the conservation commission.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1058, relating to the statute of frauds.

HB 1059, relating to sales tax on trade-in purchases.

HB 1060, relating to the offense of resisting or interfering with arrest, detention, or stop, with penalty provisions.

HB 1061, relating to the Missouri works program.

HB 1062, relating to restrictive covenants.

HB 1063, relating to overdose awareness day.

HB 1064, relating to civil actions, with an emergency clause.

HB 1065, relating to elections, with penalty provisions.

HB 1066, relating to the creating a respectful and open world for natural hair act.

HB 1067, relating to A+ schools, with an emergency clause.

HB 1068, relating to firearm businesses.

HB 1069, relating to offenses committed against a body of the general assembly, with penalty provisions.

HB 1070, relating to immunity from liability for inherent risks of camping.

HB 1071, relating to the early learning quality assurance report program.

HB 1072, relating to employment security tax reform, with a delayed effective date.

HB 1073, relating to land surveyors.

PERFECTION OF HOUSE BILLS

HCS HB 350, relating to kratom products, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS HB 350** was agreed to.

On motion of Representative Christofanelli, **HCS HB 350** was adopted.

On motion of Representative Christofanelli, **HCS HB 350** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Local Government, Chairman Hannegan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 252**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Perkins, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 394**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Perkins, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 441**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Burger, Falkner, Fishel, Gray, Hannegan, Perkins, Railsback, Reedy, Walsh Moore (93) and West

Noes (0)

Absent (1): Hudson

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 152**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Pouche

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 201**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Pouche

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 578**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Pouche

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Basye and Richey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 547 & 752**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (0)

Absent (2): Basye and Richey

WITHDRAWAL OF HOUSE BILLS

February 8, 2021

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
State Capitol
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Madam Clerk,

I request that **House Bill No. 1013** be withdrawn.

Respectfully submitted,

/s/ Mary Elizabeth Coleman
State Representative, Missouri's 97th District

The following members' presence was noted: Aldridge, Bosley, Chipman, Griffith, Pietzman, Price IV, Roden, and Rogers.

ADJOURNMENT

On motion of Representative Kelly (141), the House adjourned until 10:00 a.m., Tuesday, February 9, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 9, 2021, 8:15 AM, House Hearing Room 1.

Public hearing will be held: HB 529

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, February 9, 2021, 8:15 AM, House Chamber.

Executive session will be held: HB 137

Executive session may be held on any matter referred to the committee.

Added HB 137.

Budget presentations from the Department of Economic Development and Department of Transportation. Guest seating will be available in the upper gallery located on the 4th floor.

No public testimony will be taken at this hearing.

AMENDED

BUDGET

Wednesday, February 10, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Elementary and Secondary Education. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 11, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Conservation, Public Debt, Employee Benefits and Leasing. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 10, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 557, HB 560

Executive session will be held: HB 76, HB 432

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HCS HB 228, HB 273

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 323, HRB 1, HB 893

Executive session will be held: HB 920, HB 491

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 333, HJR 2, HJR 5, HJR 9, HJR 14, HJR 15, HJR 20, HJR 22, HJR 25, HJR 26, HJR 27

Executive session will be held: HB 685, HB 850, HB 556

Executive session may be held on any matter referred to the committee.

Added HB 556 and removed HJR 21.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 9, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 303, HB 543, HB 387

Executive session will be held: HB 942, HB 349

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, February 9, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 973, HB 592, HB 762, HB 485, HB 926

Executive session will be held: HB 764, HB 624

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, February 10, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 697, HB 814

Executive session will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, February 9, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 391, HB 604

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 11, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

Removed HB 365.

AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 10, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 542, HB 724

Executive session will be held: HB 500

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 9, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 291, HB 290, HB 317, HB 380, HB 484, HB 1016

Executive session will be held: HB 898

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 11, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 369, HB 944

Executive session will be held: HB 652

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 9, 2021, 4:30 PM, House Hearing Room 6.

Public hearing will be held: HB 277, HB 294

Executive session will be held: HB 316, HB 504

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 177

Executive session will be held: HB 60, HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 519, HB 577, HB 782

Executive session will be held: HB 474

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 9, 2021, 4:30 PM, House Hearing Room 1.

Executive session will be held: HB 242

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, February 10, 2021, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 687, HB 660, HB 307, HB 92

Executive session will be held: HB 661, HB 570

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, February 10, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 488, HB 892

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 9, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 296, HB 262

Executive session may be held on any matter referred to the committee.

Please note: Hearing time change.

Presentation by Col.(Ret.) Paul Kirchhoff, Executive Director, Missouri Veterans Commission.

WAYS AND MEANS

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 849, HB 644, HB 554, HB 555

Executive session will be held: HB 66

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

NINETEENTH DAY, TUESDAY, FEBRUARY 9, 2021

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 56

HOUSE BILLS FOR SECOND READING

HB 1074 through HB 1085

HOUSE BILLS FOR PERFECTION

HCS HB 271 - Wiemann
HB 476 - Grier
HB 345 - DeGroot
HB 153 - Rone
HCS HB 574 - Haden
HCS HB 362 - DeGroot
HCS HB 59 - Schnelting
HCS HBs 547 & 752 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts
HCS HB 785 - Hicks

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

NINETEENTH DAY, TUESDAY, FEBRUARY 9, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

You shall know the truth, and the truth shall make you free. (John 8:32)

Almighty God, judge of the world as Lord of all, we pause in Your presence in the midst of these busy times, lifting our spirits to You to whom all hearts are open, all desires known, and from whom no secrets are hidden. Teach us to pray that Your spirit may increasingly be a reality in our hearts and, becoming powerfully real, hold us steady and keep us steadfast, that we may not act hastily without facts but hopefully with faith and truth.

When we are distressed by the difficulties we are facing during this COVID crisis, weighed down by worry, burdened by bitterness, and disturbed by doubt, help us to be creatively concerned and with confident certainty to make decisions wisely for our good and for the protection of all.

Give our Missouri House the strength to carry on, believing that every experience that comes our way and every event that takes place we can meet with honor to ourselves, to our State, and to You.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eighteenth day was approved as printed by the following vote:

AYES: 130

Anderson	Andrews	Atchison	Aune	Bailey
Baker	Bangert	Baringer	Barnes	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Coleman 32	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McDaniel	McGaugh	McGill	Morse
Mosley	Nurrenbern	O'Donnell	Owen	Patterson

Perkins	Phifer	Pietzman	Pike	Plocher
Pollock 123	Porter	Pouche	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 006

Adams	Clemens	Merideth	Rogers	Rowland
Walsh Moore 93				

PRESENT: 003

Aldridge	Smith 67	Windham
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ABSENT WITH LEAVE: 023

Appelbaum	Basye	Bland Manlove	Bosley	Brown 27
Chipman	Christofanelli	Coleman 97	Derges	Gregory 96
Knight	McCreery	Murphy	Person	Pollitt 52
Price IV	Proudie	Rone	Sauls	Schnelting
Sharp 36	Tate	Thomas		

VACANCIES: 001

SPECIAL RECOGNITION

Members of the Future Farmers of America (FFA) were introduced by Representative Black (7).

Justin Eddy, State FFA President, addressed the House.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 34, introduced by Representative Bland Manlove, relating to Puerto Rico.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1086, introduced by Representative Wallingford, relating to emergency services.

HB 1087, introduced by Representative Seitz, relating to COVID-19.

HB 1088, introduced by Representative Hovis, relating to law enforcement data sharing.

HB 1089, introduced by Representative Hovis, relating to peace officer license suspensions.

HB 1090, introduced by Representative Hovis, relating to location restrictions for certain offenders, with penalty provisions.

HB 1091, introduced by Representative Hovis, relating to privileged communications.

HB 1092, introduced by Representative Bosley, relating to compensation for wrongful conviction.

HB 1093, introduced by Representative Trent, relating to valuation of bids for state contracts.

HB 1094, introduced by Representative Schwadron, relating to the county convention and sports facilities authority.

HB 1095, introduced by Representative Deaton, relating to tax credits.

HB 1096, introduced by Representative Walsh (50), relating to civilian review boards.

HB 1097, introduced by Representative Proudie, relating to employment security benefits.

HB 1098, introduced by Representative Gunby, relating to elections.

HB 1099, introduced by Representative Gunby, relating to elections.

HB 1100, introduced by Representative Gunby, relating to absentee voting.

HB 1101, introduced by Representative Gunby, relating to absentee voting, with an emergency clause.

HB 1102, introduced by Representative Lewis (25), relating to absentee voting.

HB 1103, introduced by Representative Bland Manlove, relating to joint labor-management health and safety committees, with penalty provisions.

HB 1104, introduced by Representative Bland Manlove, relating to expungement.

HB 1105, introduced by Representative Bland Manlove, relating to compensation for victims of crime.

HB 1106, introduced by Representative Bland Manlove, relating to indigenous peoples' day.

HB 1107, introduced by Representative Bland Manlove, relating to the transfer of firearms, with penalty provisions.

HB 1108, introduced by Representative Bland Manlove, relating to driving while revoked, with penalty provisions.

HB 1109, introduced by Representative Coleman (97), relating to tax credits for contributions to certain benevolent organizations.

HB 1110, introduced by Representative Schroer, relating to telemedicine benefits.

HB 1111, introduced by Representative Schnelting, relating to the designation of memorial highways.

HB 1112, introduced by Representative Gunby, relating to elections.

HB 1113, introduced by Representative Gunby, relating to employment practices relating to gender.

HB 1114, introduced by Representative Gregory (51), relating to continuing education credits for insurance producers.

HB 1115, introduced by Representative Sander, relating to outdoor advertising.

HB 1116, introduced by Representative Clemens, relating to protecting the right of trial by jury.

HB 1117, introduced by Representative Aune, relating to pharmaceutical cost transparency, with penalty provisions.

HB 1118, introduced by Representative Weber, relating to product repair requirements, with a penalty provision.

HB 1119, introduced by Representative Trent, relating to workers' compensation.

HB 1120, introduced by Representative Wiemann, relating to benefits for certain firefighters who contract certain types of cancer as a result of employment.

HB 1121, introduced by Representative Rogers, relating to employment security.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 56, relating to participation in interscholastic athletic contests.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1074, relating to employment security.

HB 1075, relating to insurance coverage for pregnancy-related services.

HB 1076, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 1077, relating to public school athletic contests.

HB 1078, relating to school safety programs in certain school districts.

HB 1079, relating to E-STEAM education.

HB 1080, relating to the offense of tampering with a judicial officer, with penalty provisions.

HB 1081, relating to the account transfers on delinquent accounts.

HB 1082, relating to expedited partner therapy.

HB 1083, relating to employment security benefits, with an emergency clause.

HB 1084, relating to prevailing wages on public works.

HB 1085, relating to employment security benefits, with an emergency clause.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 16**.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 16** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 16** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE BILLS

HCS HB 271, relating to the Missouri local government expenditure database, was placed on the Informal Calendar.

HB 476, relating to license reciprocity for military members, was placed on the Informal Calendar.

HB 345, relating to civil actions, was placed on the Informal Calendar.

HB 153, relating to farm vehicle fleet registration, was taken up by Representative Rone.

On motion of Representative Rone, the title of **HB 153** was agreed to.

On motion of Representative Rone, **HB 153** was ordered perfected and printed.

HCS HB 574, relating to the inspection of grounds or facilities used for certain agricultural purposes, was taken up by Representative Haden.

On motion of Representative Haden, the title of **HCS HB 574** was agreed to.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 574, Page 1, Section 261.099, Lines 2-3, by deleting all of said lines and inserting in lieu thereof the following:

"Missouri department of natural resources or its representative, the Missouri state highway patrol or its representative, the county sheriff for the county in which the facility is located or its representative, the municipal police department for the municipality in which the facility is located or its representative, the United States Department of Agriculture, and any other federal or"; and

Further amend said bill, page, and section, Lines 15-16, by deleting the words **"unless specifically requested by"** and inserting in lieu thereof the words **"without the consent of"; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (139) assumed the Chair.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Haden, **HCS HB 574** was adopted.

On motion of Representative Haden, **HCS HB 574** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 30 - Special Committee on Government Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 559 - Public Safety
HB 873 - Special Committee on Government Oversight
HB 946 - Special Committee on Litigation Reform
HB 1035 - Special Committee on Government Oversight
HB 1036 - Special Committee on Government Oversight
HB 1050 - Special Committee on Government Oversight
HB 1083 - Special Committee on Government Oversight
HB 1085 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Pietzman reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 138**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Brown (70), Burton, Haden, Haley, Knight, Mayhew, Pietzman, Rone, Sassmann, Taylor (48), Turnbaugh and Walsh Moore (93)

Noes (0)

Absent (1): Basye

Committee on Elementary and Secondary Education, Vice Chair Haffner reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 349**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Baker, Christofanelli, DeGroot, Dogan, Grier, Haffner, Hicks, Hill, Patterson, Stacy and Toalson Reisch

Noes (7): Bangert, Black (7), Brown (70), Mackey, Nurrenbern, Pollitt (52) and Terry

Absent (2): Basye and Sharp (36)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 942**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Baker, Christofanelli, DeGroot, Grier, Haffner, Hicks, Hill, Mackey, Patterson, Stacy and Toalson Reisch

Noes (5): Bangert, Brown (70), Nurrenbern, Pollitt (52) and Terry

Absent (4): Basye, Black (7), Dogan and Sharp (36)

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 52**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Davidson, Hurlbert, Ingle, Riley, Rogers, Ruth, Schnelting, Schwadron and Trent

Noes (2): Merideth and Weber

Absent (4): Brown (16), Pollitt (52), Schroer and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 63**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Boggs, Davidson, Hurlbert, Ingle, Merideth, Riley, Rogers, Ruth, Schnelting, Schwadron, Trent and Weber

Noes (0)

Absent (4): Brown (16), Pollitt (52), Schroer and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 212**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Boggs, Davidson, Hurlbert, Riley, Ruth, Schnelting, Schwadron and Trent

Noes (4): Ingle, Merideth, Rogers and Weber

Absent (4): Brown (16), Pollitt (52), Schroer and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 533**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Boggs, Davidson, Hurlbert, Ingle, Merideth, Riley, Rogers, Ruth, Schnelting, Schwadron, Trent and Weber

Noes (0)

Absent (4): Brown (16), Pollitt (52), Schroer and Sharp (36)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 670**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Boggs, Davidson, Hurlbert, Ingle, Merideth, Riley, Rogers, Ruth, Schnelting, Schwadron, Trent and Weber

Noes (0)

Absent (4): Brown (16), Pollitt (52), Schroer and Sharp (36)

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 898**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Phifer, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (1): Schroer

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 351**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 357**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Appelbaum, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Morse, Pollitt (52), Reedy, Sharpe (4), Stephens (128) and Turnbaugh

Noes (0)

Absent (1): Bosley

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 474**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (3): Anderson, Ellebracht and Rogers

Absent (1): Christofanelli

Committee on Workforce Development, Chairman Henderson reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 384**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Gregory (51), Haley, Henderson, Hurlbert, Lewis (6), Railsback, Sharpe (4), Thompson, Walsh Moore (93) and Young

Noes (0)

Absent (2): Brown (16) and Person

Committee on Consent and House Procedure, Chairman Walsh (50) reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 228**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (8): Andrews, Appelbaum, Fishel, Kalberloh, Mosley, Pouche, Railsback and Walsh (50)

Noes (0)

Absent (3): Person, Schroer and Wright

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 273**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Andrews, Appelbaum, Fishel, Kalberloh, Mosley, Pouche, Railsback, Schroer and Walsh (50)

Noes (0)

Absent (2): Person and Wright

The following members' presence was noted: Appelbaum, Bland Manlove, Bosley, Brown (27), Chipman, Christofanelli, Coleman (97), Knight, McCreery, Murphy, Person, Pollitt (52), Price IV, Proudie, Rone, Schnelting, Tate, and Thomas.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, February 10, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, February 10, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HB 763

Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, February 10, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Elementary and Secondary Education. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 11, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Conservation, Public Debt, Employee Benefits and Leasing. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 10, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 557, HB 560

Executive session will be held: HB 76, HB 432

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 323, HRB 1, HB 893

Executive session will be held: HB 920, HB 491

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 333, HJR 2, HJR 5, HJR 9, HJR 14, HJR 15, HJR 20, HJR 22, HJR 25, HJR 26, HJR 27

Executive session will be held: HB 685, HB 850, HB 556

Executive session may be held on any matter referred to the committee.

Added HB 556 and removed HJR 21.

AMENDED

FINANCIAL INSTITUTIONS

Wednesday, February 10, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 697, HB 814

Executive session will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

JUDICIARY

Wednesday, February 10, 2021, 5:00 PM, House Hearing Room 6.

Public hearing will be held: HB 156, HB 160, HB 218, HB 259

Executive session will be held: HB 585, HB 69, HB 157, HB 531, HB 530

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 11, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

Removed HB 365.

AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 10, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 542, HB 724

Executive session will be held: HB 500

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 11, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 369, HB 944

Executive session will be held: HB 652

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, February 10, 2021, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HB 1085, HB 1083, HB 1050, HB 1036, HB 1035, HB 873, HCR 30

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 177

Executive session will be held: HB 60, HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 10, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 894, HB 202, HB 65, HB 28

Executive session may be held on any matter referred to the committee.

Please note: Time change.

TRANSPORTATION

Wednesday, February 10, 2021, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 687, HB 660, HB 307, HB 92

Executive session will be held: HB 661, HB 570

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, February 10, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 488, HB 892

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 849, HB 644, HB 554, HB 555

Executive session will be held: HB 66

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 15, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 689, HB 733, HB 896, HB 353

Executive session will be held: SS SB 2

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTIETH DAY, WEDNESDAY, FEBRUARY 10, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 34

HOUSE BILLS FOR SECOND READING

HB 1086 through HB 1121

HOUSE BILLS FOR PERFECTION

HCS HB 362 - DeGroot
HCS HB 59 - Schnelting
HCS HBs 547 & 752 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts
HCS HB 785 - Hicks
HCS HB 271 - Wiemann
HB 476 - Grier
HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HCS HB 350 - Christofanelli

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 10, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Brad Hudson.

Dear Heavenly Father,

This is the day that You have made. We will rejoice and be glad in it. We will rejoice because another day means another opportunity to love, to lead, and to serve. We will be glad because of the great gifts that You have given us. Friendship, health, and strength. May we make wise decisions. May we choose the right path, and not necessarily the easy path. May we do great things, and may we do these things all while seeking Your glory, and not our own. In the mighty name of Jesus, I pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as printed by the following vote:

AYES: 141

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hardwick	Henderson
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Person	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roeber	Rogers	Ruth	Sander	Sassmann

Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stephens 128	Stevens 46	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Van Schoiack	Wallingford	Walsh 50
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 002

Rowland	Walsh Moore 93
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PRESENT: 002

Aldridge	Windham
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ABSENT WITH LEAVE: 017

Basye	Bland Manlove	Bosley	Copeland	Gregory 96
Hannegan	Hicks	Phifer	Pietzman	Price IV
Roden	Rone	Sauls	Schnelting	Sharp 36
Tate	Veit			

VACANCIES: 001

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1122, introduced by Representative West, relating to the subdivision property owners' protection act.

HB 1123, introduced by Representative Kelly (141), relating to the protection of children.

HB 1124, introduced by Representative Kelly (141), relating to real estate licensees.

HB 1125, introduced by Representative Rone, relating to pesticide certification and training, with penalty provisions and a delayed effective date.

HB 1126, introduced by Representative Hill, relating to insurance holding companies.

HB 1127, introduced by Representative Hudson, relating to the office of administration.

HB 1128, introduced by Representative Coleman (97), relating to medical care authority.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 34, relating to Puerto Rico.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1086, relating to emergency services.

HB 1087, relating to COVID-19.

HB 1088, relating to law enforcement data sharing.

HB 1089, relating to peace officer license suspensions.

HB 1090, relating to location restrictions for certain offenders, with penalty provisions.

HB 1091, relating to privileged communications.

HB 1092, relating to compensation for wrongful conviction.

HB 1093, relating to valuation of bids for state contracts.

HB 1094, relating to the county convention and sports facilities authority.

HB 1095, relating to tax credits.

HB 1096, relating to civilian review boards.

HB 1097, relating to employment security benefits.

HB 1098, relating to elections.

HB 1099, relating to elections.

HB 1100, relating to absentee voting.

HB 1101, relating to absentee voting, with an emergency clause.

HB 1102, relating to absentee voting.

HB 1103, relating to joint labor-management health and safety committees, with penalty provisions.

HB 1104, relating to expungement.

HB 1105, relating to compensation for victims of crime.

HB 1106, relating to indigenous peoples' day.

HB 1107, relating to the transfer of firearms, with penalty provisions.

HB 1108, relating to driving while revoked, with penalty provisions.

HB 1109, relating to tax credits for contributions to certain benevolent organizations.

HB 1110, relating to telemedicine benefits.

HB 1111, relating to the designation of memorial highways.

HB 1112, relating to elections.

HB 1113, relating to employment practices relating to gender.

HB 1114, relating to continuing education credits for insurance producers.

HB 1115, relating to outdoor advertising.

HB 1116, relating to protecting the right of trial by jury.

HB 1117, relating to pharmaceutical cost transparency, with penalty provisions.

HB 1118, relating to product repair requirements, with a penalty provision.

HB 1119, relating to workers' compensation.

HB 1120, relating to benefits for certain firefighters who contract certain types of cancer as a result of employment.

HB 1121, relating to employment security.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 476, relating to license reciprocity for military members, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HB 476** was agreed to.

On motion of Representative Grier, **HB 476** was ordered perfected and printed.

HCS HB 271, relating to the Missouri local government expenditure database, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS HB 271** was agreed to.

On motion of Representative Wiemann, **HCS HB 271** was adopted.

On motion of Representative Wiemann, **HCS HB 271** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 362, relating to the sunshine law, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HCS HB 362** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 362, Page 4, Section 610.021, Line 116, by deleting the word "**and**"; and

Further amend said bill, page and section, Line 120, by inserting after the word "**reports**" the following:

"; and

(26) Individually identifiable customer usage and billing records for customers of a municipally owned utility unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Lovasco offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 362, Page 4, Section 610.021, Line 120, by inserting after all of said section and line the following:

"610.023. 1. Each public governmental body is to appoint a custodian who is to be responsible for the maintenance of that body's records. The identity and location of a public governmental body's custodian is to be made available upon request.

2. Each public governmental body shall make available for inspection and copying by the public of that body's public records. No person shall remove original public records from the office of a public governmental body or its custodian without written permission of the designated custodian. No public governmental body shall, after August 28, 1998, grant to any person or entity, whether by contract, license or otherwise, the exclusive right to access and disseminate any public record unless the granting of such right is necessary to facilitate coordination with, or uniformity among, industry regulators having similar authority.

3. Each request for access to a public record shall be acted upon as soon as possible, but in no event later than the end of the third business day following the date the request is received by the custodian of records of a public governmental body, **unless published notice is provided at least seventy-two hours prior to the request for records that the public governmental body will be closed for an extended period outside of normal hours of operation**. If records are requested in a certain format, the public body shall provide the records in the requested

format, if such format is available. If access to the public record is not granted immediately, the custodian shall give a detailed explanation of the cause for further delay and the place and earliest time and date that the record will be available for inspection. This period for document production may exceed three days for reasonable cause.

4. If a request for access is denied, the custodian shall provide, upon request, a written statement of the grounds for such denial. Such statement shall cite the specific provision of law under which access is denied and shall be furnished to the requester no later than the end of the third business day following the date that the request for the statement is received."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 2** was adopted.

Representative Ellebracht offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 362, Page 3, Section 610.021, Lines 77–81, by deleting all of said lines and inserting in lieu thereof the following:

"(19) Existing or proposed security systems **or procedures** and structural plans of real property owned or leased by a public governmental body **including, but not limited to, evacuation and lockdown procedures for the buildings on such real property**, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure **including, but not limited to, software or surveillance companies that secure access to such buildings**, the public disclosure of which would threaten public safety."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ellebracht, **House Amendment No. 3** was adopted.

On motion of Representative DeGroot, **HCS HB 362, as amended**, was adopted.

On motion of Representative DeGroot, **HCS HB 362, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1097 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 76**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Bailey, Coleman (97), Dogan, Hannegan, Ingle, Patterson, Unsicker and Young

Noes (0)

Absent (2): Pietzman and Shields

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 432**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bailey, Coleman (97), Dogan, Hannegan, Ingle, Patterson, Unsicker and Young

Noes (0)

Absent (2): Pietzman and Shields

Committee on Downsizing State Government, Chairman Baker reporting:

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 491**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bailey, Baker, Owen, Perkins, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (3): Bangert, Gray and Person

Absent (2): Lovasco and Unsicker

Mr. Speaker: Your Committee on Downsizing State Government, to which was referred **HB 920**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bailey, Baker, Owen, Perkins, Railsback, Sander, Schnelting, Taylor (139) and Van Schoiack

Noes (3): Bangert, Gray and Person

Absent (2): Lovasco and Unsicker

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 624**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Taylor (139)

Noes (0)

Absent (2): Aune and Sauls

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 764**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Taylor (139)

Noes (0)

Absent (2): Aune and Sauls

Special Committee on Homeland Security, Chairman Hicks reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HJR 6**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bland Manlove, Chipman, Gray, Haffner, Hicks, Kidd, McDaniel, Porter, Schnelting, Tate and Walsh Moore (93)

Noes (0)

Absent (0)

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 60**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bland Manlove, Chipman, Gray, Haffner, Hicks, Kidd, McDaniel, Porter, Schnelting, Tate and Walsh Moore (93)

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 20**.

COMMITTEE APPOINTMENTS

February 10, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to serve on the Joint Committee on Public Employee Retirement:

Representative Barry Hovis
Representative Rodger Reedy
Representative LaKeySha Bosley

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 10, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller

I hereby appoint the following to serve on the Joint Committee on Child Abuse and Neglect:

Representative Kimberly-Ann Collins

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

COMMITTEE CHANGES

February 10, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby remove Representative Sara Walsh from the Joint Committee on Public Employee Retirement.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 10, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller

I hereby make the following changes to the Committee on Utilities:

I remove Representative Keri Ingle and appoint Representative Paula Brown.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following members' presence was noted: Bland Manlove, Bosley, Copeland, Hannegan, Hicks, Phifer, Price IV, Roden, Rone, Schnelting, Tate, and Veit.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, February 11, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, February 11, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Conservation, Public Debt, Employee Benefits and Leasing. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Monday, February 15, 2021, 11:00 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Treasurer, General Assembly, Judiciary and Public Defender. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Tuesday, February 16, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Lt. Governor, Department of Health & Senior Services and Department of Mental Health. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Wednesday, February 17, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Attorney General, Department of Higher Education & Workforce Development, Department of Natural Resources and Department of Corrections. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 18, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Public Safety, Department of Revenue and Department of Corrections (continued from 2/17/21, if needed). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, February 16, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 318, HB 319, HB 352, HB 469, HB 731, HB 745

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 11, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

Removed HB 365.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 11, 2021, 9:45 AM, House Hearing Room 3.

Executive session will be held: HB 657, HCS HB 334, HCS HB 527, HCS HB 548

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 11, 2021, upon adjournment, House Hearing Room 3.

Executive session will be held: HB 139, HB 513, HB 152, HB 474, HB 670, HCS HB 942, HCS HB 349, HCS HB 75, HCS HBs 288, 444 & 392, HCS HB 572, HB 602

Executive session may be held on any matter referred to the committee.

Removing HB 457.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, February 11, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 369, HB 944

Executive session will be held: HB 652

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 16, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 946

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 15, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 15, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 689, HB 733, HB 896, HB 353

Executive session will be held: SS SB 2

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 11, 2021

HOUSE BILLS FOR SECOND READING

HB 1122 through HB 1128

HOUSE BILLS FOR PERFECTION

HCS HB 59 - Schnelting

HCS HBs 547 & 752 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HCS HB 350 - Christofanelli

HB 153 - Rone

HCS HB 574 - Haden

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 11, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Commit thy works unto the Lord, and thy thoughts shall be established. (Proverbs 16:3)

Almighty creator of our souls, as we bow on this majestic House floor, grant us a realization of Your presence and the assurance that, as we face the duties of this day, You are with us. As we turn to You, may we find wisdom to make wise decisions, strength to stand for what is correct for all, and humility to motivate all for our endeavors.

May we think of You – not only at this moment – but all throughout this cold day, and from these moments may there come a confidence and a courage which will enable us to lead the state of Missouri to better days, to a greater spirit between our citizens, and to finer relationships between us, as God’s children.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Maria Thomas.

The Journal of the twentieth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 35, introduced by Representative Proudie, relating to lupus awareness month and lupus awareness day.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1129, introduced by Representative Haley, relating to tax credits for contributions to certain benevolent organizations.

HB 1130, introduced by Representative Dinkins, relating to prohibiting certain businesses from receiving public funds.

HB 1131, introduced by Representative Merideth, relating to parole eligibility.

HB 1132, introduced by Representative Knight, relating to the compensation of sheriffs.

HB 1133, introduced by Representative Black (7), relating to teacher career plans.

HB 1134, introduced by Representative Bland Manlove, relating to possession of certain weapons, with penalty provisions.

HB 1135, introduced by Representative Hardwick, relating to liens on stored property.

HB 1136, introduced by Representative Mackey, relating to foreign ownership of agricultural land.

HB 1137, introduced by Representative Stacy, relating to instant runoff voting.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1122, relating to the subdivision property owners' protection act.

HB 1123, relating to the protection of children.

HB 1124, relating to real estate licensees.

HB 1125, relating to pesticide certification and training, with penalty provisions and a delayed effective date.

HB 1126, relating to insurance holding companies.

HB 1127, relating to the office of administration.

HB 1128, relating to medical care authority.

THIRD READING OF HOUSE BILLS

HCS HB 350, relating to kratom products, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HCS HB 350** was read the third time and passed by the following vote:

AYES: 144

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Billington	Black 137	Black 7	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Coleman 97	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Roden
Roeber	Rogers	Rone	Rowland	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Tate	Taylor 139	Taylor 48	Terry
Thomas	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh Moore 93	Weber	West
Wiemann	Windham	Young	Mr. Speaker	

NOES: 000

PRESENT: 007

Bland Manlove	Boggs	Derges	Pollock 123	Seitz
Toalson Reisch	Walsh 50			

ABSENT WITH LEAVE: 011

Aldridge	Bailey	Basye	Collins	Falkner
Gregory 96	McDaniel	Pietzman	Sauls	Thompson
Wright				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HB 153, relating to farm vehicle fleet registration, was taken up by Representative Rone.

On motion of Representative Rone, **HB 153** was read the third time and passed by the following vote:

AYES: 153

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McGaugh	McGirt	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rogers	Rone	Rowland
Ruth	Sander	Sassmann	Schnelting	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Toalson Reisch	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Basye	Collins	Gregory 96	Hicks	McDaniel
Pietzman	Sauls	Schroer	Thompson	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

HCS HB 574, relating to the inspection of grounds or facilities used for certain agricultural purposes, was taken up by Representative Haden.

On motion of Representative Haden, **HCS HB 574** was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Bailey	Baker	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rone	Ruth	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Tate	Taylor 139	Taylor 48	Thomas	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 043

Adams	Aldridge	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Doll	Ellebracht	Fogle	Gray	Gunby
Ingle	Johnson	Lewis 25	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Proudie
Quade	Rogers	Rowland	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 002

Anderson	Phifer
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ABSENT WITH LEAVE: 008

Basye	Collins	Gregory 96	McDaniel	Pietzman
Sauls	Schroer	Thompson		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 173 - Administration and Accounts

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 1** - Local Government
- HCR 16** - Special Committee on Tourism
- HCR 31** - Health and Mental Health Policy

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 13** - Ways and Means
- HJR 28** - General Laws
- HJR 49** - Elections and Elected Officials

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 31** - Public Safety
- HB 104** - Elections and Elected Officials
- HB 108** - Elementary and Secondary Education
- HB 140** - Conservation and Natural Resources
- HB 148** - Special Committee on Litigation Reform
- HB 154** - General Laws
- HB 167** - Transportation
- HB 217** - General Laws
- HB 246** - Rural Community Development
- HB 248** - Ways and Means
- HB 274** - Local Government
- HB 286** - Public Safety
- HB 297** - Higher Education
- HB 298** - Veterans
- HB 313** - Crime Prevention
- HB 338** - Professional Registration and Licensing
- HB 339** - Rural Community Development
- HB 363** - Special Committee on Litigation Reform
- HB 381** - Elections and Elected Officials
- HB 382** - Local Government
- HB 393** - Rural Community Development
- HB 398** - Health and Mental Health Policy
- HB 446** - Conservation and Natural Resources
- HB 449** - Health and Mental Health Policy
- HB 450** - Public Safety
- HB 475** - Professional Registration and Licensing

HB 496 - Elementary and Secondary Education
HB 501 - Downsizing State Government
HB 507 - General Laws
HB 524 - Utilities
HB 525 - Conservation and Natural Resources
HB 526 - General Laws
HB 541 - Elementary and Secondary Education
HB 549 - Corrections and Public Institutions
HB 558 - Pensions
HB 563 - Local Government
HB 564 - Conservation and Natural Resources
HB 639 - Elementary and Secondary Education
HB 640 - Health and Mental Health Policy
HB 664 - Downsizing State Government
HB 701 - Pensions
HB 769 - Workforce Development
HB 825 - Emerging Issues
HB 834 - Health and Mental Health Policy
HB 835 - Utilities
HB 839 - Public Safety
HB 872 - Elementary and Secondary Education
HB 904 - Public Safety
HB 914 - Special Committee on Small Business
HB 922 - Special Committee on Litigation Reform
HB 927 - Financial Institutions
HB 928 - Financial Institutions
HB 940 - General Laws
HB 945 - General Laws
HB 949 - Special Committee on Government Accountability
HB 980 - Emerging Issues
HB 991 - Ways and Means
HB 996 - Transportation
HB 998 - Crime Prevention
HB 1010 - Conservation and Natural Resources
HB 1015 - Special Committee on Government Accountability
HB 1023 - Special Committee on Small Business
HB 1029 - Transportation
HB 1030 - Special Committee on Government Accountability
HB 1032 - Corrections and Public Institutions
HB 1039 - Ways and Means
HB 1042 - Professional Registration and Licensing
HB 1046 - Corrections and Public Institutions
HB 1053 - Health and Mental Health Policy
HB 1070 - Special Committee on Tourism
HB 1071 - Elementary and Secondary Education

HB 1088 - Crime Prevention

HB 1095 - Economic Development

HB 1111 - Transportation

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 556**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 685**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy, Toalson Reisch and Windham

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 850**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Committee on Financial Institutions, Chairman Francis reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 478**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Adams, Billington, Butz, Clemens, DeGroot, Francis, McGirl, O'Donnell, Owen, Railsback, Rowland, Sander, Shaul and Trent

Noes (0)

Absent (1): Thompson

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 69**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Sauls

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Coleman (97), Ellebracht, Evans, Mackey, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (1): Davis

Absent (1): Sauls

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 530**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Sauls

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 531**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (0)

Absent (1): Sauls

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 585**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Anderson, Coleman (97), Davis, Ellebracht, Evans, Mackey, Reedy, Schroer, Veit and Wiemann

Noes (0)

Absent (2): Sauls and Walsh (50)

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 500**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Coleman (32), Cook, Davidson, Davis, Dinkins, Grier, Kelley (127), Riley and Roberts

Noes (4): Brown (27), Doll, Lewis (25) and Smith (67)

Absent (1): Thomas

Committee on Rural Community Development, Chairman Pollitt (52) reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 652**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Appelbaum, Buchheit-Courtway, Burton, Copeland, Haffner, Hovis, Kalberloh, Lewis (25), Lewis (6), Pollitt (52), Reedy, Sharpe (4) and Turnbaugh

Noes (0)

Absent (3): Bosley, Morse and Stephens (128)

Special Committee on Criminal Justice, Chairman Dogan reporting:

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 316**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Copeland, Dogan, Hannegan, Hardwick, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Special Committee on Criminal Justice, to which was referred **HB 504**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Copeland, Dogan, Hannegan, Hardwick, Lovasco, Perkins, Stevens (46), Van Schoiack and Young

Noes (0)

Absent (1): Evans

Committee on Transportation, Chairman Ruth reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 570**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Mosley, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 661**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bangert, Bromley, Buchheit-Courtway, Burger, Busick, Butz, Griesheimer, Hurlbert, Porter, Pouche, Ruth, Smith (67) and Taylor (48)

Noes (0)

Absent (1): Mosley

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 334**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Hudson, McGaugh, Patterson and Ruth

Noes (5): Bosley, Dogan, Ingle, Mackey and Phifer

Absent (2): Gregory (96) and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 527**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Dogan, Eggleston, Fitzwater, Hudson, McGaugh, Patterson and Ruth

Noes (3): Ingle, Mackey and Phifer

Absent (2): Gregory (96) and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 548**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Gregory (96) and McDaniel

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 657**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bosley, Dogan, Eggleston, Fitzwater, Hudson, Ingle, Mackey, McGaugh, Patterson, Phifer and Ruth

Noes (0)

Absent (2): Gregory (96) and McDaniel

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 75**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 75** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 288, 444 & 392**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 288, HB 444, and HB 392** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 349**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 474**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 513**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 572**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 572** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 602**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 602** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 670**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Basye and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 942**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Basye and Proudie

REPORT OF THE SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

February 10, 2021

Rob Vescovo, Speaker
House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mister Speaker:

The Special Committee on Government Oversight has met, taken testimony, deliberated and concluded its review of the unemployment overpayments and subsequent request for reimbursement by the Department of Labor. The below listed committee members are pleased to submit the attached report:

/s/ Representative Jered Taylor, Chairman
/s/ Representative Dave Evans
/s/ Representative J. Eggleston
/s/ Representative Tony Lovasco
/s/ Representative Bill Falkner

/s/ Representative Raychel Proudie, Ranking Minority Member
/s/ Representative Mark Ellebracht
/s/ Representative Scott Cupps
/s/ Representative Wes Rogers

Sincerely,

/s/ Representative Jered Taylor
Committee Chair

INTRODUCTION

In early 2020, the COVID-19 pandemic caused many businesses in Missouri to either shutdown or limit the employees that could work there, resulting in many Missourians being laid-off. Due to this, hundreds of thousands of Missouri citizens had to enroll in Unemployment through the Missouri Department of Labor and Industrial Relations (MODOLIR). In order to help states struggling to meet the rising need for unemployment benefits, the Federal government provided for additional assistance through the Lost Wage Assistance program, Pandemic Unemployment Assistance, Pandemic Emergency Unemployment Compensation, and the supplemental Federal Pandemic Unemployment Compensation.

The Division of Employment Security (DES) within the Department of Labor paid over \$5 billion in unemployment benefits to Missouri citizens in 2020, using a combination of state and federal funds. Currently, approximately 3% of the total amount has been classified as an overpayment of benefits. DES has sent billing statements to collect the overpayments from over 40,000 Missouri citizens.

To inquire on this situation, the Special Committee on Government Oversight held a public hearing on February 2, 2021, where Director Anna Hui of the Department of Labor testified in front of the Committee. The Committee also invited members of the public to testify as to how this situation has affected them.

SUMMARY OF PUBLIC TESTIMONY

At the February 2, 2021, hearing, the Special Committee on Government Oversight heard testimony from Director Anna Hui regarding the unemployment overpayments by the Department of Labor and the Department's subsequent attempts to recoup the money from the unemployed Missourians who received the benefits. Director Hui explained to the committee the overview of the unemployment benefits program, the increase of the participants in the program in 2020, and the data involving the overpayments made in 2020. The Committee also heard and reviewed testimony from the Public as to how they and their fellow constituents have been affected by DES's demands for them to reimburse DES the funds paid out.

Director Hui noted that, since the COVID-19 pandemic ramped up starting March of 2020, the number of individuals who were paid unemployment compensation in the United States peaked a 31.4 million people. In Missouri, the monthly initial claims significantly increased to over 300,000 in 2020, compared to 2019 where the monthly initial claims were less than 50,000. More than half of the claimants that filed in 2020 were new filers. She further stated that, when distributing funds, the goal was get the money out so that it could be injected into the economy in hopes to increase stabilization.

Additionally, Director Hui stated that overpayments are a regular part of the unemployment program. However, due to the significant increase in the participants of the program, the amount of overpayments (while lower than last year percentage-wise) is significantly larger in quantity of funds. In 2019, DES reports that the overpayment rate of unemployment benefits was 5.3% of the approximately \$236 million of unemployment benefits paid that year. In 2020 however, while the overpayment rate was just under 3%, it was out of the over \$5 billion of unemployment benefits paid that year. Approximately \$150 million of overpayments have occurred in Missouri in 2020. Director Hui testified that this number may go up as more data comes into their office. While she did not have the complete breakdown of the overpayment funds, Director Hui did testify that she believed that majority of the \$150 million was federal money.

DES has requested approximately 46,000 Missouri citizens to pay back over \$150 million in overpayments. Director Hui testified that DES is required by state statute to collect overpayments and provided various documents to show how DES give notice to those who have received overpayments in Missouri. She further stated that the Department would be willing to work with those who received the money to set up a payment plan if they contact them. In response to questions by the Committee, the Director clarified that, while the state has the ability to waive the federal portion of the overpayments, the state portion of the overpayments are governed by statute. She further stated that the directive from the Governor's office has been to collect on all the overpayments.

During the hearing, Chair Taylor requested the following supplemental data from Director Hui:

- (1) Breakdown of which portions of the overpayments are federal and state money; and
- (2) A geographical breakdown of how much of the total amount of the overpayments are owed by the population across Missouri

After Director Hui's testimony, the committee also invited members of the public to testify on how they have been affected due to DES demanding the collection of the overpayments for 2020. There were testimonies on how the amount of overpayments owed by individuals ranged from a couple hundred dollars to a couple thousand dollars,

and one witness testified that she was a school bus driver and received a letter that she had to pay back \$13,000 in overpayments. There were testimonies from witnesses that stated they attempted to contact the Department to discuss this issue but were put on hold for hours just to receive contradictory information. Furthermore, there was testimony that witnesses had just started working again and DES is going to start garnishing their checks. Multiple witnesses stated that they enrolled in unemployment because they were encouraged to by the government and that they did what they were supposed to do. Witnesses felt like they should not be penalized for DES over paying them.

RECOMMENDATIONS

Based on the testimony and responses to committee questions, the committee concluded that legislative action is necessary to rectify this issue. The following bills have been introduced and would require the Department of Labor and Industrial Relations to waive overpayments of unemployment benefits that stem from Federal funds:

- (1) HB 1085
- (2) HB 1083
- (3) HB 1050
- (4) HB 1036
- (5) HB 1035
- (6) HB 873
- (7) HCR 30
- (8) HB 1097

The committee is confident that they will be brought to the General Assembly and ultimately through the Senate and Governor's office as this issue has weighed heavily on many Missouri citizens.

The committee requested supplemental information from Director Hui at the hearing and, as of February 10, 2021, has not received such information yet. Therefore, the committee also recommends that Department of Labor and Industrial Relations provide the information that was requested during the hearing.

APPENDIX A: HEARING INFO

- I. February 2, 2021
 - A. Location: House Hearing Room 1
 - B. Witnesses
 - 1. Anna Hui, Department of Labor and Industrial Relations
 - 2. Cindy Knittig
 - 3. Dan Thacker, Teamsters Local 610
 - 4. Tracy Anglemeyer
 - 5. Paul Lynch
 - 6. Helen Paschke (Written Testimony)
 - 7. Elizabeth Peterson (Written Testimony)
 - 8. Brenda Kay Kelley (Written Testimony)
 - 9. Sandra Griffin (Written Testimony)
 - 10. Laura Knese (Written Testimony)
 - 11. Erica Eakes (Written Testimony)
 - 12. Suanne Stanley (Written Testimony)
 - 13. D'Anne Khazraeinazmpour (Written Testimony)
 - 14. Santaisha Laster (Written Testimony)
 - 15. Marissa Crozier (Written Testimony)
 - 16. Debra Howard (Written Testimony)
 - 17. Garry Ward (Written Testimony)
 - 18. Janeen Osborne (Written Testimony)
 - 19. Amanda Privitera (Written Testimony)
 - 20. James Garrett (Written Testimony)
 - 21. Angela Hays (Written Testimony)
 - 22. Sue Greenberg (Written Testimony)

23. David Robinette (Written Testimony)
24. Serena Turner (Written Testimony)
25. Scott Fredericks (Written Testimony)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 37** entitled:

An act to repeal sections 266.355, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof three new sections relating to anhydrous ammonia.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE CHANGES

February 11, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Committee on Ethics:

I remove Representative Mark Ellebracht from the committee and as ranking member.

I appoint Representative Robert Sauls to the committee and name Representative Richard Brown as ranking member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

MESSAGES FROM THE GOVERNOR

February 11, 2021

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
101st GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 16** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021.

On February 9, 2021, I approved **House Committee Substitute for House Bill No. 16**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

Having been returned from the Governor with his approval, **HCS HB 16** was delivered to the Secretary of State by the Chief Clerk of the House.

The following member's presence was noted: Collins.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, February 15, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 16, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 440, HB 508, HB 638

Executive session will be held: HB 529, HB 589

Executive session may be held on any matter referred to the committee.

BUDGET

Monday, February 15, 2021, 11:00 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Treasurer, General Assembly, Judiciary and Public Defender. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Tuesday, February 16, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Lt. Governor, Department of Health & Senior Services and Department of Mental Health. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Wednesday, February 17, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Attorney General, Department of Higher Education & Workforce Development, Department of Natural Resources and Department of Corrections. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 18, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Public Safety, Department of Revenue and Department of Corrections (continued from 2/17/21, if needed). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 16, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HB 76, HB 585

Executive session may be held on any matter referred to the committee.

Adding HB 585.

AMENDED

CONSERVATION AND NATURAL RESOURCES

Monday, February 15, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 140, HB 1010

Executive session will be held: HJR 23, HJR 38

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Tuesday, February 16, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 318, HB 319, HB 352, HB 469, HB 731, HB 745

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, February 15, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 295, HB 301, HB 876, HB 461

Executive session will be held: HB 292

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 738, HB 423, HB 324, HJR 42

Executive session will be held: HB 333, HJR 2, HJR 5, HJR 9, HJR 14, HJR 15, HJR 20,
HJR 22, HJR 25, HJR 26, HJR 27

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 16, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 754, HB 151, HB 306

Executive session will be held: HB 303, HB 543, HB 387

Executive session may be held on any matter referred to the committee.

ETHICS

Monday, February 15, 2021, 1:30 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the
Missouri Constitution, House Rule 37, House Resolution 70 and RSMo 610.021(3) (personnel
matters).

GENERAL LAWS

Monday, February 15, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing
Room 1.

Public hearing will be held: HB 932, HB 783, HB 482

Executive session will be held: HB 737, HB 359

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, February 15, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 681, HB 755, HB 404

Executive session will be held: HB 495

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Monday, February 15, 2021, 12:30 PM, House Hearing Room 6.

Public hearing will be held: HB 297

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, February 16, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 239, HB 629

Executive session will be held: HB 604, HB 391

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 16, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 904, HB 450, HB 31, HB 286, HB 839, HB 559

Executive session will be held: HB 317, HB 380

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 15, 2021, upon adjournment, House Hearing Room 4.

Executive session will be held: HB 249, HB 52, HB 63, HB 138, HCS HB 357, HB 533

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 16, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 277, HB 294

Executive session may be held on any matter referred to the committee.

Discussion on implementation of the raise the age law.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Monday, February 15, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 583, HB 1097

Executive session will be held: HB 1097, HB 1085, HB 1083, HB 1050, HB 1036, HB 1035, HB 873, HCR 30

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 16, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 946

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 15, 2021, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HCR 4, HCR 5

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, February 17, 2021, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 829, HB 579, HB 996, HB 708, HB 100

Executive session will be held: HB 687, HB 660, HB 307, HB 92, HB 257

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 16, 2021, 4:30 PM, House Hearing Room 5.

Public hearing will be held: HB 298

Executive session will be held: HB 296, HB 262

Executive session may be held on any matter referred to the committee.

Presentation by Joe Driskill, Missouri Military Advocate and Executive Director, Missouri Military Preparedness and Enhancement Commission.

WAYS AND MEANS

Wednesday, February 17, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 555, HB 948, HB 388, HJR 3

Executive session will be held: HB 644, HB 849

Executive session may be held on any matter referred to the committee.

Added HB 644 and HB 849.

AMENDED

WORKFORCE DEVELOPMENT

Monday, February 15, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 689, HB 733, HB 896, HB 353

Executive session will be held: SS SB 2

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWENTY-SECOND DAY, MONDAY, FEBRUARY 15, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 35

HOUSE BILLS FOR SECOND READING

HB 1129 through HB 1137

HOUSE BILLS FOR PERFECTION

HCS HB 59 - Schnelting

HCS HBs 547 & 752 - Schroer

HB 657 - Trent

HCS HB 527 - Haffner
HCS HB 334 - Simmons
HCS HB 548 - Hovis
HB 139 - Hudson
HB 513 - Smith (155)
HB 152 - Rone
HB 474 - Trent
HB 670 - Houx
HCS HB 942 - Haffner

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts
HCS HB 785 - Hicks
HB 345 - DeGroot

HOUSE BILLS FOR THIRD READING

HB 476 - Grier
HCS HB 271 - Wiemann
HCS HB 362 - DeGroot

SENATE BILLS FOR SECOND READING

SB 37

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, FEBRUARY 1, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Dirk Deaton.

Lord, we come before You this day and declare our desperate and unending need for You. I pray that all members of this body, myself included, would serve with integrity, lead with courage, and act with malice towards none and charity towards all. Lord, let us again commit to you this day that we resolve to execute the powers of our office with honor and dignity. Your Word tells us that, "Pride goeth before destruction," and as a result we recognize that the seed of every sin is in every one of us. Therefore, we pray as You taught us and ask that You "forgive us our debts, as we forgive our debtors. And lead us not into temptation, but deliver us from evil: For thine is the kingdom, and the power, and the glory, forever. Amen."

The Pledge of Allegiance to the flag was recited.

The Journal of the twelfth day was approved as printed by the following vote:

AYES: 138

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 25	Lewis 6	Lovasco	Mayhew
McCreery	McDaniel	McGaugh	McGill	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Perkins	Person	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roeber	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46

446 *Journal of the House*

Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Mr. Speaker		

NOES: 001

Rowland

PRESENT: 002

Aldridge	Collins
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ABSENT WITH LEAVE: 021

Bailey	Bosley	Chipman	DeGroot	Derges
Hill	Ingle	Mackey	Patterson	Phifer
Pietzman	Price IV	Proudie	Roberts	Roden
Rogers	Rone	Ruth	Tate	Windham
Young				

VACANCIES: 001

The Journal of the thirteenth day was approved as printed.

MOTION

Representative Plocher moved that Rule 88 and Rule 98 be suspended.

Which motion was adopted by the following vote:

AYES: 135

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bailey	Baker	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burton	Busick	Butz
Chipman	Clemens	Coleman 32	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Dinkins	Dogan	Doll	Eggleston	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mayhew	McCreery	McGaugh
McGill	Merideth	Morse	Murphy	Nurrenbern
O'Donnell	Owen	Perkins	Pietzman	Pike
Plocher	Pollitt 52	Porter	Pouche	Quade
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roeber	Rogers	Rowland	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Stacy	Stephens 128	Stevens 46

Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 027

Andrews	Bangert	Bland Manlove	Burnett	Christofanelli
Deaton	DeGroot	Derges	Ellebracht	Hill
Ingle	Mackey	McDaniel	Mosley	Patterson
Person	Phifer	Pollock 123	Price IV	Proudie
Roberts	Roden	Rone	Ruth	Smith 163
Smith 67	Tate			

VACANCIES: 001

SPECIAL RECOGNITION

Lieutenant Michael O'Donnell advanced to the bar and recited the oath of office, which was administered by Commander Michael Haffner.

Speaker Vescovo and Representative Plocher replaced the shoulder boards of Lieutenant Commander Michael O'Donnell.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 26, introduced by Representative Wallingford, relating to the joint committee on solid waste management district operations.

HCR 27, introduced by Representative Collins, relating to racial equity.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 47, introduced by Representative Bailey, relating to the state board of education.

HJR 48, introduced by Representative Trent, relating to qualifications of voters.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 997, introduced by Representative DeGroot, relating to civil actions from exposure to viruses or other communicable diseases.

HB 998, introduced by Representative DeGroot, relating to peace officer use of force, with a delayed effective date.

HB 999, introduced by Representative Bromley, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 1000, introduced by Representative West, relating to the transfer of credits earned at proprietary schools.

HB 1001, introduced by Representative Murphy, relating to the firefighter's retirement systems for certain cities.

HB 1002, introduced by Representative Wallingford, relating to the credentialing of health care practitioners by health carriers.

HB 1003, introduced by Representative Evans, relating to the appointment of guardians or conservators of certain persons.

HB 1004, introduced by Representative Bailey, relating to electrical corporations.

HB 1005, introduced by Representative Morse, relating to political advertisements.

HB 1006, introduced by Representative Morse, relating to electric vehicle road use fees.

HB 1007, introduced by Representative Schroer, relating to law enforcement animals, with penalty provisions.

HB 1008, introduced by Representative Hardwick, relating to business covenants.

HB 1009, introduced by Representative Collins, relating to civil rights for homeless persons.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 46, relating to the nonpartisan judicial commissions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 995, relating to medical confidentiality, with penalty provisions and an emergency clause.

HB 996, relating to motorcycle auxiliary lighting.

HOUSE RESOLUTIONS

HCS HR 70, relating to the Committee on Ethics Rules of Procedure, was taken up by Representative Fitzwater.

Representative Taylor (139) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Resolution No. 70, Page 4, Line 20, by deleting the phrase "with its rules." on said line and inserting in lieu thereof the following:

"with its rules. **The Committee may act by a majority vote of appointed members to authorize the Chair, Vice Chair, or other designated member or members to release confidential materials at any stage of the proceedings if such release is limited in nature and necessary to protect the interests of justice in a civil or criminal proceeding, but such action shall not waive or abrogate the duty of confidentiality otherwise imposed under this rule and shall not waive or abrogate the statutory and constitutional authority of the House to require confidentiality.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wiemann offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Resolution No. 70, Page 1, Line 7, by deleting the words "**civil or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

House Amendment No. 1 was withdrawn.

On motion of Representative Fitzwater, **HCS HR 70** was adopted by the following vote:

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price IV
Proudie	Quade	Railsback	Reedy	Reisch
Richey	Riggs	Riley	Roden	Roerber
Rogers	Rone	Rowland	Sander	Sassmann
Sauls	Schnelting	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 001

McDaniel

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 011

Coleman 32	DeGroot	Derges	Ingle	Mackey
Phifer	Roberts	Ruth	Schroer	Stevens 46
Tate				

VACANCIES: 001

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 316 - Special Committee on Criminal Justice

HB 627 - Emerging Issues

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SB 2 - Workforce Development

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 85 & 310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141) and Richey

Noes (2): Aune and Rogers

Absent (2): Hill and Proudie

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 350**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Kelly (141), Richey and Rogers

Noes (0)

Absent (2): Hill and Proudie

COMMITTEE CHANGES

February 1, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Health and Mental Health Policy committee:

I hereby remove Representative Tricia Derges from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 1, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Professional Registration and Licensing committee:

I hereby remove Representative Tricia Derges from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 1, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Small Business:

I hereby remove Representative Tricia Derges from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

The following members' presence was noted: DeGroot and Tate.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, February 2, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 2, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 506, HB 589

Executive session will be held: HB 153, HB 574

Executive session may be held on any matter referred to the committee.

Removed HB 529 and added HB 589.

AMENDED

BUDGET

Tuesday, February 2, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Social Services (Support Divisions, Family Support Division, Children's Division, Division of Youth Services). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Wednesday, February 3, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Governor's Office, Department of Agriculture and Department of Social Services (MO HealthNet Division). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 4, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Auditor, Department of Commerce & Insurance and Department of Labor & Industrial Relations. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 3, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 76, HB 432, HB 865

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 491, HB 920

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 4, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: HB 249

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 556, HB 685, HB 850

Executive session will be held: HB 334

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 2, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 729, HB 942

Executive session will be held: HB 349, HB 228, HB 540

Executive session may be held on any matter referred to the committee.

EMERGING ISSUES

Tuesday, February 2, 2021, 4:00 PM, House Hearing Room 7.

Public hearing will be held: HB 624, HB 764

Executive session will be held: HB 271, HB 362, HB 476

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Wednesday, February 3, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Thursday, February 4, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

CANCELLED

JUDICIARY

Wednesday, February 3, 2021, 6:00 PM, House Hearing Room 6.

Public hearing will be held: HB 69, HB 712, HB 585, HB 157, HB 531, HB 530

Executive session will be held: HB 144, HB 548, HB 527

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 4, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, February 3, 2021, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 29

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 3, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 273

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, February 2, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 291, HB 760, HB 770, HB 898

Executive session will be held: HB 770, HB 59, HB 457

Executive session may be held on any matter referred to the committee.

AMENDED

RURAL COMMUNITY DEVELOPMENT

Thursday, February 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 652

Executive session will be held: HB 351, HB 357, HB 378

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 2, 2021, 4:30 PM, House Hearing Room 6.

Public hearing will be held: HB 504, HB 316

Executive session may be held on any matter referred to the committee.

Added HB 316. In addition to COVID guidelines, Chairman Dogan requires all members and guests to wear a mask.

AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 2, 2021, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Discussion and public testimony regarding unemployment overpayments and subsequent request for reimbursement by the Department of Labor. Director Hui will provide an update to the committee with opportunity to ask questions.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 60, HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 2, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 474

Executive session will be held: HB 345

Executive session may be held on any matter referred to the committee.

Added HB 474.

AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 2, 2021, 4:30 PM, House Hearing Room 1.

Public hearing will be held: HB 242

Executive session will be held: HB 75, HB 288, HB 392, HB 444, HB 547, HB 572, HB 602, HB 752

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 3, 2021, 6:00 PM, House Hearing Room 5.

Executive session will be held: HB 513, HB 139

Executive session may be held on any matter referred to the committee.

Presentation by Division of Tourism Director Stephen Foutes.

TRANSPORTATION

Wednesday, February 3, 2021, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 661, HB 570, HB 257

Executive session may be held on any matter referred to the committee.

Updates from the Missouri Department of Transportation and the Highway Patrol.

UTILITIES

Wednesday, February 3, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 767, HB 845

Executive session will be held: HB 657

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 66, HB 91

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, FEBRUARY 2, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 26 and HCR 27

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 47 and HJR 48

HOUSE BILLS FOR SECOND READING

HB 997 through HB 1009

HOUSE BILLS FOR PERFECTION

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HCS HBs 85 & 310 - Taylor (139)

HCS HB 350 - Christofanelli

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTEENTH DAY, TUESDAY, FEBRUARY 2, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Representative Adam Schnelting.

Heavenly Father,

As we gather in this chamber to do the people's business, we ask that you grant us wisdom and understanding, and knowledge and insight to effectively execute the duties to which our stations call us. Grant us success in achieving our mutually shared goal of helping our neighbors and improving the lives of all Missourians.

We pray that in these historic times You grant each of us the sagacity essential for statesmanship. Lead us in the paths that honor You, honor our commitment to our Constitution, honor our constituents, and honor our American way of life.

May justice always reign in our land, and as John Adams once prayed, "May none but Honest and Wise Men ever rule under This Roof."

I pray this in Jesus' name. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fourteenth day was approved as printed by the following vote:

AYES: 126

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Baker	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Clemens	Coleman 32	Cook
Copeland	Cupps	Davis	Deaton	DeGroot
Dinkins	Doll	Eggleston	Evans	Falkner
Fishel	Fitzwater	Fogle	Gray	Gregory 51
Gregory 96	Griesheimer	Griffith	Gunby	Haffner
Haley	Hannegan	Hardwick	Henderson	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 25	Lewis 6
Lovasco	Mayhew	McCreery	McGaugh	McGill
Merideth	Morse	Murphy	Nurrenbern	O'Donnell
Owen	Perkins	Person	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback

Reedy	Richey	Riggs	Riley	Roden
Roerber	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Weber	West	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 003

Aldridge	Wiemann	Windham
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ABSENT WITH LEAVE: 033

Atchison	Bangert	Christofanelli	Coleman 97	Collins
Davidson	Derges	Dogan	Ellebracht	Francis
Grier	Haden	Hicks	Ingle	Johnson
Knight	Mackey	McDaniel	Mosley	Patterson
Phifer	Pietzman	Price IV	Proudie	Quade
Reisch	Roberts	Rogers	Rone	Rowland
Sharpe 4	Tate	Walsh Moore 93		

VACANCIES: 001

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 28, introduced by Representative Chipman, relating to Victims of Communism Memorial Day.

HCR 29, introduced by Representative Riggs, relating to Harris-Stowe State University.

HCR 30, introduced by Representative Merideth, relating to overpayments of unemployment compensation.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 49, introduced by Representative Simmons, relating to term limits for members of the general assembly.

HJR 50, introduced by Representative Plocher, relating to insurance coverage of preexisting conditions.

HJR 51, introduced by Representative Shields, relating to health insurance.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1010, introduced by Representative Boggs, relating to hunting permits.

HB 1011, introduced by Representative Young, relating to health professionals in public schools.

HB 1012, introduced by Representative Young, relating to victims of coronavirus memorial week.

HB 1013, introduced by Representative Coleman (97), relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 1014, introduced by Representative Houx, relating to the Missouri video lottery control act, with a penalty provision.

HB 1015, introduced by Representative Morse, relating to family member visitation in certain facilities.

HB 1016, introduced by Representative Griesheimer, relating to ambulance districts.

HB 1017, introduced by Representative DeGroot, relating to financial institutions.

HB 1018, introduced by Representative Burger, relating to damage to certain property, with penalty provisions.

HB 1019, introduced by Representative Burger, relating to historic preservation, with penalty provisions.

HB 1020, introduced by Representative Riggs, relating to the assignment of benefits for creditors.

HB 1021, introduced by Representative Weber, relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 1022, introduced by Representative Hill, relating to health care service offenses, with penalty provisions.

HB 1023, introduced by Representative Gregory (96), relating to administrative fees imposed by dealers licensed by the department of revenue.

HB 1024, introduced by Representative Smith (163), relating to gaming.

HB 1025, introduced by Representative Bosley, relating to the habitability of the premises of a tenant.

HB 1026, introduced by Representative Lovasco, relating to weapons, with penalty provisions.

HB 1027, introduced by Representative Lovasco, relating to the rights of felons, with penalty provisions.

HB 1028, introduced by Representative Wallingford, relating to health maintenance organizations.

HB 1029, introduced by Representative Thomas, relating to the designation of a memorial highway.

HB 1030, introduced by Representative Taylor (139), relating to disclosure of personal information to public agencies, with penalty provisions.

HB 1031, introduced by Representative Gunby, relating to fee office hours, with a delayed effective date.

HB 1032, introduced by Representative Busick, to authorize the conveyance of property owned by the state in the City of Kirksville, Adair County, Missouri.

HB 1033, introduced by Representative McGaugh, relating to local use taxes.

HB 1034, introduced by Representative Griesheimer, relating to the Tenth Amendment Preservation Act.

HB 1035, introduced by Representative Clemens, relating to employment security benefits.

HB 1036, introduced by Representative Bosley, relating to employment security benefits.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 26, relating to the joint committee on solid waste management district operations.

HCR 27, relating to racial equity.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 47, relating to the state board of education.

HJR 48, relating to qualifications of voters.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 997, relating to civil actions from exposure to viruses or other communicable diseases.

HB 998, relating to peace officer use of force, with a delayed effective date.

HB 999, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 1000, relating to the transfer of credits earned at proprietary schools.

HB 1001, relating to the firefighter's retirement systems for certain cities.

HB 1002, relating to the credentialing of health care practitioners by health carriers.

HB 1003, relating to the appointment of guardians or conservators of certain persons.

HB 1004, relating to electrical corporations.

HB 1005, relating to political advertisements.

HB 1006, relating to electric vehicle road use fees.

HB 1007, relating to law enforcement animals, with penalty provisions.

HB 1008, relating to business covenants.

HB 1009, relating to civil rights for homeless persons.

HOUSE BILLS FOR PERFECTION

HCS HB 784, relating to marshals of the general assembly, was placed on the Informal Calendar.

HCS HB 785, relating to the capitol police board, was placed on the Informal Calendar.

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Rone reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 153**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (17): Burger, Busick, Collins, Dinkins, Doll, Francis, Gregory (51), Haden, Haley, Knight, McCreery, Rogers, Rone, Sharpe (4), Thompson, Van Schoiack and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 574**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burger, Busick, Dinkins, Francis, Haden, Haley, Knight, Rone, Sharpe (4), Thompson and Van Schoiack

Noes (5): Collins, Doll, McCreery, Rogers and Weber

Absent (1): Gregory (51)

Special Committee on Litigation Reform, Chairman DeGroot reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 345**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Black (137), Coleman (97), DeGroot, Hardwick, Riley and Trent

Noes (3): Anderson, Ellebracht and Rogers

Absent (1): Christofanelli

COMMITTEE CHANGES

February 2, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Transportation Oversight:

I hereby appoint Representative Bob Bromley to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

MESSAGE FROM THE CHIEF JUSTICE

The following message was received from the Honorable George W. Draper III, Chief Justice of the Supreme Court of Missouri.

2021 STATE OF THE JUDICIARY Missouri Chief Justice George W. Draper III

Due to COVID-19 precautions, this address was delivered virtually Tuesday morning, February 2, 2021, from the Supreme Court of Missouri in Jefferson City, Missouri.

To all the statewide office holders, members of the 101st General Assembly, executive branch officials and the judicial branch: Despite this year's unusual format, thank you for your fidelity to cooperation among the branches of our state's government and for this opportunity to present the state of our judiciary.

My parents were public servants, and my wife Judy, daughter Chelsea and I have spent the great majority of our entire careers in the service of the public. For me, that includes nearly four decades as an employee of the people of the state of Missouri. I know you understand the rewards of public service as well, or you would not be here today.

In this, our state's bicentennial year, we stand at a crossroads of history. We can look back at the accomplishments of past Missourians and consider the future we want to build for our great state. And what a crossroads it has proven to be.

Never could any of us have imagined these stressful times, trying to maintain a sense of normalcy in our public work in the midst of national strife and a global pandemic. Our lives are not, and probably never will be, the same. To those who have lost family, friends, jobs and have themselves suffered illness as a result of COVID-19, I offer my sincerest condolences.

Bicentennial

For those of you who were here last year, you may recall I began by enlightening you about my personal history. In honor of our state's bicentennial, today let me share with you some history of Missouri courts. Our state judicial branch first was formed when Missouri adopted its first state constitution in July 1820. The state's first governor appointed the first Supreme Court judges in November 1820, and the Court held its first session in March 1821 in the town of Franklin. All of this occurred before Missouri officially entered the union in August 1821, under the Missouri Compromise. As the population grew, so did the number of judges on the Court, increasing from three to five in 1872 and the present number of seven in 1890. Once an intermediate appellate court became necessary, the first was established in 1875 in St. Louis, with expansion to Kansas City in 1884 and Springfield in 1909.

It might surprise you that the Court was homeless for nearly 40 years. The constitution originally required Supreme Court judges to "ride the circuit," traveling to hear cases throughout the year. In 1875, the constitution required the Court to sit only in Jefferson City, and state prisoners built the first Supreme Court Building in 1878 approximately where the department of transportation now sits. By 1905, construction was underway on our red brick building. Excess appropriations from the 1904 World's Fair in St. Louis were used to complete the project, and the Court held its first oral arguments in the new building we now call home in October 1907.

As is the case with most history, not all of it was positive – especially during the turbulent years of the Civil War. In February 1861, the legislature called for a state convention, which decided Missouri would stay in the Union. Just five months later, after the pro-secessionist governor fled the capitol, the state convention delegates declared all statewide offices vacant and elected Hamilton Gamble – a former state Supreme Court judge – to be governor of the state's Union-backed provisional government. During this time, courts were suspended, government buildings were burned, and a number of judges – including the Supreme Court's three judges – vacated their offices after refusing to take a loyalty oath. The 1865 state constitution required an "ironclad" loyalty oath of all Missourians who wished

to vote, teach, be trustee of a corporation – or hold public office – to swear they never had supported the Confederate States in any way or even spoken in favor of it. The United States Supreme Court eventually found such oaths unconstitutional, and by 1870, the oath requirement was removed from Missouri’s constitution.

Increased diversity

Even before the Civil War, Hamilton Gamble had earned a unique place in history. Precipitating the war was the freedom suit involving the fate of Dred Scott. When the case came before the Supreme Court of Missouri, all three judges – including Hamilton Gamble – were slaveholders. Under longstanding Missouri precedent, the act of taking an enslaved person to a free territory resulted in the person’s emancipation. In their majority opinion, two judges overruled this precedent and denied Mr. Scott his freedom. Judge Gamble, however, dissented, saying the Court should follow the law and recognize Scott’s freedom. He wrote: “... in my judgment, there can be no safe basis for judicial decision, but in those principles which are immutable.” That was in 1852. Five years later, the United States Supreme Court dismissed a similar federal appeal, holding regardless of whether Mr. Scott was free or enslaved, as a Negro he was not an American citizen and could not sue in federal court.

Today, all those born in America are citizens regardless of the color of their skin. They can become lawyers, judges, legislators, even president or vice president. I understand your 101st General Assembly is the most diverse in history, more closely representing the Missourians back home you are here to serve. In the judiciary, our diversity is improving as well. Of the judges recently appointed under Missouri’s nonpartisan court plan, 14 have been women, judges of color, or both.

However, as events from the Ferguson protests through the racial unrest during the past year have shown, we still have work to do as a society. As designed, our legislative and executive branches are where we can take our arguments for changes in law and policy, and our judicial branch is where we take our legal disputes for a peaceable resolution. But our judicial branch does not work as intended if we are not trusted to provide a fair and impartial forum for *all people* to have their cases heard and decided.

In recognition of this constitutional imperative, we also continue the courts’ efforts to address implicit bias and institutional racism that exist systemically throughout our country. As of July 2019, all lawyers licensed in Missouri are required to include at least one hour of implicit bias training in their 15 hours of annual continuing legal education. Missouri judges and court staff already were required to complete annual implicit bias training. Indeed, some may say ethics and morals cannot be legislated, but just like all of you in our great General Assembly are working to ensure citizens respect each other in person, the courts of Missouri will continue to prescribe conduct commensurate with the highest principles of professionalism and good moral character. Through our efforts, we hope to build a culture of respect and fairness, and a judicial system in which all persons are truly equal under the law. The people of Missouri deserve no less.

1918 – War and Pandemic

The Civil War, of course, was not the only moment in history with a profound impact on Missouri. Consider 1918, when most statewide office holders were required to register for the draft, including 39-year-old Supreme Court Judge Fred Williams. And as if the war were not enough, the world was also in the grips of an influenza pandemic. Ultimately, more than 675,000 people in the United States died, among at least 50 million deaths worldwide.

Doctors and the federal government struggled to explain its cause, how best to mitigate its spread, the best treatments and whether, once infected, someone could be reinfected. As cases spiked, schools, churches and public amusement venues were closed, and public gatherings were banned. Sound familiar yet? At least one Missouri town required those infected with influenza to obtain a physician’s certificate proving they had recovered before they could venture into public. At least two circuit courts, after conferring with local attorneys, adjourned their dockets. As one headline declared: “Too Much ‘Flu’ to Hold Court.” As the influenza abated, restrictions were eased and finally lifted around the turn of the year.

COVID-19 Pandemic

And that brings us to today. It is impossible to talk about the last year, let alone deliver this state of the judiciary address, without recognizing the impact of the COVID-19 pandemic. Like other parts of government, Missouri's courts had to find ways to adjust and innovate in an incredibly short period of time. By mid-March, national and state emergencies were declared, and your Supreme Court of Missouri issued its first order addressing the COVID-19 pandemic. That order and every set of operational directives issued since have made one principle clear: "The Courts of the State of Missouri shall remain open."

But not all our communities were equally impacted. So my colleagues and I have tried to strike an appropriate balance between empowering local courts to conduct necessary business and the need to protect the health and welfare of witnesses, victims, jurors, attorneys, judicial employees and all others involved in court proceedings. So yes, in-person appearances may have been suspended, while others have been conducted remotely, but our courts have remained available.

In fact, Missouri's legal system was better prepared than those in other states to handle this pandemic's massive disruptions. We have spent decades creating statewide technology infrastructure, allowing continued electronic case filings and court determinations when in-person proceedings are not required. Thank you for your continued investments in this technology. It is not only the way we all do business, but as the pandemic has shown, it can also be a lifeline for Missouri citizens.

Two groups deserve huge credit for their efforts to keep our courts operating. Our state courts administrator's office – and in particular its IT professionals – did yeoman's work to get more than 400 judicial officers and thousands of court employees online, working safely from remote locations and using Webex to conduct court proceedings.

And the presiding judges of our 46 judicial circuits and the chief judges of our three appellate districts collaborated with other local leaders to determine how best to proceed given local circumstances. The challenges have been especially difficult on our circuit courts, where hyperlocalized conditions might mean different buildings in the circuit are operating in different proscribed phases at any given time.

At the Supreme Court of Missouri, our work has continued uninterrupted. We had 20 days of oral argument last year, only two days fewer than in 2019. We finished our March sessions just before the pandemic hit, and our April 14 argument was our first ever conducted by Webex. Although I think we've become more adept at these remote arguments, the most common phrase uttered still may be "You're on mute."

While enduring illness, isolation and quarantines, judicial personnel have continued to process and hear cases in remarkably innovative ways. Cases took a dip in mid-March, but after our circuit courts began implementing the statewide operational guidelines in May, their ratio of cases disposed to cases filed for the remainder of the year was only 5.6 percent less than what their ratio had been in January. The other good news is that, for the cases with designated time standards, our circuit courts timely resolved nearly 91 percent of them ... not even 2 percent below the average from the prior four years! This is in no small part thanks to the courage and dedication of the court staff in all your local circuits – let's give them a big round of applause!

Some circuit courts were able to resume grand jury proceedings and petit jury trials with pandemic precautions in place. For example, after the Jackson County circuit court modified protocols and increased health and safety measures, 93 percent of its jurors reported feeling "very" or "fairly" safe at the courthouse. Similar protocols are in use elsewhere in the state. Since June, jury trials have been held in at least Boone, Butler, Cass, Christian, Greene, Henry, Phelps, Pulaski, St. Charles, Webster and Wright counties. To facilitate social distancing, juries have been selected in locations ranging from schools and community auditoriums to National Guard armories to churches and even convention centers. In a Greene County civil jury trial held at Bass Pro's White River Conference Center, a large stuffed bear in the room's woodsy décor appeared to be the only audience member.

Our directives encourage local courts to maximize technology when possible. Many judges have held a number of hearings and other proceedings remotely. And some are experimenting with technology for trials as well. For example, the Christian County circuit court successfully held at least one hybrid jury trial in a civil case last fall, with jurors and lawyers in person and some witnesses testifying via Zoom. And at the Supreme Court, we have continued to provide audio streams of our arguments, both live and archived, as we have done for most of the last two decades.

Other court updates

While the pandemic has consumed much of our time and attention, it has not distracted us from continuing our other work. I am proud to report the Treatment Court Coordinating Commission approved standards by which every treatment court case in the state should operate. Those guidelines are being implemented, and all but one of our 46 judicial circuits now have some treatment court programs. Since their inception nearly 30 years ago, our programs statewide have had more than 23,650 graduates and more than 1,100 babies born to female treatment court participants. Of those, 1,020 were born drug free.

Our treatment court cases are also continuing during the COVID-19 crisis by way of remote technology. Boone County increased its treatment court culture of honesty during the pandemic by using telehealth for participants to interact with providers. In fact, Boone County has found remote technology has reduced impediments to participation by those who lack reliable transportation to the courthouse, increasing the likelihood for successful long-term treatment. The Jefferson County circuit court even held a Zoom graduation and sent graduation certificates by mail.

With respect to our criminal justice system, we held an initial leadership summit in late February 2020. We had planned to present a series of “Leading Change in Criminal Justice” follow-up meetings with assistance from the Missouri Justice Reinvestment Initiative, the National Center for State Courts, and the State Judicial Institute. The pandemic caused us to shift the series to a virtual format, featuring experts from around the nation. These virtual meetings have been occurring since August, with participants from 28 circuits so far including judges, prosecutors, defense attorneys, law enforcement officials, school administrators and treatment providers.

Another ongoing project is my effort to improve the security of our state’s courthouses. The project is led by the Supreme Court’s chief marshal, Robert Stieffermann, whom we coaxed out of retirement from a stellar career of more than 36 years with our state’s highway patrol, beginning as a patrol officer in Iron, Madison, and Wayne counties and culminating at the rank of captain and as director of the patrol headquarters’ professional standards division.

Unfortunately, attention to security too often comes only in hindsight – whether it be a bombing of a public building in Oklahoma City or New York City; a bombing on the streets of Boston or Nashville; or active shooter incidents in churches, schools, malls, or concert venues in cities big and small throughout our nation. While COVID-19 put a damper on many things – including, thankfully, the number of active shooter incidents – the danger remains, and there still exists a need for preparedness against threats posed by deranged and menacing individuals in our society.

Although the pandemic stifled completion of our task, it is worth advising you of our preliminary findings. Our courts have identified critical needs for facility upgrades and additional security equipment, as well as additional full-time marshals and deputy marshals statewide. Our security staff need additional training and more standardized compensation. Our judges need to ensure their privacy can be protected, and we need to be able to protect judges and their families against credible threats of violence.

The bottom line is this: No public servant – whether a legislator, executive officer or judge, or any of our dedicated employees – should have any reason to be fearful in their place of work. Nor should their families be fearful at home. It is equally critical for *all* of us to protect our buildings and to ensure the safety of the many members of the public who have occasion to come into our buildings and courthouses for any number of reasons. As the tragic event in our nation’s capitol building last month made painfully clear, security is an investment we cannot afford *not* to make. It is incumbent on *all* institutions to employ what our Marine Corps designate as a “left of bang principle” regarding security.

One final point of business, and another nod to our history. Next month, the longest serving judge currently on the Supreme Court of Missouri, and only the second woman ever appointed to the Court, will be leaving us. My esteemed colleague, Judge Laura Denvir Stith, has granted me the opportunity to announce her retirement from the bench after nearly 27 years of judicial service and her reentry into private life. Her resume and body of work speak for themselves, but let me remind you she will leave the Court two decades after she was appointed, she served as chief justice from July 2007 through June 2009, and she will leave a lasting legacy in the areas of ethics, gender and justice. She is a dedicated jurist. Her experience, intelligence, diligence, and wisdom will be missed. Please join me in wishing her all the best in her retirement.

Conclusion

Never could I have imagined a year more tumultuous than the last. As individuals, as professionals, and as a nation, we have been tested to our limits. Collectively, we have suffered, while attempting to juggle work and school from home. The pandemic has caused not only lingering illness and death but also isolation that, for some, has been too much to bear.

But as we stand here today in Missouri, on the bridge between our last two hundred years and the next, remember how much we have overcome, and how well our ancestors persevered – indeed, thrived – to bring us to where we are today. Our strong institutions and collective history prove that necessity, ingenuity, and intestinal fortitude bolster the human character and ensure our survival. So I am certain the perspective of the past provides strength to endure our present time of pain and gives us hope for our future. Through continued communication and collaboration, I know that future will be bright.

May you all stay healthy and well. Thank you for your public service.

WITHDRAWAL OF HOUSE BILLS

February 2, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Re: Withdraw HB 803

Dear Dana Rademan Miller:

I respectfully request that **House Bill No. 803** be withdrawn from the 2021 Session.

Sincerely,

/s/ Jay Mosley
Representative, District 68

The following members' presence was noted: Atchison, Bangert, Christofanelli, Coleman (97), Collins, Davidson, Dogan, Ellebracht, Francis, Grier, Haden, Hicks, Johnson, Knight, McDaniel, Mosley, Patterson, Pietzman, Price IV, Proudie, Quade, Reisch, Rogers, Rone, Sharpe (4), Tate, and Walsh Moore (93).

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, February 3, 2021.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, February 3, 2021, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 763

Executive session may be held on any matter referred to the committee.

Resolutions and House Policy changes will also be discussed.

BUDGET

Wednesday, February 3, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Governor's Office, Department of Agriculture and Department of Social Services (MO HealthNet Division). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 4, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Auditor, Department of Commerce & Insurance and Department of Labor & Industrial Relations. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CHILDREN AND FAMILIES

Wednesday, February 3, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 76, HB 432, HB 865

Executive session may be held on any matter referred to the committee.

DOWNSIZING STATE GOVERNMENT

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 491, HB 920

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 4, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: HB 249

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 556, HB 685, HB 850

Executive session will be held: HB 334

Executive session may be held on any matter referred to the committee.

ETHICS

Thursday, February 4, 2021, 8:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18, of the Constitution of Missouri, House Rule 37, House Resolution 70, and RSMo. § 610.021(3) (personnel matter).

FINANCIAL INSTITUTIONS

Wednesday, February 3, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Thursday, February 4, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

CANCELLED

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 3, 2021, 4:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational meeting with Dr. Williams and the administrative Covid team.

JUDICIARY

Wednesday, February 3, 2021, 6:00 PM, House Hearing Room 6.

Public hearing will be held: HB 69, HB 712, HB 585, HB 157, HB 531, HB 530

Executive session will be held: HB 144, HB 548, HB 527

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 4, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, February 3, 2021, 8:00 AM, House Hearing Room 5.

Executive session will be held: HB 29

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 3, 2021, 9:00 AM, House Hearing Room 1.

Executive session will be held: HB 273

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 4, 2021, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 153, HCS HB 574

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 652

Executive session will be held: HB 351, HB 357, HB 378

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 60, HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 3, 2021, 6:00 PM, House Hearing Room 5.

Executive session will be held: HB 513, HB 139

Executive session may be held on any matter referred to the committee.

Presentation by Division of Tourism Director Stephen Foutes.

TRANSPORTATION

Wednesday, February 3, 2021, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 661, HB 570, HB 257

Executive session may be held on any matter referred to the committee.

Updates from the Missouri Department of Transportation, and the Highway Patrol.

UTILITIES

Wednesday, February 3, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 767, HB 845

Executive session will be held: HB 657

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 66, HB 91

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 8, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: SS SB 2

Executive session will be held: HB 384

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 3, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 28 through HCR 30

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 49 through HJR 51

HOUSE BILLS FOR SECOND READING

HB 1010 through HB 1036

HOUSE BILLS FOR PERFECTION

HCS HBs 85 & 310 - Taylor (139)

HCS HB 350 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts

HCS HB 785 - Hicks

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 3, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Sara Walsh.

Dear Heavenly Father,

We bow before You, our Creator, who breathed into us Your breath of life. We ask that, as we seek Your wisdom, discernment, patience, strength, and courage, You will help us to shine Your light and to share Your love with all those around us. We ask for Your peace in our hearts that passeth all understanding. We ask for Your healing for our state and our nation.

Thank You for giving us the amazing opportunity to serve the people in this House. We ask You to help us live out our faith through our service here in a way that reveals who You are—Lord of all.

In Jesus' name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifteenth day was approved as printed by the following vote:

AYES: 149

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	DeGroot	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie

Quade	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roden	Roeber	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 002

McDaniel Rowland

PRESENT: 002

Aldridge Bland Manlove

ABSENT WITH LEAVE: 009

Deaton	Derges	Ingle	Mackey	Phifer
Pietzman	Roberts	Tate	Van Schoiack	

VACANCIES: 001

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 31, introduced by Representative Patterson, relating to “Tardive Dyskinesia Awareness Week”.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 52, introduced by Representative Simmons, relating to presidential electors.

HJR 53, introduced by Representative Basye, relating to participation in interscholastic athletic contests.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1037, introduced by Representative Roden, relating to the board of police commissioners, with penalty provisions.

HB 1038, introduced by Representative Knight, relating to low-income rate authorization for water and sewer corporations.

HB 1039, introduced by Representative Christofanelli, relating to income tax.

HB 1040, introduced by Representative Wallingford, relating to health insurance, with a contingent effective date.

HB 1041, introduced by Representative Tate, relating to a miles-per-gallon-based motor vehicle registration fee, with penalty provisions and a delayed effective date.

HB 1042, introduced by Representative Tate, relating to the definition of tattoo.

HB 1043, introduced by Representative Ruth, relating to powersport vehicle franchise practices.

HB 1044, introduced by Representative Ruth, relating to motor fuel tax.

HB 1045, introduced by Representative Basye, relating to public school athletic contests.

HB 1046, introduced by Representative Dinkins, to authorize the conveyance of certain state property.

HB 1047, introduced by Representative Hurlbert, relating to tourism tax.

HB 1048, introduced by Representative Hurlbert, relating to sales tax.

HB 1049, introduced by Representative Aldridge, relating to flags flown at state buildings.

HB 1050, introduced by Representative Cupps, relating to employment security benefits.

HB 1051, introduced by Representative Bosley, relating to the minimum wage rate.

HB 1052, introduced by Representative Bosley, relating to the regulation of firearm ammunition, with penalty provisions.

HB 1053, introduced by Representative Patterson, relating to tardive dyskinesia awareness week.

HB 1054, introduced by Representative Hicks, relating to civil penalties for violating federally mandated natural gas safety standards.

HB 1055, introduced by Representative Coleman (97), relating to child passenger restraint systems, with penalty provisions.

HB 1056, introduced by Representative Hardwick, relating to property rehabilitation.

HB 1057, introduced by Representative Sander, relating to certain potable water wells, with a penalty provision.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 28, relating to Victims of Communism Memorial Day.

HCR 29, relating to Harris-Stowe State University.

HCR 30, relating to overpayments of unemployment compensation.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 49, relating to term limits for members of the general assembly.

HJR 50, relating to insurance coverage of preexisting conditions.

HJR 51, relating to health insurance.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1010, relating to hunting permits.

HB 1011, relating to health professionals in public schools.

HB 1012, relating to victims of coronavirus memorial week.

HB 1013, relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 1014, relating to the Missouri video lottery control act, with a penalty provision.

HB 1015, relating to family member visitation in certain facilities.

HB 1016, relating to ambulance districts.

HB 1017, relating to financial institutions.

HB 1018, relating to damage to certain property, with penalty provisions.

HB 1019, relating to historic preservation, with penalty provisions.

HB 1020, relating to the assignment of benefits for creditors.

HB 1021, relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 1022, relating to health care service offenses, with penalty provisions.

HB 1023, relating to administrative fees imposed by dealers licensed by the department of revenue.

HB 1024, relating to gaming.

HB 1025, relating to the habitability of the premises of a tenant.

HB 1026, relating to weapons, with penalty provisions.

HB 1027, relating to the rights of felons, with penalty provisions.

HB 1028, relating to health maintenance organizations.

HB 1029, relating to the designation of a memorial highway.

HB 1030, relating to disclosure of personal information to public agencies, with penalty provisions.

HB 1031, relating to fee office hours, with a delayed effective date.

HB 1032, to authorize the conveyance of property owned by the state in the City of Kirksville, Adair County, Missouri.

HB 1033, relating to local use taxes.

HB 1034, relating to the Tenth Amendment Preservation Act.

HB 1035, relating to employment security benefits.

HB 1036, relating to employment security benefits.

PERFECTION OF HOUSE BILLS

HCS HBs 85 & 310, relating to the sole purpose of adding additional protections to the right to bear arms, was taken up by Representative Taylor (139).

On motion of Representative Taylor (139), the title of **HCS HBs 85 & 310** was agreed to.

Representative Taylor (139) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 85 & 310, Page 4, Section 1.460, Lines 1-6, by deleting all of said lines and inserting in lieu thereof the following:

"1.460. 1. Any political subdivision or law enforcement agency that employs a law enforcement officer who acts knowingly, as defined under section 562.016, to violate the provisions of section 1.450 or otherwise knowingly deprives a citizen of Missouri of the rights or privileges ensured by Amendment II of the Constitution of the United States or Article I, Section 23 of the Constitution of Missouri while acting under the color of any state or federal law shall be liable to the injured party in an action at law, suit in equity, or other proper proceeding for redress."; and

Further amend said bill and page, Section 1.470, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

"1.470. 1. Any political subdivision or law enforcement agency that employs an individual acting as an official, agent, employee, or deputy of the government of the United States, or otherwise acting under the color of federal law within the borders of this state, who knowingly, as defined under section 562.016:"; and

Further amend said bill and section, Pages 4-5, Lines 9-31, by deleting all of said lines and inserting in lieu thereof the following:

"shall be subject to a civil penalty of no less than fifty thousand dollars per occurrence.

2. Any person residing or conducting business in a jurisdiction who believes that an individual has taken action that would violate the provisions of this section shall have standing to pursue an action for declaratory judgment in the circuit court of the county in which the action allegedly occurred or in the circuit court of Cole County with respect to the actions of such individual.

3. If a court determines that an individual has taken any action in violation of the provisions of this section, the political subdivision or law enforcement agency that employs such individual shall be required to pay the court costs and attorney's fees associated with the declaratory judgment action that resulted in the civil penalty."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 85 & 310, Page 1, Line 29, by inserting after said line the following:

"Further amend said bill, Page 5, Section 1.485, Line 4, by inserting after said section and line the following:

"1.490. Notwithstanding any other law, sections 1.410 to 1.485 shall not apply to federally-licensed firearms dealers or to task forces pursuing violent crimes."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bailey raised a point of order that members were in violation of Rule 84.

The Chair advised members to keep their comments confined to the question at hand.

Representative Merideth moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Johnson	Lewis 25	McCreery	Merideth
Mosley	Nurrenbern	Person	Price IV	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

NOES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Buchheit-Courtway	Burger	Busick	Chipman	Christofanelli
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Dinkins
Eggleston	Evans	Falkner	Fishel	Fitzwater
Francis	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 6	Lovasco
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roden	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

PRESENT: 001

Brown 16

ABSENT WITH LEAVE: 010

Butz	Derges	Dogan	Ingle	Mackey
Phifer	Pietzman	Roberts	Rowland	Tate

VACANCIES: 001

On motion of Representative Taylor (139), **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded by Representative Taylor (139):

AYES: 108

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Eggleston	Evans	Falkner	Fishel
Fitzwater	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Mayhew	McDaniel	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roden	Roeber	Rone
Ruth	Sander	Sassmann	Schnelting	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 018

Adams	Appelbaum	Aune	Baringer	Brown 27
Burnett	Collins	Fogle	Gunby	Johnson
Lewis 25	Lovasco	Nurrenbern	Price IV	Rogers
Sharp 36	Terry	Weber		

PRESENT: 024

Aldridge	Anderson	Bangert	Barnes	Bosley
Brown 70	Burton	Clemens	Doll	Ellebracht
Gray	McCreery	Merideth	Mosley	Person
Proudie	Quade	Rowland	Sauls	Smith 67
Turnbaugh	Unsicker	Windham	Young	

ABSENT WITH LEAVE: 012

Bland Manlove	Butz	Derges	Dogan	Ingle
Mackey	Phifer	Pietzman	Roberts	Stevens 46
Tate	Walsh Moore 93			

VACANCIES: 001

Representative Hill offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 85 & 310, Pages 3-4, Section 1.430, Lines 1-7, by deleting said section and lines and inserting in lieu thereof the following:

"1.430. All federal acts, laws, executive orders, administrative orders, court orders, rules, and regulations, regardless of whether they were enacted before or after the provisions of sections 1.410 to 1.485, that infringe on the people's right to keep and bear arms as guaranteed by the Second Amendment to the Constitution of the United States and Article I, Section 23 of the Constitution of Missouri shall be invalid to this state, shall not be recognized by this state, shall be specifically rejected by this state, and shall not be enforced by this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 2** was adopted.

Representative Davidson offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 85 & 310, Page 4, Section 1.470, Line 10, by inserting after the word "**state.**" the following:

"For the purpose of this section, "material aid and support" shall include voluntarily giving or allowing others to make use of lodging; communications equipment or services, including social media accounts; facilities; weapons; personnel; transportation; clothing; or other physical assets. "Material aid and support" shall not include giving or allowing the use of medicine or other materials necessary to treat physical injuries, nor shall the term include any assistance provided to help persons escape a serious, present risk of life-threatening injury."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 85 & 310, Page 1, Line 6, by deleting the word "**personnel;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 1 to House Amendment No. 3** was adopted.

House Amendment No. 3, as amended, was withdrawn.

Speaker Pro Tem Wiemann assumed the Chair.

On motion of Representative Taylor (139), **HCS HBs 85 & 310, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Taylor (139):

AYES: 107

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston
Evans	Falkner	Fishel	Fitzwater	Francis
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mayhew
McDaniel	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Trent	Van Schoiack
Veit	Wallingford	Walsh 50	West	Wiemann
Wright	Mr. Speaker			

NOES: 043

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Lewis 25	McCreery	Merideth
Mosley	Nurrenbern	Person	Price IV	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 001

Brown 16

ABSENT WITH LEAVE: 011

Black 137	Derges	Dogan	Ingle	Johnson
Mackey	Phifer	Pietzman	Roberts	Rowland
Tate				

VACANCIES: 001

On motion of Representative Taylor (139), **HCS HBs 85 & 310, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HBs 85 & 310 - Fiscal Review

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Basye reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 228**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (16): Baker, Basye, Black (7), Brown (70), Dogan, Grier, Haffner, Hicks, Hill, Nurrenbern, Patterson, Pollitt (52), Sharp (36), Stacy, Terry and Toalson Reisch

Noes (0)

Absent (4): Bangert, Christofanelli, DeGroot and Mackey

Committee on Emerging Issues, Chairman Griesheimer reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 271**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (2): Hicks and Taylor (139)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 362**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (2): Hicks and Taylor (139)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 476**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Aune, Cupps, Fitzwater, Fogle, Gregory (51), Griesheimer, Haffner, Hicks, McCreery, Mosley, Patterson, Richey and Sauls

Noes (0)

Absent (1): Taylor (139)

Committee on Public Safety, Chairman Roden reporting:

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 59**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (2): Phifer and Schroer

Mr. Speaker: Your Committee on Public Safety, to which was referred **HB 457** and **HB 770**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bland Manlove, Cook, Hardwick, McDaniel, Mosley, Roden, Taylor (48) and Walsh (50)

Noes (0)

Absent (2): Phifer and Schroer

Special Committee on Small Business, Chairman Schroer reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 75**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz and Smith (67)

Noes (4): Aune, Burton, Butz and Turnbaugh

Absent (0)

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 288**, **HB 444** and **HB 392**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron and Seitz

Noes (5): Aune, Burton, Butz, Smith (67) and Turnbaugh

Absent (0)

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 547** and **HB 752**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (15): Andrews, Aune, Billington, Brown (16), Burton, Butz, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron, Seitz, Smith (67) and Turnbaugh

Noes (2): Boggs and Busick

Absent (0)

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 572**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron and Seitz

Noes (5): Aune, Burton, Butz, Smith (67) and Turnbaugh

Absent (0)

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 602**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Andrews, Billington, Boggs, Brown (16), Busick, Falkner, Murphy, Sander, Sassmann, Schroer, Schwadron and Seitz

Noes (5): Aune, Burton, Butz, Smith (67) and Turnbaugh

Absent (0)

Committee on Utilities, Chairman Kidd reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 657**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Atchison, Bromley, Fitzwater, Gunby, Kidd, Lewis (6) and McCreery

Noes (0)

Absent (3): Black (137), Ingle and Simmons

COMMITTEE APPOINTMENTS

February 3, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to serve on the Joint Committee on Transportation Oversight:

Representative Steve Butz
Representative Gretchen Bangert
Representative Jay Mosley

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

COMMITTEE CHANGES

February 2, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Transportation Oversight:

I hereby remove Representative Nate Tate from the committee.

I hereby appoint Representative Josh Hurlbert to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 3, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Health and Mental Health Policy committee:

I hereby appoint Representative Brian Seitz to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 3, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Insurance committee:

I hereby appoint Representative John Simmons to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 3, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Professional Registration and Licensing committee:

I hereby appoint Representative Derek Grier to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

February 3, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Small Business:

I hereby appoint Representative Travis Smith to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

The following member's presence was noted: Tate.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, February 4, 2021.

COMMITTEE HEARINGS

BUDGET

Thursday, February 4, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Auditor, Department of Commerce & Insurance and Department of Labor & Industrial Relations. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Monday, February 8, 2021, 11:00 AM, House Chamber.

Executive session will be held: HB 137

Executive session may be held on any matter referred to the committee.

Budget presentations from the Secretary of State, Department of Revenue, Department of Corrections and Department of Public Safety. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Tuesday, February 9, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Economic Development and Department of Transportation. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Wednesday, February 10, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Elementary and Secondary Education. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 11, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Conservation, Public Debt, Employee Benefits and Leasing. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

ECONOMIC DEVELOPMENT

Thursday, February 4, 2021, 9:00 AM, House Hearing Room 5.

Executive session will be held: HB 249

Executive session may be held on any matter referred to the committee.

ETHICS

Thursday, February 4, 2021, 8:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18, of the Constitution of Missouri, House Rule 37, House Resolution 70, and RSMo. § 610.021(3) (personnel matter).

FINANCIAL INSTITUTIONS

Thursday, February 4, 2021, 4:30 PM, House Hearing Room 7.

Public hearing will be held: HB 478, HJR 35

Executive session may be held on any matter referred to the committee.

CANCELLED

FISCAL REVIEW

Thursday, February 4, 2021, 9:50 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, February 8, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 495, HB 681, HB 755

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, February 9, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 391, HB 604

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 4, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, February 4, 2021, 9:25 AM, House Hearing Room 3.

Executive session will be held: HB 153, HCS HB 574, HCS HB 271, HCS HB 362, HB 476

Executive session may be held on any matter referred to the committee.

Adding HB 271, HB 362, and HB 476.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Thursday, February 4, 2021, 9:30 AM, House Hearing Room 3.

Executive session will be held: HB 345

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 652

Executive session will be held: HB 351, HB 357, HB 378

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 8, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: SS SB 2

Executive session will be held: HB 384

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 4, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 31

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 52 and HJR 53

HOUSE BILLS FOR SECOND READING

HB 1037 through HB 1057

HOUSE BILLS FOR PERFECTION

HCS HB 350 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HOUSE BILLS FOR THIRD READING

HCS HBs 85 & 310, (Fiscal Review 2/3/21) - Taylor (139)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)
HCS HB 14, (2020, 2nd Extra) - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 4, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Jered Taylor.

Lord, as we bow our heads to pray, we take time out of our busy schedules to recognize the power of prayer and the importance of seeking You and Your will in our lives. As a legislative body, we make decisions about the direction of our state and how those decisions will impact the lives of those we represent. Lord, we pray for wisdom in making these decisions, and give us a clear vision of Your will. As decision makers of this great state, we pray for humility; it's too easy to forget about other people's problems and focus on ourselves. We know there are a lot of people hurting and in despair for a multitude of reasons. We pray for Your comfort in their lives and we ask that we may be used by You to comfort them. Our desire to be used by You, to glorify You in everything we say and do. Lord, guide us and protect us, protect Missourians and bring them peace and comfort during this time. In Your name we pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as printed by the following vote:

AYES: 145

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Clemens	Coleman 97	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mayhew	McCreery	McDaniel	McGaugh
McGill	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy

Richey	Riggs	Riley	Roden	Roeber
Rogers	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 003

Bland Manlove	Bosley	Merideth
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PRESENT: 002

Aldridge	Windham
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ABSENT WITH LEAVE: 012

Christofanelli	Coleman 32	Derges	Ingle	Mackey
Morse	Phifer	Pietzman	Roberts	Rone
Rowland	Tate			

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Chipman offered House Resolution No. 173.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 32, introduced by Representative Morse, relating to uniform federal election laws.

HCR 33, introduced by Representative McCreery, relating to country of origin labeling for food.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 54, introduced by Representative Simmons, relating to the general assembly.

HJR 55, introduced by Representative Dinkins, relating to the conservation commission.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1058, introduced by Representative Morse, relating to the statute of frauds.

HB 1059, introduced by Representative Gray, relating to sales tax on trade-in purchases.

HB 1060, introduced by Representative Anderson, relating to the offense of resisting or interfering with arrest, detention, or stop, with penalty provisions.

HB 1061, introduced by Representative Eggleston, relating to the Missouri works program.

HB 1062, introduced by Representative Fishel, relating to restrictive covenants.

HB 1063, introduced by Representative Roeber, relating to overdose awareness day.

HB 1064, introduced by Representative Wiemann, relating to civil actions, with an emergency clause.

HB 1065, introduced by Representative McGaugh, relating to elections, with penalty provisions.

HB 1066, introduced by Representative Dogan, relating to the creating a respectful and open world for natural hair act.

HB 1067, introduced by Representative Shaul, relating to A+ schools, with an emergency clause.

HB 1068, introduced by Representative Wiemann, relating to firearm businesses.

HB 1069, introduced by Representative Evans, relating to offenses committed against a body of the general assembly, with penalty provisions.

HB 1070, introduced by Representative Hudson, relating to immunity from liability for inherent risks of camping.

HB 1071, introduced by Representative Shields, relating to the early learning quality assurance report program.

HB 1072, introduced by Representative Knight, relating to employment security tax reform, with a delayed effective date.

HB 1073, introduced by Representative Mayhew, relating to land surveyors.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 31, relating to "Tardive Dyskinesia Awareness Week".

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 52, relating to presidential electors.

HJR 53, relating to participation in interscholastic athletic contests.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1037, relating to the board of police commissioners, with penalty provisions.

HB 1038, relating to low-income rate authorization for water and sewer corporations.

HB 1039, relating to income tax.

HB 1040, relating to health insurance, with a contingent effective date.

HB 1041, relating to a miles-per-gallon-based motor vehicle registration fee, with penalty provisions and a delayed effective date.

HB 1042, relating to the definition of tattoo.

HB 1043, relating to powersport vehicle franchise practices.

HB 1044, relating to motor fuel tax.

HB 1045, relating to public school athletic contests.

HB 1046, to authorize the conveyance of certain state property.

HB 1047, relating to tourism tax.

HB 1048, relating to sales tax.

HB 1049, relating to flags flown at state buildings.

HB 1050, relating to employment security benefits.

HB 1051, relating to the minimum wage rate.

HB 1052, relating to the regulation of firearm ammunition, with penalty provisions.

HB 1053, relating to tardive dyskinesia awareness week.

HB 1054, relating to civil penalties for violating federally mandated natural gas safety standards.

HB 1055, relating to child passenger restraint systems, with penalty provisions.

HB 1056, relating to property rehabilitation.

HB 1057, relating to certain potable water wells, with a penalty provision.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 85 & 310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Eggleston, Fitzwater, Griesheimer, Richey and Wiemann

Noes (2): Baringer and Terry

Absent (1): Walsh (50)

THIRD READING OF HOUSE BILLS

HCS HBs 85 & 310, relating to the sole purpose of adding additional protections to the right to bear arms, was taken up by Representative Taylor (139).

Representative Taylor (139) offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 85 & 310, Page 4, Section 1.450, Line 5, by deleting the number "**1.410**" and inserting in lieu thereof the number "**1.420**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (139), **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Taylor (139), **HCS HBs 85 & 310, as amended**, was read the third time and passed by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 7	Boggs	Bromley	Buchheit-Courtway
Burger	Busick	Chipman	Christofanelli	Coleman 32
Coleman 97	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Dinkins	Eggleston

Falkner	Fishel	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Knight	Lewis 6	Lovasco	Mayhew	McDaniel
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Perkins	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roden
Roerber	Rone	Ruth	Sander	Schnelting
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Simmons	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 043

Adams	Aldridge	Anderson	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Johnson	Lewis 25	McCreery	Merideth
Mosley	Nurrenbern	Person	Price IV	Proudie
Quade	Rogers	Sauls	Sharp 36	Smith 67
Stevens 46	Terry	Turnbaugh	Unsicker	Walsh Moore 93
Weber	Windham	Young		

PRESENT: 000

ABSENT WITH LEAVE: 016

Appelbaum	Black 137	Brown 16	Derges	Dogan
Evans	Ingle	Mackey	Phifer	Pietzman
Roberts	Rowland	Sassmann	Smith 155	Tate
Veit				

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 4** - Special Committee on Urban Issues
- HCR 5** - Special Committee on Urban Issues

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 3 - Ways and Means
HJR 4 - Ways and Means
HJR 7 - Ways and Means
HJR 10 - Ways and Means
HJR 17 - Ways and Means
HJR 32 - Ways and Means
HJR 33 - Ways and Means
HJR 39 - Ways and Means
HJR 42 - Elections and Elected Officials
HJR 46 - General Laws
HJR 47 - Elementary and Secondary Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 28 - Special Committee on Tourism
HB 65 - Special Committee on Tourism
HB 86 - General Laws
HB 92 - Transportation
HB 95 - General Laws
HB 143 - Local Government
HB 158 - Local Government
HB 161 - Local Government
HB 162 - Judiciary
HB 165 - Elections and Elected Officials
HB 173 - Judiciary
HB 177 - Special Committee on Homeland Security
HB 196 - Elections and Elected Officials
HB 200 - Emerging Issues
HB 202 - Special Committee on Tourism
HB 205 - General Laws
HB 213 - Downsizing State Government
HB 218 - Judiciary
HB 221 - Judiciary
HB 230 - General Laws
HB 238 - General Laws
HB 239 - Insurance
HB 240 - Insurance
HB 253 - Elementary and Secondary Education
HB 261 - Utilities
HB 262 - Veterans
HB 277 - Special Committee on Criminal Justice
HB 282 - Special Committee on Urban Issues
HB 290 - Public Safety

- HB 294** - Special Committee on Criminal Justice
- HB 304** - Elementary and Secondary Education
- HB 307** - Transportation
- HB 317** - Public Safety
- HB 319** - Corrections and Public Institutions
- HB 324** - Elections and Elected Officials
- HB 330** - Judiciary
- HB 335** - Elementary and Secondary Education
- HB 340** - General Laws
- HB 342** - Elections and Elected Officials
- HB 352** - Corrections and Public Institutions
- HB 353** - Workforce Development
- HB 369** - Rural Community Development
- HB 379** - Economic Development
- HB 380** - Public Safety
- HB 386** - Utilities
- HB 388** - Ways and Means
- HB 395** - Conservation and Natural Resources
- HB 401** - Children and Families
- HB 402** - General Laws
- HB 404** - Health and Mental Health Policy
- HB 420** - Special Committee on Urban Issues
- HB 423** - Elections and Elected Officials
- HB 424** - Special Committee on Urban Issues
- HB 425** - Ways and Means
- HB 427** - Crime Prevention
- HB 437** - Elementary and Secondary Education
- HB 440** - Agriculture Policy
- HB 447** - Special Committee on Tourism
- HB 452** - Special Committee on Tourism
- HB 461** - Crime Prevention
- HB 465** - Elementary and Secondary Education
- HB 469** - Corrections and Public Institutions
- HB 473** - General Laws
- HB 482** - General Laws
- HB 484** - Public Safety
- HB 485** - Emerging Issues
- HB 488** - Utilities
- HB 503** - Special Committee on Urban Issues
- HB 510** - Elementary and Secondary Education
- HB 512** - Downsizing State Government
- HB 519** - Special Committee on Litigation Reform
- HB 522** - Emerging Issues
- HB 534** - Transportation
- HB 539** - Utilities
- HB 542** - Professional Registration and Licensing

HB 544 - Transportation
HB 577 - Special Committee on Litigation Reform
HB 580 - Elementary and Secondary Education
HB 581 - Elementary and Secondary Education
HB 582 - Health and Mental Health Policy
HB 592 - Emerging Issues
HB 594 - Agriculture Policy
HB 600 - Elections and Elected Officials
HB 605 - Transportation
HB 606 - Transportation
HB 607 - Local Government
HB 626 - Transportation
HB 629 - Insurance
HB 638 - Agriculture Policy
HB 662 - Transportation
HB 666 - Local Government
HB 674 - Transportation
HB 676 - Judiciary
HB 677 - Pensions
HB 682 - Higher Education
HB 687 - Transportation
HB 689 - Workforce Development
HB 692 - Utilities
HB 693 - Agriculture Policy
HB 697 - Financial Institutions
HB 700 - Crime Prevention
HB 708 - Transportation
HB 718 - Local Government
HB 724 - Professional Registration and Licensing
HB 728 - Budget
HB 731 - Corrections and Public Institutions
HB 733 - Workforce Development
HB 744 - Judiciary
HB 745 - Corrections and Public Institutions
HB 747 - Local Government
HB 754 - Elementary and Secondary Education
HB 771 - Economic Development
HB 782 - Special Committee on Litigation Reform
HB 783 - General Laws
HB 804 - Local Government
HB 805 - Local Government
HB 811 - Pensions
HB 812 - Pensions
HB 814 - Financial Institutions
HB 819 - Health and Mental Health Policy

HB 820 - Judiciary
HB 829 - Transportation
HB 846 - Emerging Issues
HB 847 - Special Committee on Tourism
HB 856 - Higher Education
HB 870 - Local Government
HB 876 - Crime Prevention
HB 886 - Elections and Elected Officials
HB 892 - Utilities
HB 893 - Downsizing State Government
HB 894 - Special Committee on Tourism
HB 896 - Workforce Development
HB 905 - Transportation
HB 907 - Insurance
HB 911 - Transportation
HB 917 - Elections and Elected Officials
HB 918 - Judiciary
HB 926 - Emerging Issues
HB 930 - Transportation
HB 932 - General Laws
HB 944 - Rural Community Development
HB 948 - Ways and Means
HB 973 - Emerging Issues
HB 975 - Agriculture Policy
HB 993 - Special Committee on Tourism
HB 1016 - Public Safety
HB 1047 - Special Committee on Tourism
HB 1048 - Local Government

COMMITTEE REPORTS

Committee on Economic Development, Chairman Grier reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 249**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baker, Barnes, Deaton, Grier, Gunby, Johnson, Riggs and Smith (155)

Noes (0)

Absent (3): Boggs, Cupps and Trent

Committee on Elections and Elected Officials, Chairman Shaul reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 334**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Coleman (32), McGaugh, Schwadron, Shaul, Simmons, Stacy and Toalson Reisch

Noes (3): Adams, Baringer and Windham

Absent (0)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 144**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Coleman (97), Davis, Ellebracht, Evans, Reedy, Sauls, Schroer, Veit and Wiemann

Noes (0)

Absent (2): Mackey and Walsh (50)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 527**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Davis, Evans, Reedy, Schroer, Veit, Walsh (50) and Wiemann

Noes (4): Anderson, Coleman (97), Ellebracht and Sauls

Absent (1): Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 548**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Coleman (97), Davis, Ellebracht, Evans, Reedy, Sauls, Schroer, Veit and Wiemann

Noes (0)

Absent (2): Mackey and Walsh (50)

Committee on Pensions, Chairman Pike reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 29**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Billington, Black (7), Brown (27), Clemens, Hovis, Murphy, O'Donnell, Owen, Pike, Stevens (46) and Wright

Noes (0)

Absent (2): Kidd and Person

Committee on Professional Registration and Licensing, Chairman Coleman (32) reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 273**, begs leave to report it has examined the same and recommends that it **Do Pass – Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Brown (27), Coleman (32), Cook, Davis, Dinkins, Doll, Kelley (127), Lewis (25), Riley, Smith (67) and Thomas

Noes (0)

Absent (2): Davidson and Roberts

Special Committee on Tourism, Chairman Hudson reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 139**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Hudson, Pike, Riggs, Sassmann, Smith (155), Thomas and Weber

Noes (0)

Absent (2): Burnett and Seitz

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 513**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(a) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Barnes, Hudson, Pike, Riggs, Sassmann, Smith (155), Thomas and Weber

Noes (0)

Absent (2): Burnett and Seitz

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 153**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel and Ruth

Noes (0)

Absent (5): Ingle, Mackey, McGaugh, Patterson and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 271**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh and Ruth

Noes (0)

Absent (4): Ingle, Mackey, Patterson and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 362**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh and Ruth

Noes (0)

Absent (4): Ingle, Mackey, Patterson and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 476**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel, McGaugh, Patterson and Ruth

Noes (0)

Absent (3): Ingle, Mackey and Phifer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 574**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Dogan, Eggleston, Fitzwater, Gregory (96), Hudson, McDaniel and Ruth

Noes (1): Bosley

Absent (5): Ingle, Mackey, McGaugh, Patterson and Phifer

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 345**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Basye, Griesheimer, Haffner, Hill and Richey

Noes (2): Aune and Rogers

Absent (4): Bailey, Christofanelli, Kelly (141) and Proudie

The following member's presence was noted: Tate.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, February 8, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 9, 2021, 8:15 AM, House Hearing Room 1.

Public hearing will be held: HB 529

Executive session may be held on any matter referred to the committee.

BUDGET

Monday, February 8, 2021, 11:00 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Removed HB 137.

Budget presentations from the Secretary of State, Department of Revenue, Department of Corrections and Department of Public Safety. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

AMENDED

BUDGET

Tuesday, February 9, 2021, 8:15 AM, House Chamber.

Executive session will be held: HB 137

Executive session may be held on any matter referred to the committee.

Added HB 137.

Budget presentations from the Department of Economic Development and Department of Transportation. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

AMENDED

BUDGET

Wednesday, February 10, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Elementary and Secondary Education. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 11, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Conservation, Public Debt, Employee Benefits, and Leasing. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 9, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session will be held: HCS HB 228, HB 273

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Monday, February 8, 2021, 6:00 PM, House Hearing Room 5.

Public hearing will be held: HB 395

Executive session will be held: HB 138

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Monday, February 8, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 292, HB 276

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 333, HJR 2, HJR 5, HJR 9, HJR 14, HJR 15, HJR 20, HJR 21, HJR 22, HJR 25, HJR 26, HJR 27

Executive session will be held: HB 685, HB 850

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 9, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 303, HB 543, HB 387

Executive session will be held: HB 942, HB 349

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, February 8, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 737, HB 568, HB 359

Executive session will be held: HB 533, HB 212, HB 63, HB 670, HB 52

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, February 8, 2021, 1:00 PM, House Hearing Room 7.

Public hearing will be held: HB 495, HB 681

Executive session may be held on any matter referred to the committee.

Removed HB 755.

AMENDED

HIGHER EDUCATION

Monday, February 8, 2021, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 856

Executive session may be held on any matter referred to the committee.

INSURANCE

Tuesday, February 9, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 391, HB 604

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, February 8, 2021, 3:00 PM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Director Patrick McKenna, MoDot Annual Report, pending application(s) for memorial highway and bridge designations and pending application(s) for specialty license plates.

Please note additional procedures will be in place due to the COVID-19 pandemic. Public seating will be socially distanced and therefore very limited. Audio for committee hearings will be streamed. Links may be found for each committee room at <https://www.senate.mo.gov/hearingsschedule/hrings.htm>. Written testimony will be allowed in lieu of in person oral testimony. Witnesses must register and may upload any written testimony at <https://www.senate.mo.gov/senatewitnesssystem>. All submissions must be received one hour prior to the hearing and may not exceed five pages in length.

LOCAL GOVERNMENT

Thursday, February 11, 2021, 8:30 AM, House Hearing Room 7.

Public hearing will be held: HB 443, HB 509, HB 678

Executive session may be held on any matter referred to the committee.

Removed HB 365.

AMENDED

PUBLIC SAFETY

Tuesday, February 9, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 291, HB 290, HB 317, HB 380, HB 484, HB 1016

Executive session will be held: HB 898

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 8, 2021, upon adjournment, House Hearing Room 3.

Executive session will be held: HCS HB 59, HCS HBs 547 & 752

Executive session may be held on any matter referred to the committee.

Time and hearing room change.

CORRECTED

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 9, 2021, 4:30 PM, House Hearing Room 1.

Executive session will be held: HB 242

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Monday, February 8, 2021, 1:00 PM, House Hearing Room 3.

Executive session will be held: HB 152, HB 201, HB 578

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 10, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 849, HB 644, HB 554, HB 555

Executive session will be held: HB 66

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 8, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: SS SB 2

Executive session will be held: HB 384

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 8, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 32 and HCR 33

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 54 and HJR 55

HOUSE BILLS FOR SECOND READING

HB 1058 through HB 1073

HOUSE BILLS FOR PERFECTION

HCS HB 350 - Christofanelli

HCS HB 271 - Wiemann

HB 476 - Grier

HB 345 - DeGroot

HB 153 - Rone

HCS HB 574 - Haden

HCS HB 362 - DeGroot

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 784 - Roberts

HCS HB 785 - Hicks

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14, (2020, 2nd Extra) - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

NINTH DAY, Monday, January 25, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Brad Hudson.

Father, as we come to You today, may we do so with grateful hearts. Having been selected by our neighbors to represent their interests in state government is an honor we should never take for granted. As we make decisions, shape policy, and conduct business, may we do so remembering the counsel given in Your Word, "Be ye wise as serpents and harmless as doves." May we work tirelessly and stand fearlessly for what we know to be right all while extending to everyone, including our opponents, the courtesy and respect that they deserve. Please bless our staff, our members, our Speaker, and God bless the great state of Missouri. In the mighty name of Jesus, we pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 147

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bosley	Bromley	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chipman	Christofanelli	Clemens	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roberts	Roeber	Rogers	Rone
Ruth	Sander	Sassmann	Sauls	Schnelting

Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Wallingford	Walsh 50
Walsh Moore 93	Weber	West	Wiemann	Wright
Young	Mr. Speaker			

NOES: 003

Bland Manlove	Mackey	Rowland
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PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 011

Brown 70	Coleman 97	Collins	Person	Phifer
Pollock 123	Price IV	Roden	Tate	Thomas
Windham				

VACANCIES: 001

The Journal of the seventh day was approved as printed.

The Journal of the eighth day was approved as printed.

HOUSE RESOLUTIONS

Representative Schroer offered House Resolution No. 105.

Representative Seitz offered House Resolution No. 106.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 15, introduced by Representative Walsh (50), relating to the United States Supreme Court.

HCR 16, introduced by Representative Shields, relating to the Oregon Trail.

HCR 17, introduced by Representative Trent, relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government.

HCR 18, introduced by Representative Appelbaum, relating to "Christmas in July".

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 39, introduced by Representative Seitz, relating to property tax.

HJR 40, introduced by Representative Sauls, relating to modification of statutory measures proposed by the people by the general assembly.

HJR 41, introduced by Representative Davis, relating to the general assembly, with a delayed effective date.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 851, introduced by Representative Walsh (50), relating to essential workers.

HB 852, introduced by Representative Walsh (50), relating to prohibited uses of public funds.

HB 853, introduced by Representative Wallingford, relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

HB 854, introduced by Representative Wallingford, relating to the public service commission fund.

HB 855, introduced by Representative DeGroot, relating to the statute of limitations for personal injury claims.

HB 856, introduced by Representative Richey, relating to tuition at institutions of higher education.

HB 857, introduced by Representative Seitz, relating to religious freedom.

HB 858, introduced by Representative Ellebracht, relating to commercial driver's licenses.

HB 859, introduced by Representative Quade, relating to county health ordinances.

HB 860, introduced by Representative Sauls, relating to centers for the treatment of sexually deviant behaviors, with penalty provisions.

HB 861, introduced by Representative Sauls, relating to the air conservation commission.

HB 862, introduced by Representative Sauls, relating to the clean water commission.

HB 863, introduced by Representative Sauls, relating to workers' compensation for firefighters and other first responders.

HB 864, introduced by Representative Sauls, relating to the division of workers' compensation.

HB 865, introduced by Representative Shields, relating to county early childhood education services.

HB 866, introduced by Representative Nurrenbern, relating to the minimum wage rate.

HB 867, introduced by Representative Nurrenbern, relating to absentee voting.

HB 868, introduced by Representative Nurrenbern, relating to tobacco products, with penalty provisions.

HB 869, introduced by Representative Riggs, relating to Buck O'Neil day.

HB 870, introduced by Representative Hudson, relating to county planning commissions.

HB 871, introduced by Representative Hardwick, relating to watercraft, with penalty provisions.

HB 872, introduced by Representative Pike, relating to school make-up days and hours.

HB 873, introduced by Representative Mackey, relating to employment security benefits.

HB 874, introduced by Representative Davis, relating to police departments.

HB 875, introduced by Representative Unsicker, relating to insurance coverage for obesity.

PERFECTION OF HOUSE BILLS

HCS HB 429, relating to a tax deduction for foster parents, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 429** was agreed to.

On motion of Representative Kelly (141), **HCS HB 429** was adopted.

On motion of Representative Kelly (141), **HCS HB 429** was ordered perfected and printed.

HCS HB 430, relating to adoption tax credits, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 430** was agreed to.

Representative Shields offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 430, Page 1, Section 135.326, Line 9, by inserting after all of said line the following:

"(2) **"Child", any individual who:**
(a) Has not attained an age of at least eighteen years; or
(b) Is eighteen years of age or older but is physically or mentally incapable of caring for himself or herself;"; and

Further amend said bill, page, and section by renumbering all of said sections and subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1** was adopted.

On motion of Representative Kelly (141), **HCS HB 430, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS HB 430, as amended**, was ordered perfected and printed.

HOUSE CONCURRENT RESOLUTIONS

Representative Plocher offered **HCR 19**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 19

BE IT RESOLVED, by the House of Representatives of the One Hundred First General Assembly, First Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 2:30 p.m., Wednesday, January 27, 2021, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that an honorary committee from the House of Representatives be appointed by the Speaker to act with an honorary committee from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the One Hundred First General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Plocher, **HCR 19** was adopted.

Representative Plocher offered **HCR 20**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 20

BE IT RESOLVED, by the House of Representatives of the One Hundred First General Assembly, First Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:30 a.m., Tuesday, February 2,

2021, to receive a message from the Honorable George W. Draper III, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Plocher, **HCR 20** was adopted.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 7 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 16 - Budget

COMMITTEE APPOINTMENTS

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Special Committee on Criminal Justice.

Representative Martha Stevens – Ranking Minority Member
Representative Marlon Anderson
Representative Yolanda Young

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Special Committee on Government Accountability.

Representative Donna Baringer – Ranking Minority Member
Representative Jo Doll
Representative Ian Mackey
Representative Raychel Proudie
Representative Marlene Terry

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Special Committee on Litigation Reform.

Representative Mark Ellebracht – Ranking Minority Member
Representative Marlon Anderson
Representative Wes Rogers

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to the Special Committee on Small Business.

Representative Steve Butz – Ranking Minority Member
Representative Ashley Aune
Representative Michael Burton
Representative Neil Smith
Representative Annette Turnbaugh

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller;

I hereby appoint the following to the Special Committee on Tourism.

Representative Ingrid Burnett – Ranking Minority Member
Representative Jerome Barnes
Representative Emily Weber

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

SUBCOMMITTEE APPOINTMENTS

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations – Agriculture, Conservation, Natural Resources, and Economic Development:

I hereby appoint the following members to the committee:

Representative LaKeySha Bosley
Representative Ingrid Burnett

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations – Education:

I hereby appoint the following members to the committee:

Representative Ingrid Burnett
Representative Kevin Windham

If you have any question, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations – General Administration:

I hereby appoint the following members to the committee:

Representative Ashley Bland Manlove
Representative Maggie Nurrenbern

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations – Health, Mental Health, and Social Services:

I hereby appoint the following members to the committee:

Representative Betsy Fogle
Representative Sarah Unsicker

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations – Public Safety, Corrections, Transportation and Revenue:

I hereby appoint the following members to the committee:

Representative Rasheen Aldridge
Representative Peter Merideth

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

COMMITTEE CHANGES

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Agriculture Policy committee:

I hereby remove Representative Paula Brown from the committee.

I hereby appoint Representative Jo Doll to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Judiciary committee:

I hereby remove Representative David Gregory from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri State House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Legislative Review committee:

I hereby appoint Representative John Wiemann to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 25, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby making the following changes to the Rules - Legislative Oversight committee:

I hereby remove Representative Sarah Unsicker from the committee and the position of Ranking Minority Member.

I hereby appoint Representative Wes Rogers to the committee.

I hereby appoint Representative Wes Rogers to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

The following members' presence was noted: Brown (70), Person, Roden, and Windham.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, January 26, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, January 26, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 153, HB 574

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, January 26, 2021, 8:45 AM, House Chamber.

Public hearing will be held: HB 16, HB 137

Executive session will be held: HB 16

Executive session may be held on any matter referred to the committee.

Organizational meeting. No virtual testimony will be taken at this hearing. Guest seating will be available in the upper galley located on the 4th floor. Anyone wishing to testify may enter the Chamber in the side gallery on the 3rd floor.

CRIME PREVENTION

Wednesday, January 27, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session will be held: HB 784

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 27, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 334

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, January 26, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 349, HB 228, HB 540

Executive session may be held on any matter referred to the committee.

Added HB 540.

AMENDED

EMERGING ISSUES

Tuesday, January 26, 2021, 6:00 PM, House Hearing Room 7.

Public hearing will be held: HB 271, HB 476, HB 362

Executive session may be held on any matter referred to the committee.

Added HB 362 and removed HB 683.

AMENDED

ETHICS

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 4.

Executive session will be held: HR 70

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, January 27, 2021, 9:30 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Pending referral of HB 429 and HB 430.

GENERAL LAWS

Tuesday, January 26, 2021, 12:30 PM, House Hearing Room 1.

Public hearing will be held: HB 85, HB 310, HB 350

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 6.

Executive session will be held: HB 85, HB 310, HB 350

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 27, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Discussion on Covid vaccination updates with Dr. Williams and the Covid vaccination team.

Time change.

CORRECTED

JUDICIARY

Wednesday, January 27, 2021, 6:00 PM, House Hearing Room 6. Public hearing will be held:
HB 144, HB 548, HB 527

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 29

Executive session may be held on any matter referred to the committee.

CORRECTED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 273, HB 500

Executive session may be held on any matter referred to the committee.

PUBLIC SAFETY

Tuesday, January 26, 2021, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 59, HB 457

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, January 26, 2021, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HCR 7

Executive session will be held: HCR 7

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, January 27, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Executive session will be held: HB 785

Executive session may be held on any matter referred to the committee.

Adding presentation from Guard 911 following executive session, regarding public safety applications.

AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, January 26, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 345

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, January 26, 2021, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 75, HB 288, HB 392, HB 444, HB 547, HB 572, HB 602,
HB 752

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 26, 2021, upon adjournment of Budget Committee or Session, whichever is later, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Organizational meeting of subcommittee. Testimony from higher education institution presidents and fiscal officers. Informational overview by the Department of Higher Education and Workforce Development. We will take public testimony regarding the appropriations for the Department of Higher Education and Workforce Development.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Thursday, January 28, 2021, upon adjournment, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Elementary and Secondary Education.

We will take public testimony regarding the appropriations for the Department of Elementary and Secondary Education.

CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Office of Administration, MOSERS, Secretary of State and Office of the Public Defender.

We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender and the General Assembly.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, January 26, 2021, upon adjournment of Budget Committee or Session, whichever is later, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting of the committee and informational overviews by the Department of Mental Health, Department of Health & Senior Services and Department of Social Services.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, January 28, 2021, 1:00 PM or upon adjournment (whichever is later) , House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Public testimony will be taken regarding the appropriations for the Department of Mental Health, Department of Health & Senior Services and Department of Social Services.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting of the subcommittee and informational overviews by the Department of Corrections, Department of Public Safety, Department of Transportation and Department of Revenue. Public testimony will be taken regarding the appropriations for the departments listed above.

TRANSPORTATION

Wednesday, January 27, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 152, HB 201, HB 578

Executive session may be held on any matter referred to the committee.

Corrected time.

CORRECTED

UTILITIES

Wednesday, January 27, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 657

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TENTH DAY, TUESDAY, JANUARY 26, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 15 through HCR 18

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 39 through HJR 41

HOUSE BILLS FOR SECOND READING

HB 851 through HB 875

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TENTH DAY, TUESDAY, JANUARY 26, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Doug Richey.

Heavenly Father, we realize, as we stand here, we face limited resources, limited time, and even limited understanding of not only the details of the day but also the details for tomorrow. So we turn our attention to You, the one who is limitless, the one who has the provision necessary, providing the wisdom needed to face the day's challenges and to prepare for tomorrow's. We ask for Your help; we ask for Your wisdom; and we ask for Your help that we may stand faithful to the task. In Jesus' name I pray.

Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the ninth day was approved as printed by the following vote:

AYES: 143

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Clemens	Coleman 32
Coleman 97	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hill	Houx	Hovis	Hudson
Hurlbert	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McDaniel	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Quade	Railsback	Reedy	Richey
Riggs	Riley	Roberts	Roden	Roerber
Rogers	Ruth	Sander	Sassmann	Sauls
Schnelting	Schroer	Schwadron	Seitz	Sharp 36
Sharpe 4	Shaul	Shields	Simmons	Smith 155

Smith 163	Smith 67	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 001

Rowland

PRESENT: 003

Aldridge	Brown 70	Windham
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ABSENT WITH LEAVE: 015

Christofanelli	Collins	Cupps	Dogan	Hicks
Ingle	McCreery	Person	Pietzman	Price IV
Proudie	Reisch	Rone	Tate	Thomas

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Sauls offered House Resolution No. 115.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 21, introduced by Representative Kelley (127), relating to Medicaid coverage.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 42, introduced by Representative Griesheimer, relating to term limits for members of the general assembly.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 876, introduced by Representative Dogan, relating to law enforcement officers, with penalty provisions and an emergency clause for a certain section.

HB 877, introduced by Representative Christofanelli, relating to income tax deductions.

HB 878, introduced by Representative Christofanelli, relating to the treatment court commissioner in a certain judicial circuit.

HB 879, introduced by Representative Dinkins, relating to titles of certain health care practitioners, with penalty provisions.

HB 880, introduced by Representative Deaton, relating to concealed carry permits.

HB 881, introduced by Representative Coleman (97), relating to liquor sales.

HB 882, introduced by Representative Anderson, relating to the Missouri homestead preservation act, with a delayed effective date.

HB 883, introduced by Representative Sassmann, relating to voter registration records.

HB 884, introduced by Representative Windham, relating to state funding for higher education costs.

HB 885, introduced by Representative Windham, relating to primary elections.

HB 886, introduced by Representative Nurrenbern, relating to permissible uses for campaign funds.

HB 887, introduced by Representative Doll, relating to consent for voluntary searches.

HB 888, introduced by Representative Doll, relating to the ethics commission, with penalty provisions and a delayed effective date.

HB 889, introduced by Representative Lewis (25), relating to insurance coverage for mental health conditions.

HB 890, introduced by Representative Windham, relating to incarceration.

HB 891, introduced by Representative Griesheimer, relating to the offense of aggravated endangerment of a highway worker.

HB 892, introduced by Representative Black (137), relating to renewable natural gas.

HB 893, introduced by Representative Riggs, relating to iron curtain speech day.

HB 894, introduced by Representative Riggs, relating to Mark Twain day.

HB 895, introduced by Representative Davis, relating to unlawful possession of a firearm, with penalty provisions.

HB 896, introduced by Representative Black (7), relating to a state plan for career and technical education certificates.

HB 897, introduced by Representative Black (7), relating to retirement benefits.

HB 898, introduced by Representative Cook, relating to crimes committed against law enforcement officers and first responders, with penalty provisions.

HB 899, introduced by Representative Phifer, relating to sales tax.

HB 900, introduced by Representative Lovasco, relating to strategic lawsuits against public participation.

HB 901, introduced by Representative Lovasco, relating to special personalized license plates.

HB 902, introduced by Representative Lovasco, relating to expungement.

HB 903, introduced by Representative Lovasco, relating to domestic animal death, with a penalty provision.

HB 904, introduced by Representative Ruth, relating to Missouri state highway patrol fees.

HB 905, introduced by Representative Basye, relating to the designation of a memorial highway.

HB 906, introduced by Representative Morse, relating to a rural primary care physician grant program.

HB 907, introduced by Representative Porter, relating to property insurance.

HB 908, introduced by Representative Andrews, relating to statewide missions of institutions of higher education.

HB 909, introduced by Representative Windham, relating to delinquent motor vehicle liabilities.

HB 910, introduced by Representative Windham, relating to taxation.

HB 911, introduced by Representative Hill, relating to the designation of a memorial highway.

HB 912, introduced by Representative Henderson, relating to air ambulance services, with a delayed effective date.

HB 913, introduced by Representative Merideth, relating to income tax, with an emergency clause.

HB 914, introduced by Representative Falkner, relating to regulations of companies.

HB 915, introduced by Representative Shaul, relating to gaming, with penalty provisions.

HB 916, introduced by Representative Derges, relating to assistant physicians.

HB 917, introduced by Representative Coleman (97), relating to permissible uses for campaign funds.

HB 918, introduced by Representative Hicks, relating to costs for filing orders of protection.

HB 919, introduced by Representative Richey, relating to obscene websites, with penalty provisions.

HB 920, introduced by Representative Baker, relating to the general municipal election day, with a delayed effective date.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 15, relating to the United States Supreme Court.

HCR 16, relating to the Oregon Trail.

HCR 17, relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government.

HCR 18, relating to "Christmas in July".

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 39, relating to property tax.

HJR 40, relating to modification of statutory measures proposed by the people by the general assembly.

HJR 41, relating to the general assembly, with a delayed effective date.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 851, relating to essential workers.

HB 852, relating to prohibited uses of public funds.

HB 853, relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

HB 854, relating to the public service commission fund.

HB 855, relating to the statute of limitations for personal injury claims.

HB 856, relating to tuition at institutions of higher education.

HB 857, relating to religious freedom.

HB 858, relating to commercial driver's licenses.

HB 859, relating to county health ordinances.

HB 860, relating to centers for the treatment of sexually deviant behaviors, with penalty provisions.

HB 861, relating to the air conservation commission.

HB 862, relating to the clean water commission.

HB 863, relating to workers' compensation for firefighters and other first responders.

HB 864, relating to the division of workers' compensation.

HB 865, relating to county early childhood education services.

HB 866, relating to the minimum wage rate.

HB 867, relating to absentee voting.

HB 868, relating to tobacco products, with penalty provisions.

HB 869, relating to Buck O'Neil day.

HB 870, relating to county planning commissions.

HB 871, relating to watercraft, with penalty provisions.

HB 872, relating to school make-up days and hours.

HB 873, relating to employment security benefits.

HB 874, relating to police departments.

HB 875, relating to insurance coverage for obesity.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 429 - Fiscal Review

HCS HB 430 - Fiscal Review

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 16**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (28): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), McGaugh, Merideth, Nurrenbern, Richey, Riley, Roberts, Shields, Smith (163), Unsicker, Walsh (50), West and Windham

Noes (0)

Absent (3): Evans, Gregory (96) and Mayhew

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie and Rogers

Noes (1): Basye

Absent (1): Richey

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 19**.

COMMITTEE APPOINTMENTS

January 26, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Government Oversight:

I hereby appoint the following members to the committee:

Representative Raychel Proudie
Representative Mark Ellebracht
Representative Wes Rogers

I hereby appoint Representative Raychel Proudie to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMITTEE CHANGES

January 26, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Conservation and Natural Resources Committee:

I hereby remove Representative Jo Doll and appoint Representative Annette Turnbaugh.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

January 26, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Emerging Issues committee:

I hereby remove Representative Emily Weber from the committee.

I hereby appoint Representative Betsy Fogle to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 26, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Higher Education committee:

I hereby appoint Representative Derek Grier to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 26, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Insurance committee:

I hereby remove Representative John Wiemann from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 26, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Insurance committee:

I hereby remove Representative LaDonna Appelbaum from the committee.

I hereby appoint Representative Michael Johnson to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader

January 26, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Judiciary committee:

I hereby appoint Representative John Wiemann to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 26, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Local Government Committee:

I hereby remove Representative Annette Turnbaugh and appoint Representative Bridget Walsh Moore.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following members' presence was noted: Christofanelli, Cupps, Dogan, Hicks, Ingle, McCreery, Person, Pietzman, Proudie, Reisch, Rone, and Tate.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, January 27, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 32

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Wednesday, January 27, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session will be held: HB 784

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, January 28, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 249

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 27, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 334

Executive session may be held on any matter referred to the committee.

ETHICS

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 4.

Executive session will be held: HR 70

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, January 27, 2021, 9:30 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Pending referral of HB 429 and HB 430.

GENERAL LAWS

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 6.

Executive session will be held: HB 85, HB 310, HB 350

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 27, 2021, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Discussion on COVID vaccination updates with Dr. Williams and the COVID vaccination team.
Time change.

CORRECTED

HEALTH AND MENTAL HEALTH POLICY

Monday, February 1, 2021, 12:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

JUDICIARY

Wednesday, January 27, 2021, 6:00 PM, House Hearing Room 6.

Public hearing will be held: HB 144, HB 548, HB 527

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 29

Executive session may be held on any matter referred to the committee.

CORRECTED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 273, HB 500

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 351, HB 357, HB 378

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, January 27, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Executive session will be held: HB 785

Executive session may be held on any matter referred to the committee.

Adding presentation from Guard 911 following executive session, regarding public safety applications.

AMENDED

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 27, 2021, 6:00 PM, House Hearing Room 5.

Public hearing will be held: HB 513, HB 139

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Thursday, January 28, 2021, upon adjournment, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Elementary and Secondary Education. We will take public testimony regarding the appropriations for the Department of Elementary and Secondary Education.

CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Office of Administration, MOSERS, Secretary of State and Office of the Public Defender. We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender and the General Assembly.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, January 28, 2021, 1:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Public testimony will be taken regarding the appropriations for the Department of Mental Health, Department of Health & Senior Services and Department of Social Services.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting of the subcommittee and informational overviews by the Department of Corrections, Department of Public Safety, Department of Transportation and Department of Revenue. Public testimony will be taken regarding the appropriations for the departments listed above.

TRANSPORTATION

Wednesday, January 27, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 152, HB 201, HB 578

Executive session may be held on any matter referred to the committee.

Corrected time.

CORRECTED

UTILITIES

Wednesday, January 27, 2021, 8:30 AM, House Hearing Room 6.

Public hearing will be held: HB 657

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 66, HB 91

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

ELEVENTH DAY, WEDNESDAY, JANUARY 27, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 21

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 42

HOUSE BILLS FOR SECOND READING

HB 876 through HB 920

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 16 - Smith (163)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 7 - McDaniel

HOUSE BILLS FOR THIRD READING

HCS HB 429, (Fiscal Review 1/26/21) - Kelly (141)

HCS HB 430, (Fiscal Review 1/26/21) - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

ELEVENTH DAY, WEDNESDAY, JANUARY 27, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

Prayer by Representative Ben Baker.

Father, we thank You for this wonderful day to live and to serve You. Before we ask You for anything, I just want to thank You for who You are and what You've done. As it says in Your word that "You are before all things, and in You all things hold together," we know that before time began You knew we would be here today. You knew the turmoil that is present in our world today. Therefore, You know just how to guide us to navigate the troubles of our day and glorify You in all that we do.

We recognize that one of Your attributes is that You are just. You are infinitely, unchangeably right and perfect in all that You do. Father, we are in awe of the infinite beauty and greatness of Your perfection. However, we also recognize that we are imperfect and fundamentally flawed by sin yet still bear Your image. Thank you for sending Jesus so that we could be cleansed of our sin and walk in newness of life.

We soberly realize that we are in desperate need of Your help. We cannot carry out our responsibilities with true success without You, Lord. We lean upon You for wisdom, for grace, for patience to be what You have called us to be and to do what You have called us to do.

So lead us to make decisions today that honor You and the people that we serve in the precious name of Jesus.

Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the tenth day was approved as printed by the following vote:

AYES: 145

Adams	Andrews	Atchison	Aune	Bailey
Bangert	Baringer	Barnes	Basye	Billington
Black 137	Black 7	Bland Manlove	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson

Hurlbert	Ingle	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGill	Merideth	Morse	Mosley	Murphy
Nurrenbern	O'Donnell	Owen	Patterson	Perkins
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Quade	Railsback	Reedy
Reisch	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rogers	Rone	Ruth
Sander	Sassmann	Sauls	Schnelting	Schroer
Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul
Shields	Simmons	Smith 155	Smith 163	Smith 67
Stacy	Stevens 46	Taylor 139	Taylor 48	Terry
Thompson	Trent	Turnbaugh	Unsicker	Van Schoiack
Veit	Wallingford	Walsh 50	Walsh Moore 93	Weber
West	Wiemann	Wright	Young	Mr. Speaker

NOES: 001

Rowland

PRESENT: 002

Aldridge Windham

ABSENT WITH LEAVE: 014

Anderson	Appelbaum	Baker	Bosley	Coleman 97
Collins	Johnson	Person	Phifer	Price IV
Proudie	Stephens 128	Tate	Thomas	

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Veit offered House Resolution No. 117.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 22, introduced by Representative Nurrenbern, relating to COVID-19 remembrance day.

HCR 23, introduced by Representative Schroer, relating to the Congress of the United States.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 43, introduced by Representative Hill, relating to judges.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 921, introduced by Representative Riggs, relating to the Missouri housing development commission.

HB 922, introduced by Representative Houx, relating to the statute of limitations for personal injury claims.

HB 923, introduced by Representative Gray, relating to the joint committee on Missouri division of workers' compensation.

HB 924, introduced by Representative Knight, relating to revenue.

HB 925, introduced by Representative Hudson, relating to paper ballots.

HB 926, introduced by Representative McGaugh, relating to notice requirements.

HB 927, introduced by Representative Thompson, relating to financial institutions.

HB 928, introduced by Representative Thompson, relating to financial institutions.

HB 929, introduced by Representative Riggs, relating to certain distributions from trusts.

HB 930, introduced by Representative Cupps, relating to the designation of a memorial highway.

HB 931, introduced by Representative Schroer, relating to the employer-employee relationship.

HB 932, introduced by Representative Billington, relating to civil liability for censorship.

HB 933, introduced by Representative Bland Manlove, relating to absentee ballots.

HB 934, introduced by Representative Bland Manlove, relating to a private person's use of force in making an arrest.

HB 935, introduced by Representative Bland Manlove, relating to debt collection, with penalty provisions.

HB 936, introduced by Representative Rogers, relating to the Missouri secure choice savings program act.

HB 937, introduced by Representative Fogle, relating to cultural competency training for health care professionals.

HB 938, introduced by Representative Haffner, relating to restrictive covenants.

HB 939, introduced by Representative Porter, relating to the sale of spirituous liquors.

HB 940, introduced by Representative Porter, relating to shipments of alcohol.

HB 941, introduced by Representative Burton, relating to the Missouri homestead preservation act, with a delayed effective date.

HB 942, introduced by Representative Haffner, relating to the accreditation of public schools and school districts.

HB 943, introduced by Representative DeGroot, relating to credit service organizations.

HB 944, introduced by Representative Reedy, relating to unlawful use of weapons, with penalty provisions.

HB 945, introduced by Representative Shaul, relating to taxation.

HB 946, introduced by Representative Hill, relating to the release of a defendant.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 21, relating to Medicaid coverage.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 42, relating to term limits for members of the general assembly.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 876, relating to law enforcement officers, with penalty provisions and an emergency clause for a certain section.

HB 877, relating to income tax deductions.

HB 878, relating to the treatment court commissioner in a certain judicial circuit.

HB 879, relating to titles of certain health care practitioners, with penalty provisions.

HB 880, relating to concealed carry permits.

HB 881, relating to liquor sales.

HB 882, relating to the Missouri homestead preservation act, with a delayed effective date.

HB 883, relating to voter registration records.

HB 884, relating to state funding for higher education costs.

HB 885, relating to primary elections.

HB 886, relating to permissible uses for campaign funds.

HB 887, relating to consent for voluntary searches.

HB 888, relating to the ethics commission, with penalty provisions and a delayed effective date.

HB 889, relating to insurance coverage for mental health conditions.

HB 890, relating to incarceration.

HB 891, relating to the offense of aggravated endangerment of a highway worker.

HB 892, relating to renewable natural gas.

HB 893, relating to iron curtain speech day.

HB 894, relating to Mark Twain day.

HB 895, relating to unlawful possession of a firearm, with penalty provisions.

HB 896, relating to a state plan for career and technical education certificates.

HB 897, relating to retirement benefits.

HB 898, relating to crimes committed against law enforcement officers and first responders, with penalty provisions.

HB 899, relating to sales tax.

HB 900, relating to strategic lawsuits against public participation.

HB 901, relating to special personalized license plates.

HB 902, relating to expungement.

HB 903, relating to domestic animal death, with a penalty provision.

HB 904, relating to Missouri state highway patrol fees.

HB 905, relating to the designation of a memorial highway.

HB 906, relating to a rural primary care physician grant program.

HB 907, relating to property insurance.

HB 908, relating to statewide missions of institutions of higher education.

HB 909, relating to delinquent motor vehicle liabilities.

HB 910, relating to taxation.

HB 911, relating to the designation of a memorial highway.

HB 912, relating to air ambulance services, with a delayed effective date.

HB 913, relating to income tax, with an emergency clause.

HB 914, relating to regulations of companies.

HB 915, relating to gaming, with penalty provisions.

HB 916, relating to assistant physicians.

HB 917, relating to permissible uses for campaign funds.

HB 918, relating to costs for filing orders of protection.

HB 919, relating to obscene websites, with penalty provisions.

HB 920, relating to the general municipal election day, with a delayed effective date.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 429**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (1): Walsh (50)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 430**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Eggleston, Fitzwater, Griesheimer, Richey, Terry and Wiemann

Noes (0)

Absent (1): Walsh (50)

THIRD READING OF HOUSE BILLS

HCS HB 429, relating to a tax deduction for foster parents, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HCS HB 429** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Andrews	Atchison	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Bland Manlove	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Cook
Copeland	Cupps	Davidson	Davis	Deaton
DeGroot	Derges	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stevens 46
Taylor 139	Taylor 48	Terry	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Anderson	Appelbaum	Baker	Bosley	Coleman 97
Collins	Johnson	Person	Phifer	Price IV
Stephens 128	Tate	Thomas		

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

HCS HB 430, relating to adoption tax credits, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HCS HB 430** was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Billington	Black 137
Black 7	Bland Manlove	Boggs	Bosley	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 32	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Rowland	Ruth	Sander
Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stevens 46	Taylor 139	Taylor 48	Terry	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Coleman 97
Tate

Collins
Thomas

Phifer

Price IV

Stephens 128

VACANCIES: 001

Speaker Pro Tem Wiemann declared the bill passed.

On motion of Representative Plocher, the House recessed until 2:30 p.m.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Wiemann.

COMMITTEE REPORTS

Committee on Crime Prevention, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention, to which was referred **HB 784**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Aldridge, Copeland, Hovis, Kelley (127), Roberts, Sauls, Seitz, Sharp (36) and West

Noes (1): Davis

Absent (0)

Special Committee on Homeland Security, Chairman Hicks reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 785**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bland Manlove, Chipman, Gray, Haffner, Hicks, Kidd, Porter, Schnelting and Walsh Moore (93)

Noes (0)

Absent (2): McDaniel and Tate

Committee on Ethics, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Ethics, to which was referred **HR 70**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Andrews, Barnes, Brown (27), Brown (70), Eggleston, Ellebracht, Fitzwater, Francis, Kelly (141) and McCreery

Noes (0)

Absent (0)

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE RESOLUTION NO. 70

ETHICS COMMITTEE
RULES OF PROCEDURE

RULE 1. Scope and Authority

These Rules of Procedure govern the conduct of the investigation of complaints of ethical misconduct by a member of the House and are adopted pursuant to House Rule 37.

RULE 2. Definitions

As used in these rules, unless the context requires otherwise, the following words and terms shall have the following meanings, and the use of masculine gender shall include the feminine.

(1) Letter of reproof - A sanction which expresses disapproval of conduct based on the appropriateness of such conduct by a member, regardless of whether the conduct constitutes a legal or moral wrong ~~[and is included as part of the Committee's report].~~

(2) Reprimand - A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of denying privileges of office ~~], which recommendation is included as part of the Committee's report,~~ is issued by the Speaker and the recommendation for reprimand is made a public record.

(3) Censure - A sanction which recognizes the member's conduct constituted a legal or moral wrong, and which shall include punishment in the form of denying privileges of office ~~], which recommendation is included as part of the Committee's report]~~ and requires the presence of the member in the chamber during consideration and vote by the entire House on such resolution.

(4) Expulsion - A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of removal from office as provided in Article III, Section 18 of the Missouri Constitution ~~], which recommendation is included as part of the Committee's report].~~

(5) Ethical misconduct -

- (a) A crime;
- (b) Willful neglect of duty;
- (c) Corruption in office;
- (d) Any conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his office or substantially impairs public confidence in the General Assembly;
- (e) Any conduct constituting a conflict of interest under Chapter 105, RSMo;
- (f) The intentional filing of a false complaint or the filing of a complaint in reckless disregard of the truth;

or

(g) Any breach of confidentiality provided for under these rules.

(6) Member - Any Missouri State Representative or Missouri State Representative-Elect.

No allegation of ethical misconduct may be based on actions that occurred more than six years prior to the date the respondent assumed the office of Representative, unless the actions, whether charged or uncharged, would constitute a Class A felony offense under the laws of this state, or would constitute an offense of a sexual nature under the laws of this state.

RULE 3. Quorum

A quorum exists when a majority of the members of the Committee are present. **A quorum of appointed members shall be necessary to hold a hearing of any type.**

RULE 4. Form of Complaints

A. All complaints filed against a member shall be made under the authority of Rule 37 of the House Rules of Procedure. The complaints shall be confidential and shall be referred to the Committee on Ethics within fourteen (14) calendar days. **The Speaker's referral of a complaint shall include a letter delivered to the Chief Clerk noting the date and time of receipt of the complaint, and the date and time of delivery to the Committee on Ethics.** Each complaint shall be in writing and under oath from the member, or in the case of alleged sexual harassment **or a violation of the amorous relationship policy**, the investigative report shall be sufficient to be considered a proper complaint. All complaints shall contain:

- (1) The name and address of the member or members or other individual or individuals acting as complainant;
- (2) The name of the member alleged to have engaged in conduct constituting ethical misconduct;
- (3) The nature of the alleged act constituting ethical misconduct, including when applicable, the specific law, rule, regulation, or ethical standard violated;
- (4) The facts alleged to have given rise to the act constituting ethical misconduct; and
- (5) Where the facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

B. All records in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

C. In the case that the Chief Clerk retains outside counsel to investigate an alleged violation of the sexual harassment or amorous relationship policies, the Chief Clerk shall notify the respondent in writing that a complaint has been filed, but shall not disclose details of the complaint to the respondent without permission from the Chair and Vice Chair of the Committee.

RULE 5. Jurisdictional Hearing of the Complaint by the Committee

A. Within thirty (30) calendar days of the assignment of the complaint, the Committee shall determine if it is in compliance with Rule 4 of these Rules, and whether on the face of the complaint, the allegations contained therein are within the jurisdiction of the Committee. No person named in the complaint shall act as a member of the Committee for purposes of such complaint. The jurisdictional hearing to examine the complaint and report or other evidence provided to the Committee, and the determination under Rule 5. C. shall be conducted in a closed hearing.

B. Complaints determined not to be in compliance with Rule 4 of these Rules shall be returned to the complainant with a statement that it is not in compliance with the Rules of Procedure. The complaint may be resubmitted in the proper form.

C. Once a determination has been made that the complaint complies with Rule 4 of these Rules, a majority of the Committee appointed shall vote by roll call to:

- (1) Proceed to a ~~[preliminary]~~ **primary** hearing;
- (2) Defer action pending completion of any other administrative, disciplinary, commission, or judicial proceeding; or
- (3) Dismiss the complaint. When a motion to proceed to a ~~[preliminary]~~ **primary** hearing fails on a recorded vote, the complaint shall be immediately dismissed. The Committee may, in its discretion, issue a report in conjunction with the dismissal of the complaint.

D. In determining whether or not to proceed to a ~~[preliminary]~~ **primary** hearing, the Committee shall consider the following:

- (1) The credible evidence of ethical misconduct contained in the complaint, any report, or other evidence appended thereto;
- (2) Other administrative or disciplinary action by other interested bodies;
- (3) Criminal investigation, Missouri Ethics Commission proceeding, or judicial proceedings, either civil or criminal; and
- (4) Other relevant circumstances that would justify expediting, declining, or deferring action by the Committee.

E. Complaints determined to be in compliance with Rule 4 of these Rules and accepted for a ~~[preliminary]~~ **primary** hearing shall be transmitted to the respondent with a copy of the Rules of Procedure and notice in writing that the respondent has twenty-one (21) calendar days to respond to the complaint either by way of answer or motion pursuant to Rule 7 of these Rules. The complainant and alleged victim shall also be notified, in writing, of the action of the Committee.

F. Any party may make an objection to the participation of any member of the Committee in an examination of the complaint on the grounds that the member cannot render an impartial and unbiased decision in the case. The majority of the members present shall rule on the objection to the participation of any member of the Committee. A temporary replacement shall be made to serve on the Committee on Ethics for all actions concerning a particular complaint for any member of the Committee who is prevented from acting on a complaint under these rules. Any temporary replacement made shall be of the same party as the replaced member and shall be chosen by the Speaker for the replacement of a member of the majority party or chosen by the Minority Floor Leader for the replacement of a member of the minority party; except that, if the Speaker is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Chair of the Committee or, if the Minority Floor Leader is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Vice Chair of the Committee.

RULE 6. Confidentiality

A. Counsel for the Committee on Ethics, with the consent of the Chair and Vice Chair, may redact any of the names and identifying information of the parties mentioned in any report, or provide a summary of the report.

B. No member or staff of the Committee on Ethics shall disclose, to any person or entity outside the Committee, any information received in the course of service with the Committee, except as authorized by the Committee or in accordance with its rules.

C. No person, other than House staff or employees properly part of the complaint process by rule or policy, who reviews or receives the results of any investigation or report shall disclose any information contained in the report, except to his counsel or in accordance with these rules.

D. If the complaint proceeds to a ~~[preliminary]~~ **primary** hearing, an unredacted report shall be provided to the complainant, respondent, and alleged victim. Any document provided by the Committee shall contain a watermark indicating that the document is confidential and shall list the name of the recipient.

E. No audio or visual recording shall be made of any closed hearing of the Committee on Ethics without the prior, express permission of the Chair. A violation of this paragraph may be treated as contempt or disorderly conduct as authorized under Article III, Section 18 of the Constitution of the state of Missouri.

RULE 7. Answers and Motions

A. If the Committee determines that the complaint merits proceeding to a ~~[preliminary]~~ **primary** hearing, the respondent shall have twenty-one (21) calendar days in which to respond to the complaint by way of answer or motion, unless this time period is waived by the respondent. Any answer or motion shall be in writing, signed by the respondent and his counsel, if he has one, and shall be limited to the following:

(1) An admission or denial under oath, of the allegations set forth in the complaint, including negative and affirmative defenses, and any other relevant information, including supporting evidence which the respondent may desire to submit. Failure to file an answer within the time prescribed shall be considered by the Committee as a denial of each allegation; or

(2) An objection to the jurisdiction of the Committee to investigate the complaint.

B. Any motion submitted pursuant to this rule is not in lieu of an answer and shall be accompanied by a memorandum of points and authorities. Answers or motions not submitted within the twenty-one (21) calendar-day period shall not be considered by the Committee.

C. The Chair of the Committee shall pass upon such motions as soon as practicable and notice of the decision shall be furnished to the respondent and the complainant. A motion to quash a subpoena shall be decided by the Chair of the Committee.

D. Time limitations imposed by this Rule may be extended when, in the discretion of the Chair, such extension would facilitate a fair and complete inquiry and may be shortened when the Chair determines that there are special circumstances compelling expedition, and upon twenty-four (24) hours notice of said action to the respondent and the claimant.

E. In the event that a special counsel is retained by the Committee, the attorney-client privilege is applicable to the Committee and not to the House.

RULE 8. [Preliminary] Primary Hearings

A. A [preliminary] **primary** hearing may be held to hear arguments based on the evidence submitted in the case. The [preliminary] **primary** hearing may be closed at the discretion of the Committee. The Committee shall provide the complainant and the respondent or counsel for the complainant and respondent an opportunity to present, orally or in writing, a statement, which shall be under oath or affirmation, regarding the allegations and any other relevant questions arising out of the complaint or other evidence provided to the committee. Opening statements made during a [preliminary] **primary** hearing shall be limited to fifteen minutes for the complainant and fifteen minutes for the respondent; however, such time limitations may be increased at the discretion of the Chair of the Committee.

B. The Committee shall require that testimony be given under oath or affirmation. The form of the oath or affirmation shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath or affirmation shall be administered by the Chair or Committee member designated by him to administer oaths. The Committee may take testimony from the complainant, alleged victim, respondent, and any other witness at the discretion of the Chair. The complainant, alleged victim, and respondent may submit a list of proposed witnesses to the Chair for consideration at least twenty-four hours in advance of the hearing. Only the Committee members, or special counsel for the Committee, may question a witness at the [preliminary] **primary** hearing.

C. At the conclusion of the [preliminary] **primary** hearing, a majority of the Committee shall vote by roll call to:

- (1) Dismiss the complaint, which may be accompanied by a report issued by the Committee;
- (2) Proceed by undertaking a formal hearing; or
- (3) Offer a recommended sanction to the member which may include one of the following:
 - (a) Letter of reproof;
 - (b) Reprimand;
 - (c) Censure; or
 - (d) Expulsion.

~~[If the member accepts the Committee's recommended sanction, the sanction shall be enforced and the complaint shall be concluded. If the member does not accept the recommended sanction, the Committee shall then proceed to a formal hearing which shall take place no later than ninety (90) calendar days after the date that the recommended sanction was rejected or as scheduled or extended by a majority vote of the Committee.]~~ **The member shall be given notice of his or her right to object to the Committee's recommended sanction by the time set forth by the Committee, which shall be no less than seventy-two hours. If the respondent fails to object in writing to the Committee's recommendation, he or she shall be deemed to waive any and all rights to further proceedings before the Committee on Ethics and the Committee report shall be filed by the Committee in the form of a House Resolution with the Clerk of the House. The recommendation shall also be published in the House Journal and automatically placed on the House Resolutions Calendar without further referral. If the respondent objects in writing to the recommendation within the time set forth by the Committee, the Committee shall proceed to a formal hearing, which shall take place no later than ninety days after the receipt of such objection or as scheduled or extended by a majority vote of the Committee.**

RULE 9. Formal Hearings

A. A formal hearing shall be held on the record to receive evidence upon which to base findings, conclusions, and recommendations, if any, to the House; except that, such hearing may be closed at the discretion of the Committee. The Committee may require, by subpoena or otherwise, or by subpoena duces tecum, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers, electronic communications, and documents as it deems necessary. The Committee may issue and enforce subpoenas as allowed by law.

B. Prior to setting a hearing date and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearings. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearings the Committee may expand or contract the scope in light of evidence received.

C. The order of the formal hearing shall be as follows:

- (1) The Chair shall open the hearing by stating the Committee's authority to conduct the investigation, the purpose of the investigation and its scope.

(2) The complainant and the respondent or counsel for the complainant and respondent shall be permitted to make opening statements. Such opening statements shall not exceed fifteen minutes each.

(3) Testimony from witnesses and other evidence pertinent to the matter under investigation shall be received in the following order:

- (a) Witnesses and other evidence offered by the complainant;
 - (b) Witnesses and other evidence offered by the respondent;
 - (c) Witnesses and other evidence offered by the Committee; and
 - (d) Rebuttal witnesses.
- (4) The Chair, or his designee, and the Committee members may question any witness.

D. Testimony of all witnesses shall be taken under oath. The form of the oath shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath shall be administered by the Chair or Committee member designated by him to administer oaths.

RULE 10. Admissibility of Evidence

A. The object of the hearings shall be to ascertain the truth. Any evidence that is relevant and probative shall be admissible, unless privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

B. The Chair or other member presiding shall rule upon any question of admissibility of testimony or evidence presented to the Committee. The Chair or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

C. At a formal hearing, the burden of proof is on the complainant with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that he introduces.

RULE 11. Witnesses

A. A subpoena to a witness shall be served sufficiently in advance of his scheduled appearance to allow him a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he so desire.

B. Except as otherwise specifically authorized by the Chair, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before his scheduled appearance.

C. Witnesses at formal hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to procedures or to the admissibility of testimony and evidence.

D. Chair may limit such testimony when, in his discretion, he finds the testimony is repetitious, cumulative, or irrelevant.

E. Each witness subpoenaed by the Committee shall be reimbursed for those reasonable expenses approved by the Committee.

F. Each witness shall be furnished a printed copy of the Rules of Procedure and the pertinent provisions of the Rules of the House applicable to the rights of witnesses.

G. Within ten calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of the witnesses that are to appear at the formal hearing. Within five calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of any proposed rebuttal witnesses that are to appear on his behalf. The Chair may exercise discretion in allowing any party's good faith request for additional witnesses that are proposed after the expiration of these time limits, or in denying any witness request made by a party if such request is not made in good faith.

RULE 12. Findings, Conclusions and Recommendations

A. At the completion of the ~~[preliminary]~~ **primary** hearing or formal hearings, the Committee, by a majority vote of its members, shall, within forty-five (45) days, adopt a report stating its findings and conclusions on the complaint. The report shall be filed with the Chief Clerk of the House, **with a copy delivered to the office of the Speaker, office of the Majority Floor Leader, and office of the Minority Floor Leader**, and shall be printed in the House Journal. In the event the Committee finds that the complaint is not well-founded, the report shall so state, and shall include a copy of a Letter of Reproval if the Committee authorized such sanction. In the event the Committee finds that the complaint is well-founded, the report shall state the Committee's recommendation in a resolution appended thereto.

B. The resolution shall state the Committee's findings and conclusions on each allegation in the complaint with the recommendation that the House take one of the following actions:

- (1) Letter of reproof;
- (2) Reprimand;
- (3) Censure; or
- (4) Expulsion.

C. The chair or counsel for the Committee shall redact from its findings, conclusions, and recommendations, the name or names and any identifying information of any person or persons alleged to be a victim of sexual harassment or sexual misconduct by a member. An alleged victim may consent to the release of his or her name or other identifying information by providing a written request to the chair of the Committee.

D. The Committee's recommendation may also require payment of restitution and costs incurred in the investigation, or impose any other sanction that the Committee deems just and proper under the circumstances, but the amount of restitution and costs shall not exceed the costs incurred by the House related to the complaint. Any assessment of fines or restitution and costs shall be paid in full by the member no later than thirty days after the adoption of a recommendation by the House of Representatives. If the member fails to pay in full by the expiration of the thirty-day time period, then the Chief Clerk may deduct from the member's salary an appropriate monthly sum to repay the full amount due by the conclusion of the member's current term of office.

RULE 13. Matters Not Covered in These Rules of Procedure

The Rules of Procedure of the United States House of Representatives Committee on Ethics of the 116th Congress shall be taken as guidelines in deciding questions, issues, and other matters not otherwise provided for in these Rules of Procedure, except that the Rules of the Missouri House of Representatives governing the party representation on committees shall apply to this Committee.

RULE 14. Depositions

The Chair of the Committee, upon consultation with the Vice Chair, may order the taking of depositions, under the authority of Section 21.380, RSMo, by a member or counsel of the Committee. Witnesses may be accompanied at a deposition by counsel to advise the witnesses of their rights. Only members of the Committee, Committee staff designated by the Chair or Vice Chair, an official reporter, the witness, and the witness's counsel are permitted to attend. Depositions may be taken at any stage of the proceedings and may be used as evidence submitted by the Committee on Ethics.

RULE 15. Limitations on Scope and Authority

Nothing contained in these rules shall be construed to limit the authority of the House of Representatives as enumerated under Article III, Section 18, of the Constitution of the state of Missouri.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following committee to act with a like committee from the House pursuant to **HCR 19**.

Senators: Schatz, Hegeman, Onder, Riddle, Wieland, Razer, Williams, Schupp, Arthur, May.

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael L. Parson.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly “whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in “equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly “when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based.”

NOW THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the One Hundred First General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that through the second quarter of fiscal year 2021, the rate of expenditure for each of the appropriation lines in the fiscal year 2021 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2021 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 26th day of January, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

#	Agency	Budget Appropriation Line
1	LEGISLATURE-OPERATING	12.505
2	JUDICIARY-OPERATING	12.370
3	JUDICIARY-OPERATING	12.340
4	ELEM & SEC EDUCATION-OPER	02.015
5	PUBLIC SAFETY-OPERATING	08.315
6	REVENUE-OPERATING	04.130
7	PUBLIC SAFETY-OPERATING	14.050
8	PUBLIC SAFETY-OPERATING	14.050
9	OFFICE ADMINISTRATION-OPER	05.480
10	OFFICE ADMINISTRATION-OPER	05.480
11	PUBLIC SAFETY-OPERATING	14.055
12	ELEM & SEC EDUCATION-OPER	14.005
13	ELEM & SEC EDUCATION-OPER	14.010
14	DHEWD-OPERATING	14.015
15	PUBLIC SAFETY-OPERATING	14.060
16	HEALTH & SENIOR SERVICES-OPER	14.070
17	HEALTH & SENIOR SERVICES-OPER	14.070
18	HEALTH & SENIOR SERVICES-OPER	14.070
19	OFFICE ADMINISTRATION-OPER	14.020

The following members' presence was noted: Phifer and Stephens (128).

ADJOURNMENT

On motion of Representative Kelly (141), the House adjourned until 10:00 a.m., Thursday, January 28, 2021.

COMMITTEE HEARINGS

BUDGET

Friday, January 29, 2021, 8:45 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Testimony from various departments on CARES Act and Coronavirus Relief Fund programs and spending. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

ECONOMIC DEVELOPMENT

Thursday, January 28, 2021, 8:30 AM, House Hearing Room 5.

Public hearing will be held: HB 249

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 6.

Executive session will be held: HB 85, HB 310, HB 350

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Monday, February 1, 2021, 12:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

LOCAL GOVERNMENT

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, January 28, 2021, 2:50 PM, House Hearing Room 5.

Executive session will be held: HCS HB 784, HCS HB 785

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 351, HB 357, HB 378

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT

Thursday, January 28, 2021, 8:00 AM, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Organizational meeting of the subcommittee and informational overviews by Department of Agriculture, Department of Conservation, Department of Natural Resources, Department of Economic Development, Department of Commerce & Insurance and Department of Labor and Industrial Relations. Public testimony will be taken regarding the appropriations for the departments listed above.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Thursday, January 28, 2021, upon adjournment, Joint Hearing Room (117).

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Elementary and Secondary Education. We will take public testimony regarding the appropriations for the Department of Elementary and Secondary Education.

CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Thursday, January 28, 2021, 1:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Public testimony will be taken regarding the appropriations for the Department of Mental Health, Department of Health & Senior Services and Department of Social Services.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION AND REVENUE**

Thursday, January 28, 2021, 8:00 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting of the subcommittee and informational overviews by the Department of Corrections, Department of Public Safety, Department of Transportation and Department of Revenue. Public testimony will be taken regarding the appropriations for the departments listed above.

WAYS AND MEANS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 66, HB 91

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 1, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 384

Executive session may be held on any matter referred to the committee.

Upon completion of the public hearing there will be two guest speakers.

Dr. Joe Gilgour and Dr. Jeff Pittman - Vision of Workforce Development.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

TWELFTH DAY, THURSDAY, JANUARY 28, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 22 and HCR 23

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 43

HOUSE BILLS FOR SECOND READING

HB 921 through HB 946

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 16 - Smith (163)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 7 - McDaniel

HOUSE RESOLUTIONS

HCS HR 70 - Fitzwater

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

TWELFTH DAY, THURSDAY, JANUARY 28, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Representative Brad Hudson.

Dear Heavenly Father,

Let not these offices that we hold nor this fine building that we work in cause us to forget the fact that we are sinners in need of a Savior--human beings subject to failure, flaws, and temptation. It is because of grace that we have been placed here by Your strong and sovereign hand. Please help us to extend grace to others in every conversation. Please help us to show strength as we consider the issues of our day. Some day we will leave these offices and this fine building to others who will follow in our footsteps. Some day we will stand before You and give account for the footsteps that we've left behind. May we conduct ourselves in such a way that we will be able to give that account with joy. Please give us wisdom to make the right decisions, courage to stand for truth, and joy to be the shining lights that You have called us to be. In Jesus' name I pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eleventh day was approved as printed by the following vote:

AYES: 144

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Clemens	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Pike	Plocher	Pollitt 52	Pollock 123

Porter	Pouche	Proudie	Quade	Railsback
Reedy	Reisch	Richey	Riggs	Riley
Roden	Roeber	Rogers	Rone	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Taylor 139	Taylor 48	Terry	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 001

Rowland

PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 016

Bailey	Christofanelli	Coleman 97	Collins	Ingle
Mackey	Person	Phifer	Pietzman	Price IV
Roberts	Schnelting	Stevens 46	Tate	Thomas
Windham				

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Bosley offered House Resolution No. 126.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 24, introduced by Representative Davis, relating to “David L. Baker Day”.

HCR 25, introduced by Representative Aldridge, relating to paid family leave.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 44, introduced by Representative Simmons, relating to initiative petitions.

HJR 45, introduced by Representative Rone, relating to motor vehicle fuel tax.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 947, introduced by Representative Wallingford, relating to domestic relations.

HB 948, introduced by Representative Francis, relating to a tax credit for the expansion of meat processing facilities.

HB 949, introduced by Representative Mayhew, relating to visitation rights in long-term care facilities.

HB 950, introduced by Representative Roeber, relating to the designation of a memorial highway.

HB 951, introduced by Representative Sauls, relating to investigations of firefighters.

HB 952, introduced by Representative Seitz, relating to the 1619 Project in school districts and charter schools.

HB 953, introduced by Representative Riggs, relating to alternative dispute resolution.

HB 954, introduced by Representative Richey, relating to the establishment of a lifetime barber license.

HB 955, introduced by Representative Richey, relating to the division of alcohol and tobacco control.

HB 956, introduced by Representative Bosley, relating to civil actions against peace officers.

HB 957, introduced by Representative Bosley, relating to law enforcement officer accountability, with a penalty provision.

HB 958, introduced by Representative Bosley, relating to violent acts committed by peace officers.

HB 959, introduced by Representative Bosley, relating to career and technical education programs.

HB 960, introduced by Representative Bosley, relating to suffrage of persons confined in jails.

HB 961, introduced by Representative Bosley, relating to teacher salaries.

HB 962, introduced by Representative Bosley, relating to the compensation of jurors.

HB 963, introduced by Representative Bosley, relating to voter qualifications.

HB 964, introduced by Representative Bosley, relating to tax credits.

HB 965, introduced by Representative Bosley, relating to the show-me healthy babies program.

HB 966, introduced by Representative Bosley, relating to health insurance coverage for childbirth education.

HB 967, introduced by Representative Bosley, relating to voter qualifications.

HB 968, introduced by Representative Bosley, relating to tax credits.

HB 969, introduced by Representative Bosley, relating to applications for a marriage license.

HB 970, introduced by Representative Basye, relating to wind turbine site permits.

HB 971, introduced by Representative Knight, relating to athlete agents, with penalty provisions.

HB 972, introduced by Representative Falkner, relating to the removal of certain court records from automated case management systems.

HB 973, introduced by Representative Shields, relating to the calculation of average daily attendance for early childhood education programs.

HB 974, introduced by Representative Knight, relating to the petroleum storage tank insurance fund.

HB 975, introduced by Representative Hovis, relating to product repair requirements, with a penalty provision.

HB 976, introduced by Representative Stephens (128), relating to pharmacists.

HB 977, introduced by Representative Falkner, relating to tax increment financing projects.

HB 978, introduced by Representative Reedy, relating to powers and duties of a guardian.

HB 979, introduced by Representative Aldridge, relating to the minimum wage rate.

HB 980, introduced by Representative Aldridge, relating to savings accounts for education expenses.

HB 981, introduced by Representative Aldridge, relating to tax increment financing.

HB 982, introduced by Representative Aldridge, relating to the establishment of a use-of-force database.

HB 983, introduced by Representative Aldridge, relating to the offense of falsifying information to obtain a search warrant, with a penalty provision.

HB 984, introduced by Representative Aldridge, relating to unlawful discriminatory practices.

HB 985, introduced by Representative Aldridge, relating to the issuance of license plates.

HB 986, introduced by Representative Aldridge, relating to the scope of practice for physical therapists.

HB 987, introduced by Representative Aldridge, relating to motor vehicles abandoned by persons under arrest.

HB 988, introduced by Representative Aldridge, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 989, introduced by Representative Mayhew, relating to Alzheimer's and related dementias.

HB 990, introduced by Representative Gregory (96), relating to the white collar crime offender registry, with penalty provisions.

HB 991, introduced by Representative Smith (163), relating to income tax, with an emergency clause.

HB 992, introduced by Representative Burger, relating to the offense of keeping a dangerous dog, with penalty provisions.

HB 993, introduced by Representative Lewis (6), relating to transient guest taxes.

HB 994, introduced by Representative Sassmann, relating to disposition of human remains.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 22, relating to COVID-19 remembrance day.

HCR 23, relating to the Congress of the United States.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 43, relating to judges.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 921, relating to the Missouri housing development commission.

HB 922, relating to the statute of limitations for personal injury claims.

HB 923, relating to the joint committee on Missouri division of workers' compensation.

HB 924, relating to revenue.

HB 925, relating to paper ballots.

HB 926, relating to notice requirements.

HB 927, relating to financial institutions.

HB 928, relating to financial institutions.

HB 929, relating to certain distributions from trusts.

HB 930, relating to the designation of a memorial highway.

HB 931, relating to the employer-employee relationship.

HB 932, relating to civil liability for censorship.

HB 933, relating to absentee ballots.

HB 934, relating to a private person's use of force in making an arrest.

HB 935, relating to debt collection, with penalty provisions.

HB 936, relating to the Missouri secure choice savings program act.

HB 937, relating to cultural competency training for health care professionals.

HB 938, relating to restrictive covenants.

HB 939, relating to the sale of spirituous liquors.

HB 940, relating to shipments of alcohol.

HB 941, relating to the Missouri homestead preservation act, with a delayed effective date.

HB 942, relating to the accreditation of public schools and school districts.

HB 943, relating to credit service organizations.

HB 944, relating to unlawful use of weapons, with penalty provisions.

HB 945, relating to taxation.

HB 946, relating to the release of a defendant.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 16, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 16** was agreed to.

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 16, Page 1, Section 16.005, Line 3, by inserting immediately thereafter the following:

" , provided that not more than two and four-tenths percent (2.4%) may be expended for administration"; and

Further amend said bill, said page, said section, Line 4, by deleting "311,670,573" and inserting "324,694,749"; and

Further amend said bill, said page, Section 16.010, Line 4, by deleting "311,670,573" and inserting "324,694,749"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

On motion of Representative Smith (163), **HCS HB 16, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 16, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Smith (163):

AYES: 149

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Chipman	Christofanelli
Clemens	Coleman 32	Cook	Copeland	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fishel	Fitzwater	Fogle	Francis
Gray	Gregory 51	Gregory 96	Grier	Griesheimer
Griffith	Gunby	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Johnson
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGaugh	McGill	Merideth	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roden	Roeber	Rogers
Rone	Rowland	Ruth	Sander	Sassmann
Sauls	Schnelting	Schroer	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bailey	Coleman 97	Collins	Cupps	Ingle
Mackey	Person	Phifer	Price IV	Roberts
Tate	Thomas	Windham		

VACANCIES: 001

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 7, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials, was taken up by Representative McDaniel.

On motion of Representative McDaniel, the title of **HCR 7** was agreed to.

Representative McDaniel moved that **HCR 7** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 097

Andrews	Atchison	Aune	Baringer	Billington
Black 137	Black 7	Boggs	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Chipman	Christofanelli	Clemens
Cook	Copeland	Davidson	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haley	Hardwick	Henderson	Hicks
Hill	Houx	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Knight	Mayhew	McCreery
McDaniel	McGill	Morse	Murphy	Owen
Patterson	Perkins	Person	Pietzman	Plocher
Pollitt 52	Porter	Pouche	Proudie	Railsback
Reedy	Reisch	Riggs	Riley	Rogers
Rone	Ruth	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Shaul	Simmons	Smith 155
Smith 163	Smith 67	Stevens 46	Taylor 139	Taylor 48
Terry	Thompson	Trent	Walsh 50	Wiemann
Wright	Mr. Speaker			

NOES: 011

Baker	Basye	Butz	Cupps	Davis
Hovis	Kidd	Pollock 123	Richey	Van Schoiack
Wallingford				

PRESENT: 041

Adams	Aldridge	Anderson	Appelbaum	Bangert
Barnes	Bland Manlove	Bosley	Coleman 32	Doll
Falkner	Fishel	Gray	Hannegan	Johnson
Lewis 25	Lewis 6	Lovasco	McGaugh	Merideth
Mosley	Nurrenbern	O'Donnell	Pike	Quade
Roden	Roeber	Rowland	Sander	Seitz
Sharp 36	Shields	Stacy	Stephens 128	Turnbaugh
Unsicker	Walsh Moore 93	Weber	West	Windham
Young				

ABSENT WITH LEAVE: 013

Bailey	Coleman 97	Collins	Haffner	Ingle
Mackey	Phifer	Price IV	Roberts	Sharpe 4
Tate	Thomas	Veit		

VACANCIES: 001

On motion of Representative Plocher, the House recessed until 11:15 a.m.

SUPPLEMENTAL CALENDAR

TWELFTH DAY, THURSDAY, JANUARY 28, 2021

HOUSE BILLS FOR THIRD READING – APPROPRIATIONS

HCS HB 16 - Smith (163)

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 052

Atchison	Aune	Basye	Billington	Black 7
Boggs	Brown 16	Brown 27	Burger	Busick
Cook	Copeland	Cupps	Davidson	Davis
DeGroot	Derges	Evans	Fishel	Francis
Haden	Haffner	Hardwick	Hill	Hovis
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Lewis 6
Lovasco	Mayhew	McGill	Morse	Murphy
Owen	Railsback	Richey	Riggs	Riley
Rone	Schnelting	Sharp 36	Shields	Taylor 139
Terry	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Weber			

NOES: 003

Fitzwater	Roden	Rowland
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PRESENT: 087

Adams	Aldridge	Anderson	Andrews	Baker
Bangert	Baringer	Barnes	Black 137	Bland Manlove
Bosley	Bromley	Brown 70	Buchheit-Courtway	Burnett
Burton	Butz	Chipman	Christofanelli	Coleman 32
Deaton	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Falkner	Fogle	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haley	Hannegan	Henderson	Hicks	Houx
Hudson	Johnson	Kidd	Knight	Lewis 25
McCreery	McGaugh	Merideth	Mosley	Nurrenbern
O'Donnell	Person	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Quade
Reedy	Roerber	Rogers	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharpe 4	Shaul
Simmons	Smith 155	Smith 163	Stacy	Stephens 128
Stevens 46	Taylor 48	Thompson	Trent	Unsicker
Walsh Moore 93	West	Wiemann	Windham	Wright
Young	Mr. Speaker			

ABSENT WITH LEAVE: 020

Appelbaum	Bailey	Clemens	Coleman 97	Collins
Ingle	Mackey	McDaniel	Patterson	Perkins
Phifer	Price IV	Proudie	Reisch	Roberts
Ruth	Schroer	Smith 67	Tate	Thomas

VACANCIES: 001

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 16, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 16** was read the third time and passed by the following vote:

AYES: 144

Adams	Aldridge	Anderson	Andrews	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Bland Manlove
Boggs	Bosley	Bromley	Brown 16	Brown 27
Brown 70	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Cook	Copeland	Cupps	Davidson	Davis
Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fishel	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurlbert	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 25
Lewis 6	Lovasco	Mayhew	McCreery	McGaugh
McGill	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Pietzman	Pike	Plocher	Pollitt 52	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roden
Roeber	Rogers	Rone	Rowland	Sander
Sassmann	Sauls	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Stephens 128	Stevens 46
Taylor 139	Taylor 48	Terry	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Appelbaum	Bailey	Clemens	Coleman 97	Collins
Ingle	Mackey	McDaniel	Merideth	Phifer
Price IV	Reisch	Roberts	Ruth	Schroer
Smith 67	Tate	Thomas		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 2 - Elections and Elected Officials
HJR 5 - Elections and Elected Officials
HJR 9 - Elections and Elected Officials
HJR 11 - Downsizing State Government
HJR 14 - Elections and Elected Officials
HJR 15 - Elections and Elected Officials
HJR 16 - General Laws
HJR 20 - Elections and Elected Officials
HJR 21 - Elections and Elected Officials
HJR 22 - Elections and Elected Officials
HJR 23 - Conservation and Natural Resources
HJR 25 - Elections and Elected Officials
HJR 26 - Elections and Elected Officials
HJR 27 - Elections and Elected Officials
HJR 38 - Conservation and Natural Resources

REFERRAL OF HOUSE REVISION BILLS

The following House Revision Bill was referred to the Committee indicated:

HRB 1 - Downsizing State Government

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 76 - Children and Families
HB 99 - General Laws
HB 164 - Elementary and Secondary Education
HB 207 - Elementary and Secondary Education
HB 229 - Elementary and Secondary Education

- HB 291** - Public Safety
- HB 295** - Crime Prevention
- HB 301** - Crime Prevention
- HB 359** - General Laws
- HB 365** - Local Government
- HB 373** - Crime Prevention
- HB 383** - Emerging Issues
- HB 391** - Insurance
- HB 421** - Elementary and Secondary Education
- HB 442** - Elementary and Secondary Education
- HB 443** - Local Government
- HB 480** - Elementary and Secondary Education
- HB 487** - General Laws
- HB 491** - Downsizing State Government
- HB 494** - Elementary and Secondary Education
- HB 495** - Health and Mental Health Policy
- HB 509** - Local Government
- HB 515** - Downsizing State Government
- HB 528** - Elementary and Secondary Education
- HB 529** - Agriculture Policy
- HB 530** - Judiciary
- HB 556** - Elections and Elected Officials
- HB 568** - General Laws
- HB 570** - Transportation
- HB 579** - Transportation
- HB 585** - Judiciary
- HB 589** - Agriculture Policy
- HB 617** - Downsizing State Government
- HB 624** - Emerging Issues
- HB 625** - Emerging Issues
- HB 634** - General Laws
- HB 652** - Rural Community Development
- HB 660** - Transportation
- HB 661** - Transportation
- HB 670** - General Laws
- HB 678** - Local Government
- HB 685** - Elections and Elected Officials
- HB 696** - Special Committee on Small Business
- HB 712** - Judiciary
- HB 722** - General Laws
- HB 738** - Elections and Elected Officials
- HB 746** - Special Committee on Government Accountability
- HB 755** - Health and Mental Health Policy
- HB 760** - Public Safety
- HB 762** - Emerging Issues

HB 763 - Administration and Accounts
HB 764 - Emerging Issues
HB 767 - Utilities
HB 770 - Public Safety
HB 780 - Downsizing State Government
HB 795 - General Laws
HB 817 - Transportation
HB 822 - Downsizing State Government
HB 845 - Utilities
HB 848 - Downsizing State Government
HB 849 - Ways and Means
HB 850 - Elections and Elected Officials
HB 865 - Children and Families
HB 898 - Public Safety
HB 920 - Downsizing State Government
HB 942 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on General Laws, Chairman Trent reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 85** and **HB 310**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Boggs, Brown (16), Davidson, Hurlbert, Pollitt (52), Riley, Ruth, Schnelting, Schwadron and Trent

Noes (4): Merideth, Rogers, Sharp (36) and Weber

Absent (2): Ingle and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 350**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (14): Boggs, Brown (16), Davidson, Hurlbert, Merideth, Pollitt (52), Riley, Rogers, Ruth, Schnelting, Schwadron, Sharp (36), Trent and Weber

Noes (0)

Absent (2): Ingle and Schroer

Committee on Rules - Administrative Oversight, Chairman Eggleston reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 784**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson and McGaugh

Noes (0)

Absent (6): Ingle, Mackey, McDaniel, Patterson, Phifer and Ruth

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 785**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Dogan, Eggleston, Fitzwater, Gregory (96), Hudson and McGaugh

Noes (0)

Absent (6): Ingle, Mackey, McDaniel, Patterson, Phifer and Ruth

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 2** entitled:

An act to repeal sections 620.2005 and 620.2010, RSMo, and to enact in lieu thereof two new sections relating to economic incentives for the creation of military jobs, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE APPOINTMENTS

January 28, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Urban Issues, and appoint the following members:

Representative Raychel Proudie, Chair
Representative Scott Cupps, Vice-Chair
Representative Rasheen Aldridge
Representative Marlon Anderson
Representative Bill Falkner
Representative Barry Hovis

Representative Mark Sharp
Representative Rudy Veit
Representative John Wiemann

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMITTEE CHANGES

January 28, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Public Safety committee:

I hereby remove Representative Dan Houx from the committee.

I hereby appoint Representative Tim Taylor to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMUNICATIONS

January 28, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

The Special Committee on Urban Issues will report to Rules – Administrative Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Friday, January 29, 2021.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 2, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 506, HB 589

Executive session will be held: HB 153, HB 574

Executive session may be held on any matter referred to the committee.

Removed HB 529 and added HB 589.

AMENDED

BUDGET

Friday, January 29, 2021, 8:45 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Testimony from various departments on CARES Act and Coronavirus Relief Fund programs and spending. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CANCELLED

BUDGET

Monday, February 1, 2021, 11:00 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Office of Administration and the FY21 supplemental budget request. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Tuesday, February 2, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Social Services (Support Divisions, Family Support Division, Children's Division, Division of Youth Services). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Wednesday, February 3, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Governor's Office, Department of Agriculture and Department of Social Services (MO HealthNet Division). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 4, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Auditor, Department of Commerce & Insurance and Department of Labor & Industrial Relations. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CONSERVATION AND NATURAL RESOURCES

Monday, February 1, 2021, 6:00 PM, House Hearing Room 5.

Public hearing will be held: HB 138, HJR 23, HJR 38

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 2, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 729, HB 942

Executive session will be held: HB 349, HB 228, HB 540

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, February 1, 2021, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 533, HB 212, HB 63, HB 670

Executive session may be held on any matter referred to the committee.

Added HB 670.

AMENDED

HEALTH AND MENTAL HEALTH POLICY

Monday, February 1, 2021, 12:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

HIGHER EDUCATION

Monday, February 1, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 233, HB 355

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, February 4, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 60, HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 2, 2021, 12:00 PM, House Hearing Room 6.

Executive session will be held: HB 345

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 66, HB 91

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 1, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 384

Executive session may be held on any matter referred to the committee.

Upon completion of the public hearing there will be two guest speakers:

Dr. Joe Gilgour and Dr. Jeff Pittman - Vision of Workforce Development.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRTEENTH DAY, FRIDAY, JANUARY 29, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 24 and HCR 25

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 44 and HJR 45

HOUSE BILLS FOR SECOND READING

HB 947 through HB 994

HOUSE BILLS FOR PERFECTION

HCS HB 784 - Roberts

HCS HB 785 - Hicks

SENATE BILLS FOR SECOND READING

SS SB 2

HOUSE RESOLUTIONS

HCS HR 70 - Fitzwater

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 14 - Smith (163)
HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRTEENTH DAY, FRIDAY, JANUARY 29, 2021

The House met pursuant to adjournment.

Representative Kelley (127) in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 46, introduced by Representative Taylor (139), relating to the nonpartisan judicial commissions.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 995, introduced by Representative Taylor (139), relating to medical confidentiality, with penalty provisions and an emergency clause.

HB 996, introduced by Representative Taylor (139), relating to motorcycle auxiliary lighting.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 24, relating to "David L. Baker Day".

HCR 25, relating to paid family leave.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 44, relating to initiative petitions.

HJR 45, relating to motor vehicle fuel tax.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 947, relating to domestic relations.

HB 948, relating to a tax credit for the expansion of meat processing facilities.

HB 949, relating to visitation rights in long-term care facilities.

HB 950, relating to the designation of a memorial highway.

HB 951, relating to investigations of firefighters.

HB 952, relating to the 1619 Project in school districts and charter schools.

HB 953, relating to alternative dispute resolution.

HB 954, relating to the establishment of a lifetime barber license.

HB 955, relating to the division of alcohol and tobacco control.

HB 956, relating to civil actions against peace officers.

HB 957, relating to law enforcement officer accountability, with a penalty provision.

HB 958, relating to violent acts committed by peace officers.

HB 959, relating to career and technical education programs.

HB 960, relating to suffrage of persons confined in jails.

HB 961, relating to teacher salaries.

HB 962, relating to the compensation of jurors.

HB 963, relating to voter qualifications.

HB 964, relating to tax credits.

HB 965, relating to the show-me healthy babies program.

HB 966, relating to health insurance coverage for childbirth education.

HB 967, relating to voter qualifications.

HB 968, relating to tax credits.

HB 969, relating to applications for a marriage license.

HB 970, relating to wind turbine site permits.

HB 971, relating to athlete agents, with penalty provisions.

HB 972, relating to the removal of certain court records from automated case management systems.

HB 973, relating to the calculation of average daily attendance for early childhood education programs.

HB 974, relating to the petroleum storage tank insurance fund.

HB 975, relating to product repair requirements, with a penalty provision.

HB 976, relating to pharmacists.

HB 977, relating to tax increment financing projects.

HB 978, relating to powers and duties of a guardian.

HB 979, relating to the minimum wage rate.

HB 980, relating to savings accounts for education expenses.

HB 981, relating to tax increment financing.

HB 982, relating to the establishment of a use-of-force database.

HB 983, relating to the offense of falsifying information to obtain a search warrant, with a penalty provision.

HB 984, relating to unlawful discriminatory practices.

HB 985, relating to the issuance of license plates.

HB 986, relating to the scope of practice for physical therapists.

HB 987, relating to motor vehicles abandoned by persons under arrest.

HB 988, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 989, relating to Alzheimer's and related dementias.

HB 990, relating to the white collar crime offender registry, with penalty provisions.

HB 991, relating to income tax, with an emergency clause.

HB 992, relating to the offense of keeping a dangerous dog, with penalty provisions.

HB 993, relating to transient guest taxes.

HB 994, relating to disposition of human remains.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SB 2, relating to economic incentives for the creation of military jobs, with an emergency clause.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 52 - General Laws

HB 474 - Special Committee on Litigation Reform

HB 555 - Ways and Means

HB 737 - General Laws

MESSAGES FROM THE GOVERNOR

January 29, 2021

REORGANIZATION PLAN NO. 1 2021

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED AND FIRST GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, the Omnibus State Reorganization Act 1974 and Sections 26.500 to 26.540, RSMo, I hereby transmit Reorganization Plan No. 1 of 2021, by Executive Order 21-02, establishing the Office of Childhood within the Department of Elementary and Secondary Education. I hereby transfer the following to the Office of Childhood: the Early Childhood Comprehensive System, Safe Sleep and Safe Cribs program, and Home Visiting Unit within the Section for Healthy Families and Youth, and the Child Care Health Consultation Program within the Section for Women's Health within the Division of Community and Public Health of the Department of Health and Senior Services; the Section for Child Care Regulation within the Division of Regulation and Licensure of the Department of Health and Senior Services; the Home Visiting Program, the Purchase of Child Care Program, the Child Care Subsidy Program, and

the Early Childhood Section within the Children’s Division of the Department of Social Services; and, the Office of Early Learning within the Division of Learning Services of the Department of Elementary and Secondary Education.

Sincerely,

/s/ Michael L. Parson
Governor

**EXECUTIVE ORDER
21-02**

WHEREAS, early childhood is the most formative developmental period of life, with ninety percent of brain development occurring by age five, and early brain development linked to social and emotional development, health, and academic performance well into adulthood; and

WHEREAS, early childhood education, home visiting, and child care programs are critical to Missouri families in raising safe, healthy, and school-ready children; and

WHEREAS, early childhood education, home visiting, and child care programs are currently housed in three different state agencies, with varying visions and goals for the programs and services they provide; and

WHEREAS, integrating, aligning, and coordinating Missouri’s public and private childhood education, home visiting, and child care programs will lead to better outcomes, improve the overall effectiveness of the state’s early childhood support and services, and improve access for Missouri families; and

WHEREAS, early childhood education, home visiting, and child care programs are also critical to the stability and strength of the overall workforce; and

WHEREAS, safe, healthy, and school-ready children have the greatest opportunities to participate in the workforce later in their lives and to meaningfully contribute to a thriving, sustainable economy; and

WHEREAS, the Department of Health and Senior Services is created pursuant to section 192.005, RSMo; and

WHEREAS, the Early Childhood Comprehensive System, Safe Sleep and Safe Cribs program, and Home Visiting Unit within the Section for Healthy Families and Youth, and the Child Care Health Consultation Program within the Section for Women’s Health, within the Division of Community and Public Health of the Department of Health and Senior Services are created pursuant to section 192.050, RSMo; and

WHEREAS, the Section for Child Care Regulation within the Division of Regulation and Licensure of the Department of Health and Senior Services is created pursuant to sections 192.050 and 210.221, RSMo; and

WHEREAS, the Department of Social Services is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 660, RSMo; and

WHEREAS, the Home Visiting Program within the Children’s Division of the Department of Social Services is created pursuant to section 161.215, RSMo; and

WHEREAS, the Purchase of Child Care Program within the Children’s Division of the Department of Social Services is created pursuant to sections 161.215, 208.044, and 208.046, RSMo; and

WHEREAS, the Child Care Subsidy Program within the Children’s Division of the Department of Social Services is created pursuant to sections 161.215, 208.044, and 208.046, RSMo; and

WHEREAS, the Early Childhood Section within the Children's Division of the Department of Social Services is created pursuant to Chapter 207, RSMo; and

WHEREAS, the State Board of Education is created pursuant to Article IX, Section 2(a), of the Missouri Constitution, and the Department of Elementary and Secondary Education is created pursuant to Article IV, Section 12, of the Missouri Constitution and section 161.020, RSMo; and

WHEREAS, the Office of Early Learning is located within the Division of Learning Services of the Department of Elementary and Secondary Education; and

WHEREAS, federal law establishes public assistance programs, separately, that fund numerous programs within the foregoing departments, divisions, and sections; and

NOW, THEREFORE I, MICHAEL PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including Article IV, Section 12, the Missouri Constitution, Chapter 26, RSMo, and the Omnibus State Reorganization Act of 1974, hereby establish the Office of Childhood within the Department of Elementary and Secondary Education, and order the Missouri Department of Elementary and Secondary Education, the Missouri Department of Social Services, and the Missouri Department of Health and Senior Services to cooperate to:

Carry out the mission of the Office of Childhood by working together to ensure that Missouri children are safe, healthy, and successful learners; and

Transfer the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Early Childhood Comprehensive System, Safe Sleep and Safe Cribs program, and Home Visiting Unit within the Section for Healthy Families and Youth and the Child Care Health Consultation Program within the Section for Women's Health within the Division of Community and Public Health of the Department of Health and Senior Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Section for Child Care Regulation within the Division of Regulation and Licensure of the Department of Health and Senior Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Home Visiting Program within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Purchase of Child Care Program within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Child Care Subsidy Program within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Early Childhood Section within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Office of Early Learning within the Division of Learning Services of the Department of Elementary and Secondary Education, to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

The Office of Childhood is charged with coordinating these early childhood education, home visiting, and child care functions to ensure seamless alignment, equitable access, and effective service delivery; and

The Office of Childhood shall take the steps necessary to maintain compliance with federal requirements, such as filing any necessary state plan amendments, so as not to jeopardize federal financial participation.

This Order shall become effective no sooner than August 28, 2021, unless disapproved within sixty days of its submission to the First Regular Session of the 101st General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 28th day of January, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
John R. Ashcroft
Secretary of State

The following members' presence was noted: Aldridge, Anderson, Andrews, Atchison, Aune, Basye, Billington, Black (137), Bosley, Bromley, Brown (70), Brown (27), Burger, Christofanelli, Clemens, Coleman (32), Cook, Copeland, Davidson, Davis, Deaton, DeGroot, Eggleston, Falkner, Fishel, Fitzwater, Fogle, Gray, Griffith, Haley, Hardwick, Kelley (127), Lovasco, McDaniel, McGaugh, Mosley, Person, Pike, Proudie, Riley, Sassmann, Schnelting, Sharpe (4), Shaul, Simmons, Smith (67), Stacy, Stevens (46), Tate, Taylor (139), Taylor (48), Terry, Trent, Van Schoiack, Vescovo, Wallingford, Walsh Moore (93), Weber, Windham, and Young.

ADJOURNMENT

On motion of Representative Kelley (127), the House adjourned until 4:00 p.m., Monday, February 1, 2021.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Rasheen Aldridge, District 78, hereby state and affirm that my presence should have been noted in the House Journal for Thursday, January 14, 2021. I am requesting that the Journal be corrected to show that I was present in the chamber and my presence should have been recorded.

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of January, 2021.

/s/ Rasheen Aldridge
State Representative

State of Missouri)
) ss.
County of Miller)

Subscribed and sworn before me this 28th of January in the year 2021.

/s/ Leticia J. Long
Notary Public

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 2, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 506, HB 589

Executive session will be held: HB 153, HB 574

Executive session may be held on any matter referred to the committee.

Removed HB 529 and added HB 589.

AMENDED

BUDGET

Monday, February 1, 2021, 11:00 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Office of Administration and the FY21 supplemental budget request. Guest seating will be available in the upper gallery located on the 4th floor.

No public testimony will be taken at this hearing.

BUDGET

Tuesday, February 2, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Social Services (Support Divisions, Family Support Division, Children's Division, Division of Youth Services). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Wednesday, February 3, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentation from the Governor's Office, Department of Agriculture, and Department of Social Services (MO HealthNet Division). Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

BUDGET

Thursday, February 4, 2021, 8:15 AM, House Chamber.

Executive session may be held on any matter referred to the committee.

Budget presentations from the State Auditor, Department of Commerce & Insurance, and Department of Labor & Industrial Relations. Guest seating will be available in the upper gallery located on the 4th floor. No public testimony will be taken at this hearing.

CONSERVATION AND NATURAL RESOURCES

Monday, February 1, 2021, 6:00 PM, House Hearing Room 5.

Public hearing will be held: HB 138, HJR 23, HJR 38

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 556, HB 685, HB 850

Executive session will be held: HB 334

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, February 2, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 729, HB 942

Executive session will be held: HB 349, HB 228, HB 540

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, February 1, 2021, 6:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 533, HB 212, HB 63, HB 670, HB 52

Executive session may be held on any matter referred to the committee.

Added HB 52.

AMENDED

HEALTH AND MENTAL HEALTH POLICY

Monday, February 1, 2021, 12:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting.

HIGHER EDUCATION

Monday, February 1, 2021, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 233, HB 355

Executive session may be held on any matter referred to the committee.

CORRECTED

LOCAL GOVERNMENT

Thursday, February 4, 2021, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 252, HB 394, HB 441

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 1, 2021, 2:30 PM, House Hearing Room 7.

Executive session will be held: HCS HB 350, HCS HBs 85 & 310

Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT

Thursday, February 4, 2021, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 652

Executive session will be held: HB 351, HB 357, HB 378

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE

Tuesday, February 2, 2021, 4:30 PM, House Hearing Room 6.

Public hearing will be held: HB 504

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 2, 2021, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Discussion and public testimony regarding unemployment overpayments and subsequent request for reimbursement by the Department of Labor. Director Hui will provide an update to the committee with opportunity to ask questions.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 60, HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, February 2, 2021, 12:00 PM, House Hearing Room 6.

Executive session will be held: HB 345

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Tuesday, February 2, 2021, 4:30 PM, House Hearing Room 1.

Public hearing will be held: HB 242

Executive session will be held: HB 75, HB 288, HB 392, HB 444, HB 547, HB 572,
HB 602, HB 752

Executive session may be held on any matter referred to the committee.

TRANSPORTATION

Wednesday, February 3, 2021, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 661, HB 570, HB 257

Executive session may be held on any matter referred to the committee.

Updates from the Missouri Department of Transportation, and the Highway Patrol.

WAYS AND MEANS

Wednesday, February 3, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 66, HB 91

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Monday, February 1, 2021, 12:00 PM, House Hearing Room 1.

Public hearing will be held: HB 384

Executive session may be held on any matter referred to the committee.

Upon completion of the public hearing there will be two guest speakers,
Dr. Joe Gilgour and Dr. Jeff Pittman - Vision of Workforce Development.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, FEBRUARY 1, 2021

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 46

HOUSE BILLS FOR SECOND READING

HB 995 and HB 996

HOUSE BILLS FOR PERFECTION

HCS HB 784 - Roberts

HCS HB 785 - Hicks

HOUSE RESOLUTIONS

HCS HR 70 - Fitzwater

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

HCS HB 14 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FOURTH DAY, MONDAY, JANUARY 11, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Be strong and of good courage; be not afraid, neither be thou dismayed; for the Lord your God is with you wherever you go. (Joshua 1:9)

O God, Our Creator, our help in ages past and our hope for years to come, our guide and our inspiration in the present hour, in all reverence of mind and with true humility of spirit we lift our hearts to You, seeking strength and wisdom from Your never failing and ever faithful presence.

In this hour on the Inauguration Day, as we turn another page in the glorious history of our state, may we be strengthened with might by Your spirit that we may meet this pandemic with creative courage and become more than a match for the mood of these troubled times.

Bless our Governor and grant he may enter this new term with deeper faith, broader sympathy, higher vision, and with greater love.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

OATHS OF OFFICE

Representatives-elect Derek Grier and Justin Hill advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Rob Vescovo, Speaker of the House of Representatives.

The Journal of the first day was approved as printed by the following vote:

AYES: 131

Adams	Anderson	Andrews	Appelbaum	Aune
Bailey	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Chipman	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Doll	Ellebracht	Evans	Falkner
Fitzwater	Fogle	Francis	Gray	Gregory 51

Grier	Griesheimer	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Hill	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 25	Lewis 6	Lovasco
Mayhew	McCreery	McDaniel	McGaugh	McGirl
Morse	Murphy	Nurrenbern	O'Donnell	Owen
Perkins	Phifer	Pike	Plocher	Pollitt 52
Porter	Pouche	Price IV	Quade	Railsback
Reedy	Reisch	Richey	Riggs	Riley
Roberts	Roden	Roeber	Rogers	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Young				

NOES: 002

Mackey Merideth

PRESENT: 001

Aldridge

ABSENT WITH LEAVE: 028

Atchison	Baker	Bland Manlove	Bosley	Burton
Christofanelli	Derges	Dogan	Eggleston	Fishel
Gregory 96	Knight	Mosley	Patterson	Person
Pietzman	Pollock 123	Proudie	Rone	Rowland
Sauls	Sharp 36	Simmons	Smith 163	Wallingford
Windham	Wright	Mr. Speaker		

VACANCIES: 001

The Journal of the second day was approved as corrected.

The Journal of the third day was approved as printed.

HOUSE RESOLUTIONS

Representative Veit offered House Resolution No. 55.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 7, introduced by Representative McDaniel, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials.

HCR 8, introduced by Representative Burnett, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 9, introduced by Representative Eggleston, relating to changing the laws regarding carriage agreements.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 36, introduced by Representative Roden, relating to directors of state departments.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 760, introduced by Representative Roden, relating to benefits for certain firefighters who contract certain types of cancer as a result of employment.

HB 761, introduced by Representative Roden, relating to the privatization of the Missouri employers mutual insurance company, with a delayed effective date for certain sections.

HB 762, introduced by Representative Chipman, relating to public health or safety orders.

HB 763, introduced by Representative Chipman, relating to employees of the general assembly.

HB 764, introduced by Representative Andrews, relating to newspapers.

HB 765, introduced by Representative Andrews, relating to the unemployment automation fund.

HB 766, introduced by Representative Andrews, relating to automatically renewed transactions, with a delayed effective date.

HB 767, introduced by Representative Roden, relating to water supply districts.

HB 768, introduced by Representative Grier, relating to advanced practice registered nurses.

HB 769, introduced by Representative Grier, relating to employment security, with a delayed effective date.

HB 770, introduced by Representative Doll, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 771, introduced by Representative Andrews, relating to the reorganization and renaming of certain state agencies.

HB 772, introduced by Representative Anderson, relating to eligibility for food stamps.

HB 773, introduced by Representative Anderson, relating to certain investigations by the Missouri state highway patrol.

HB 774, introduced by Representative Johnson, relating to internet access in underserved areas, with an emergency clause.

HB 775, introduced by Representative Hicks, relating to solid waste management and recycling.

HB 776, introduced by Representative Unsicker, relating to the trauma-informed schools pilot program.

HB 777, introduced by Representative Hurlbert, relating to personal flotation devices, with penalty provisions.

HB 778, introduced by Representative Bailey, relating to county councils.

HB 779, introduced by Representative Bailey, relating to political subdivisions.

HB 780, introduced by Representative Rogers, relating to daylight saving time.

HB 781, introduced by Representative Davidson, relating to administrative rules.

HB 782, introduced by Representative Trent, relating to civil liability for harm caused by products manufactured or sold by third parties.

HB 783, introduced by Representative Trent, relating to terms of service, with penalty provisions.

HB 784, introduced by Representative Roberts, relating to marshals of the general assembly.

HB 785, introduced by Representative Hicks, relating to the capitol police board, with penalty provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 754, relating to the virtual school program.

HB 755, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 756, relating to employment security.

HB 757, relating to property tax.

HB 758, relating to trusts.

HB 759, relating to civil actions, with an emergency clause.

Representative Plocher moved that the House repair to the front of the Missouri State Capitol Building for a Joint Session of the 101st General Assembly for the purpose of swearing in the statewide officials elected in the Missouri General Election of November 3, 2020, and then stand adjourned until 10:00 a.m., Tuesday, January 12, 2021.

Which motion was adopted.

JOINT SESSION

The Senate and House of Representatives met in Joint Assembly on the steps of the State Capitol and President Pro Tem Schatz called the Joint Assembly to order.

The Colors were presented by the Missouri Army National Guard.

The Invocation was offered by Dr. Ray Leininger, First Baptist Church, Bolivar.

Alicia House and Dr. Jonathan House sang the National Anthem.

John Sanders led the audience in the Pledge of Allegiance to the flag.

The Honorable Thomas Albus, Circuit Judge for the 21st Judicial Circuit, administered the oath of office to Attorney General-elect Eric Schmitt.

The Honorable Johnnie Cox, Associate Circuit Judge for the 39th Judicial Circuit, administered the oath of office to State Treasurer-elect Scott Fitzpatrick.

The Honorable Jon Beetem, Circuit Judge for the 19th Judicial Circuit, administered the oath of office to Secretary of State-elect John R. Ashcroft.

The Honorable Mary R. Russell, Judge of the Missouri Supreme Court, administered the oath of office to Lieutenant Governor-elect Mike Kehoe.

The 135th Missouri Army National Guard Band performed a selection of music.

The Honorable Sarah Castle, Circuit Judge for the 16th Judicial Court, administered the oath of office to Governor-elect Michael L. Parson.

Immediately following the administration of the oath, military honors were rendered to Governor Parson with the firing of a nineteen-gun salute by the Missouri Army National Guard.

Governor Parson delivered the following Inaugural Address.

**INAUGURAL ADDRESS OF MICHAEL L. PARSON
57th GOVERNOR OF MISSOURI**

Good afternoon! Thank you everyone for being here today. Senator Schatz, thank you for the kind introduction.

I am honored to stand before you as the 57th Governor of the great State of Missouri.

I want to begin by thanking my wife Teresa, the First Lady, for her love and support through the years. She brings grace and class to this state, and I could not be more proud to call her my wife.

And my son Kelly, my daughter Stephanie, their spouses, and my six grandchildren. They are what life is all about. They make me a better person, and I love each and every one of them. I thank them for being part of my life.

I'm so grateful to also have my two brothers and the rest of my family here today.

And to the Members of the General Assembly, I want to thank you for your service. I look forward to working with you for the next four years.

To the former governors, thank you for being here as well, and thank you for your service to the people of Missouri.

I would also like to thank:

- The Missouri Supreme Court,
- Members of the Missouri Congressional Delegation,
- Members of the Cabinet,
- My staff,
- and distinguished guests.

I also want to thank my fellow Missourians who have joined us here at the Capitol, and those watching at home. Thank you for sharing this special moment.

Almost 200 years ago, the great State of Missouri was established.

This year will mark the 200th anniversary of Missouri's entry as the 24th state in the United States. What a great year to celebrate Missouri and its history, along with all its people.

As I stand here before you, I am reminded of the hard work, passion, and love so many people have for Missouri.

The countless hours people have spent to provide a strong foundation that gives so many people hope and opportunity in their lives.

As we keep building upon this foundation, we will only get stronger.

This is why Missouri is a great place to live. Why so many people have invested their lives into making Missouri a place for everyone.

When I travel across Missouri, I meet so many different people ... but regardless of where we come from, we ALL want what's best for our families and our state.

From rural areas to the big cities, Missouri offers so much to so many ... and others want to come to Missouri because of our values, our hard work, and our common sense approach.

That is the Missouri I know. That is the Missouri I love! That's why I am confident in our future.

As we closed the chapter on 2020, we all had time to reflect. There were sad times, tough times, and exciting times. And through it all ... Missourians prevailed.

Despite the challenges, the heartbeat of our state continues to pump STRONG!

We have been faced with sacrifices, uncertainty, and tragedy ... but with each moment of darkness, there seems to return a tenfold of hope.

Missourians are STRONG.

Missourians are COURAGEOUS.

Missourians are FAMILY.

The spirit of our state is composed, positive, and uplifting ... it is alive, and it is well!

As the leader of this state, it is my job to make life better for EVERY Missourian.

This State is more than my house. It is my HOME.

I will care for the unborn to the elderly, the rich to the poor ... REGARDLESS of the color of your skin.

I see each of you. I want the best for ALL of you.

It is a challenging yet incredible responsibility to lead this state.

With a great sense of duty, a thankful heart, and devotion to Missourians, I accept the position of Governor of the great state of Missouri.

Today, I have taken this oath with honor and pride.

I will serve ALL Missourians, and do everything I can to make your lives better.

I will continue working hard to give doctors and nurses the tools they need to care for Missourians.

I will continue working hard to give law enforcement officers the tools they need to keep Missourians safe.

I will continue working hard to give farmers the tools they need to succeed from sun up to sun down.

I will continue working hard to give teachers the tools they need to educate our children.

I will continue working hard each day for ALL Missourians ... and TOGETHER, we can move Missouri in a direction of hope and opportunity...

There's a spark of Missouri hope and courage born in all of us ... and what we do with it is up to us.

The work to be done is not up to me alone. It is shared by all of us.

We have seen some challenging days together ... but when it is hard to find the light, sometimes all you need is a spark to get the fire going again.

Even in the darkest times – Missouri shines on.

Sunny days ARE ahead!

It is with your strong compassion, courage, and heart that I will lead ... and we will ALL succeed.

Hard working, God-fearing, decent folks. That's who we are.

THAT is Missouri!

I am humbled and honored by the trust you have placed in me to lead this great state.

Missourians, I tell you today ... that it is OUR time. It is OUR time to preserve the American dream!

It is an honor and privilege to be the 57th Governor of the State of Missouri.

God bless you, God bless the great State of Missouri, and God bless the United States of America!

The Benediction was given by the Most Reverend Bishop W. Shawn McKnight, Diocese of Jefferson City.

The Joint Session was dissolved by President Pro Tem Schatz.

WITHDRAWAL OF HOUSE CONCURRENT RESOLUTIONS

January 11, 2021

Honorable Chief Clerk Dana Rademan Miller
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Madam Clerk,

I am writing to you today to humbly request that my bill **House Concurrent Resolution No. 3** be withdrawn. There was a recently discovered issue that could prove problematic for the underlying portion of the bill if it continues to progress. If you have any questions or concerns regarding this matter, please feel free to contact me at any time.

Respectfully yours,

/s/ Andrew McDaniel
State Representative
District 150

WITHDRAWAL OF HOUSE BILLS

January 11, 2021

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
State Capitol
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Madam Clerk,

I request that **House Bill No. 612** be withdrawn.

Respectfully submitted,

/s/ Wes Rogers
State Representative
District 18

The following members' presence was noted: Atchison, Baker, Bland Manlove, Bosley, Burton, Christofanelli, Derges, Dogan, Eggleston, Mosley, Person, Pollock (123), Proudie, Sauls, Sharp (36), Simmons, Smith (163), Vescovo, Wallingford, and Windham.

ADJOURNMENT

Pursuant to the motion of Representative Plocher, the House adjourned until 10:00 a.m., Tuesday, January 12, 2021.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Rob Vescovo, District 112, hereby state and affirm that my presence should have been noted in the House Journal for Thursday, January 7, 2021. I am requesting that the Journal be corrected to show that I was present in the chamber and my presence should have been recorded.

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of January, 2021.

/s/ Rob Vescovo
State Representative

State of Missouri)
) ss.
County of Osage)

Subscribed and sworn before me this 11th of January in the year 2021.

/s/ Jenifer M. Block
Notary Public

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 12, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 429, HB 430

Executive session will be held: HB 429, HB 430

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FIFTH DAY, TUESDAY, JANUARY 12, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 7 through HCR 9

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 36

HOUSE BILLS FOR SECOND READING

HB 760 through HB 785

HOUSE COMPLAINTS FOR THIRD READING

HC 1 - Eggleston

HOUSE RESOLUTIONS

HCS HR 7 - Plocher

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

FIFTH DAY, TUESDAY, JANUARY 12, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that dwelleth in the secret place of the Most High shall abide under the shadow of the Almighty. (Psalm 91:1)

O God, who is a tower of strength to all who put their trust in You, help us to turn from the noise and tension of the world, and to find peace in the assurance of Your presence. Keep us sensitive to the needs of others, understanding amid our differences, and determined to live in the spirit of harmony. May we ever be mindful of the fact that we are one family in You, and in this oneness may we do our work and live our lives.

Our minds and hearts reach out in morning prayer for those who serve in this House. Keep them strong from temptation, resolute in duty, and faithful to You, who is always with them and with us. Lord God of Hosts, lest we forget You.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Mya Smith.

OATH OF OFFICE

Representative-elect David Gregory advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Rob Vescovo, Speaker of the House of Representatives.

The Journal of the fourth day was approved as printed by the following vote:

AYES: 143

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	DeGroot	Derges	Dinkins

Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fitzwater	Fogle	Francis	Gray
Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haffner	Haley	Hannegan	Hardwick	Henderson
Hicks	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 25	Lewis 6	Lovasco	Mayhew
McCreery	McDaniel	McGaugh	McGill	Morse
Mosley	Murphy	Nurrenbern	O'Donnell	Owen
Patterson	Perkins	Phifer	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Proudie
Quade	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roberts	Roden	Roeber
Rogers	Rone	Ruth	Sander	Sassmann
Sauls	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 004

Mackey	Merideth	Rowland	Unsicker
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PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Bailey	Bland Manlove	Bosley	Fishel
Grier	Griesheimer	Hill	Knight	Person
Pietzman	Price IV	Schnelting	Sharp 36	Windham

VACANCIES: 001

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 10, introduced by Representative Merideth, relating to Missouri Senator Josh Hawley.

HCR 11, introduced by Representative Ellebracht, relating to presidential pardons.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 786, introduced by Representative Basye, relating to instruction in human sexuality in schools.

HB 787, introduced by Representative Terry, relating to the custody and support of children.

HB 788, introduced by Representative Tate, relating to the implementation of a modernized integrated motor vehicle and driver licensing system.

HB 789, introduced by Representative Grier, relating to professional registration.

HB 790, introduced by Representative Chipman, relating to the abolishment of the doctrine of adverse possession.

HB 791, introduced by Representative Merideth, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 792, introduced by Representative Mackey, relating to general assembly special license plates.

HB 793, introduced by Representative Coleman (97), relating to sales tax.

HB 794, introduced by Representative Schroer, relating to the Missouri uniform trust code.

HB 795, introduced by Representative Schroer, relating to Blair's law, with penalty provisions.

HB 796, introduced by Representative Anderson, relating to state aid for transportation of pupils.

HB 797, introduced by Representative Bland Manlove, relating to novelty lighters, with a penalty provision.

HB 798, introduced by Representative Bland Manlove, relating to text messaging while operating motor vehicles.

HB 799, introduced by Representative Bland Manlove, relating to alcoholic beverages.

HB 800, introduced by Representative Bland Manlove, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 801, introduced by Representative Bland Manlove, relating to automatic voter registration.

HB 802, introduced by Representative Christofanelli, relating to financial interests of minors.

HB 803, introduced by Representative Mosley, relating to Upsilon Omega day.

HB 804, introduced by Representative Hovis, relating to reorganized common sewer districts.

HB 805, introduced by Representative Hovis, relating to sales tax.

HB 806, introduced by Representative Bailey, relating to landowner liability.

HB 807, introduced by Representative McGirl, relating to circuit clerks.

HB 808, introduced by Representative Reedy, relating to county officials.

HB 809, introduced by Representative Smith (67), relating to motor vehicle sales tax.

HB 810, introduced by Representative Smith (67), relating to dealer administrative fees.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 7, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials.

HCR 8, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 9, relating to changing the laws regarding carriage agreements.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 36, relating to directors of state departments.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 760, relating to benefits for certain firefighters who contract certain types of cancer as a result of employment.

HB 761, relating to the privatization of the Missouri employers mutual insurance company, with a delayed effective date for certain sections.

HB 762, relating to public health or safety orders.

HB 763, relating to employees of the general assembly.

HB 764, relating to newspapers.

HB 765, relating to the unemployment automation fund.

HB 766, relating to automatically renewed transactions, with a delayed effective date.

HB 767, relating to water supply districts.

HB 768, relating to advanced practice registered nurses.

HB 769, relating to employment security, with a delayed effective date.

HB 770, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 771, relating to the reorganization and renaming of certain state agencies.

HB 772, relating to eligibility for food stamps.

HB 773, relating to certain investigations by the Missouri state highway patrol.

HB 774, relating to internet access in underserved areas, with an emergency clause.

HB 775, relating to solid waste management and recycling.

HB 776, relating to the trauma-informed schools pilot program.

HB 777, relating to personal flotation devices, with penalty provisions.

HB 778, relating to county councils.

HB 779, relating to political subdivisions.

HB 780, relating to daylight saving time.

HB 781, relating to administrative rules.

HB 782, relating to civil liability for harm caused by products manufactured or sold by third parties.

HB 783, relating to terms of service, with penalty provisions.

HB 784, relating to marshals of the general assembly.

HB 785, relating to the capitol police board, with penalty provisions.

HOUSE RESOLUTIONS

HCS HR 7, relating to the Rules of the House for the 101st General Assembly, was taken up by Representative Plocher.

Representative Gunby offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Resolution No. 7, Page 36, Rule 84, Line 33, by deleting all of said line and inserting in lieu thereof the following:

"members as [~~"Lady", "Gentleman" or~~] "Representative". The member shall"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gunby moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Lewis (25) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Resolution No. 7, Page 47, Rule 129, Line 18, by inserting after all of said rule and line the following:

"DECLARED STATE OF EMERGENCY

All members shall follow the recommendations issued by the Center for Disease Control and the Department of Health and Senior Services during a state of emergency relating to a communicable disease."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lewis (25) moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lewis (25):

AYES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Butz
Clemens	Collins	Doll	Ellebracht	Fogle
Gray	Gunby	Ingle	Johnson	Lewis 25
Mackey	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Proudie	Quade	Rogers
Sauls	Sharp 36	Smith 67	Stevens 46	Terry
Turnbaugh	Unsicker	Walsh Moore 93	Weber	Windham
Young				

NOES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Coleman 32	Coleman 97	Cook	Copeland	Cupps
Davidson	Davis	Deaton	DeGroot	Derges
Dinkins	Dogan	Eggleston	Falkner	Fitzwater
Francis	Gregory 96	Grier	Griesheimer	Griffith

Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Railsback	Reedy
Reisch	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Sander	Sassmann
Schnelting	Schroer	Schwadron	Seitz	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Stacy	Stephens 128	Taylor 139	Taylor 48	Thomas
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 011

Christofanelli	Evans	Fishel	Gregory 51	Hill
Knight	Pietzman	Price IV	Rowland	Ruth
Tate				

VACANCIES: 001

Representative Appelbaum offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Resolution No. 7, Page 23, Rule 38, Line 20, by deleting all of said line and inserting in lieu thereof the following:

"committee **within fifteen days of the introduction of the bill or resolution. If the bill or resolution is filed before a regular session begins, then such bill or resolution shall be referred to a committee within fifteen days of the first day of the regular session. If any bill or resolution is not referred to a committee within fifteen days of its introduction or fifteen days after the first day of the regular session then upon written complaint of any member, the bill or resolution shall immediately be referred to any committee chosen by the sponsor.** The Speaker may re-refer any bill or resolution previously"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Wiemann assumed the Chair.

Representative Appelbaum moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Roden offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Resolution No. 7, Page 22, Rule 37, Line 38, by inserting after the word "Constitution." the following:

"If the committee recommends that the House censure the member, the committee shall also recommend that the member be fined in the amount of \$35,914, to be collected from the member's compensation from the state of Missouri; except that, such fine shall be waived if the member resigns."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 4 was withdrawn.

Representative Unsicker offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Resolution No. 7, Page 19, Rule 30, Lines 33-34, by deleting all of said lines and inserting in lieu thereof the following:

"Rule 30. No bill or substitute may be taken up for consideration by a committee unless such"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Resolution No. 7, Page 19, Rule 29, Line 29, by inserting after the word "resolution." the following:

"No bill or resolution shall be considered in an executive session on the same day that the public hearing for such bill or resolution was held; except that, after March 1, a bill or resolution may be considered in an executive session on the same day that the public hearing was held."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Weber offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Resolution No. 7, Page 18, Rule 27, Lines 31-46, by deleting all of said lines and inserting in lieu thereof the following:

"(2) A committee shall allow for remote public testimony via telephone or video conferencing. Only individuals who submit a completed, signed witness form shall be allowed to testify."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Weber moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Doll offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Resolution No. 7, Page 6, Rule 20, Line 13, by inserting after the word "affinity." the following:

"The House shall provide equal employment opportunities and shall not discriminate on the basis of race, color, religion, gender, age, national origin, physical or mental disability, veterans status, sexual orientation, or gender identity."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Doll moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Doll:

AYES: 054

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 70	Burnett	Burton	Butz	Christofanelli
Clemens	Collins	Derges	Dogan	Doll
Ellebracht	Fogle	Gray	Gunby	Hannegan
Ingle	Johnson	Lewis 25	Lovasco	McCreery
McGaugh	Merideth	Mosley	Nurrenbern	Person
Phifer	Price IV	Proudie	Quade	Rogers
Sander	Sauls	Schwadron	Sharp 36	Smith 67
Stephens 128	Stevens 46	Terry	Turnbaugh	Unsicker
Walsh Moore 93	Weber	Windham	Young	

NOES: 085

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Coleman 32
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Eggleston	Evans	Falkner	Fitzwater
Gregory 51	Gregory 96	Griesheimer	Griffith	Haden
Haffner	Hardwick	Henderson	Hicks	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Kelley 127
Kelly 141	Kidd	Lewis 6	McGill	Morse
Murphy	O'Donnell	Owen	Patterson	Perkins
Pike	Plocher	Pollitt 52	Porter	Pouche
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roberts	Roeber	Rone	Ruth
Sassmann	Seitz	Sharpe 4	Shaul	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

PRESENT: 003

Halley Roden Shields

ABSENT WITH LEAVE: 020

Bland Manlove	Chipman	Coleman 97	Cook	Copeland
Fishel	Francis	Grier	Hill	Knight
Mackey	Mayhew	McDaniel	Pietzman	Pollock 123
Rowland	Schnelting	Schroer	Tate	Thomas

VACANCIES: 001

Representative Nurrenbern offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Resolution No. 7, Page 46, Rule 126, Line 3, by inserting after the word "confidential" the phrase "**to the extent allowed by law**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nurrenbern moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Young offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for House Resolution No. 7, Page 26, Rule 48, Line 18, by inserting after the word "calendar." the following:

"No House bill may be placed on the consent calendar after March 15."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Young moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Walsh Moore (93) offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for House Resolution No. 7, Page 18, Rule 27, Lines 31-46, by deleting all of said lines and inserting in lieu thereof the following:

"(2) At the beginning of each legislative session, every committee shall determine whether to allow for remote public testimony via telephone or video conferencing for the duration of the session. Only individuals who submit a completed, signed witness form shall be allowed to testify."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walsh Moore (93) moved that **House Amendment No. 11** be adopted.

Which motion was defeated.

On motion of Representative Plocher, **HCS HR 7** was adopted by the following vote:

AYES: 105

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Derges	Dinkins	Dogan	Eggleston	Ellebracht
Evans	Falkner	Fitzwater	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Lewis 6	Lovasco
Mayhew	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Pike
Plocher	Pollitt 52	Pouche	Railsback	Reedy
Reisch	Richey	Riggs	Riley	Roberts
Roden	Roeber	Rone	Ruth	Sander
Sassmann	Schnelting	Schroer	Schwadron	Seitz
Sharpe 4	Shaul	Shields	Simmons	Smith 155
Smith 163	Stacy	Stephens 128	Taylor 139	Taylor 48
Thompson	Trent	Van Schoiack	Veit	Wallingford
Walsh 50	West	Wiemann	Wright	Mr. Speaker

NOES: 040

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Burnett
Burton	Butz	Clemens	Collins	Doll
Fogle	Gray	Gunby	Ingle	Johnson
Lewis 25	McCreery	Merideth	Mosley	Nurrenbern
Person	Phifer	Price IV	Quade	Rogers
Sharp 36	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Walsh Moore 93	Weber	Windham	Young

PRESENT: 004

Bosley	Brown 70	Proudie	Sauls
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ABSENT WITH LEAVE: 013

Brown 27	Fishel	Haden	Hill	Knight
Mackey	McDaniel	Pietzman	Pollock 123	Porter
Rowland	Tate	Thomas		

VACANCIES: 001

The following member's presence was noted: Pietzman.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Wednesday, January 13, 2021.

HOUSE CALENDAR

SIXTH DAY, WEDNESDAY, JANUARY 13, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 10 and HCR 11

HOUSE BILLS FOR SECOND READING

HB 786 through HB 810

HOUSE COMPLAINTS FOR THIRD READING

HC 1 - Eggleston

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SIXTH DAY, WEDNESDAY, JANUARY 13, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let the words of my mouth, and the mediation of my heart, be acceptable in Thy sight, O Lord, my strength, and my Redeemer. (Psalm 19:14)

Our Father who art in heaven and on earth, we pause in Your presence once again to acknowledge our deep dependence upon You, and to offer unto You the devotion of our hearts. Make plain to us what we should do this day and give us courage to walk in that way. In all our thinking, in all our speaking, in all our actions, may Your love motivate us, Your strength support us, and Your Spirit guide us for the good of our great state and for the well-being of all Missourians during these tense hours and times.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifth day was approved as printed by the following vote:

AYES: 146

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Derges	Dinkins	Dogan
Doll	Eggleston	Ellebracht	Evans	Falkner
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 25	Lewis 6	Lovasco	Mayhew
McCreery	McDaniel	McGaugh	McGirl	Merideth
Morse	Mosley	Murphy	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Person	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Price IV	Proudie	Quade	Railsback
Reedy	Reisch	Richey	Riggs	Riley

Roberts	Roden	Roeber	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 155	Smith 163	Smith 67	Stacy
Stephens 128	Stevens 46	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Trent	Turnbaugh
Unsicker	Van Schoiack	Veit	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Wright	Young
Mr. Speaker				

NOES: 001

Rowland

PRESENT: 002

Aldridge Bland Manlove

ABSENT WITH LEAVE: 013

Bailey	Burton	DeGroot	Fishel	Ingle
Johnson	Knight	Mackey	Pietzman	Rogers
Sauls	Wallingford	Windham		

VACANCIES: 001

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 37, introduced by Representative Schroer, relating to property tax.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 811, introduced by Representative Black (7), relating to teacher and school employee retirement systems.

HB 812, introduced by Representative Black (7), relating to teacher and school employee retirement systems.

HB 813, introduced by Representative Johnson, relating to the issuance of license plates.

HB 814, introduced by Representative O'Donnell, relating to the property assessment clean energy act.

HB 815, introduced by Representative Schwadron, relating to elections.

HB 816, introduced by Representative Schwadron, relating to the sale of intoxicating liquor, with penalty provisions.

HB 817, introduced by Representative Davis, relating to points assessed against a driving record, with penalty provisions.

HB 818, introduced by Representative Davis, relating to biodiesel fuel percentage requirements.

HB 819, introduced by Representative Wallingford, relating to public water fluoridation.

HB 820, introduced by Representative Evans, relating to the release of a defendant.

HB 821, introduced by Representative Evans, relating to criminal punishment, with penalty provisions.

HB 822, introduced by Representative O'Donnell, relating to daylight saving time.

HB 823, introduced by Representative Anderson, relating to court costs.

HB 824, introduced by Representative Schroer, relating to adult offender supervision.

HB 825, introduced by Representative Schwadron, relating to the offense of mail theft, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 10, relating to Missouri Senator Josh Hawley.

HCR 11, relating to presidential pardons.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 786, relating to instruction in human sexuality in schools.

HB 787, relating to the custody and support of children.

HB 788, relating to the implementation of a modernized integrated motor vehicle and driver licensing system.

HB 789, relating to professional registration.

HB 790, relating to the abolishment of the doctrine of adverse possession.

HB 791, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 792, relating to general assembly special license plates.

HB 793, relating to sales tax.

HB 794, relating to the Missouri uniform trust code.

HB 795, relating to Blair's law, with penalty provisions.

HB 796, relating to state aid for transportation of pupils.

HB 797, relating to novelty lighters, with a penalty provision.

HB 798, relating to text messaging while operating motor vehicles.

HB 799, relating to alcoholic beverages.

HB 800, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 801, relating to automatic voter registration.

HB 802, relating to financial interests of minors.

HB 803, relating to Upsilon Omega day.

HB 804, relating to reorganized common sewer districts.

HB 805, relating to sales tax.

HB 806, relating to landowner liability.

HB 807, relating to circuit clerks.

HB 808, relating to county officials.

HB 809, relating to motor vehicle sales tax.

HB 810, relating to dealer administrative fees.

HOUSE RESOLUTIONS

HR 67, relating to floor debate in the matter of House Complaint No. 1, was offered by Representative Plocher, which was read.

HOUSE RESOLUTION NO. 67

WHEREAS, it is necessary to place a limitation on the total time of floor debate on House Complaint 1:

NOW THEREFORE BE IT RESOLVED that the Missouri House of Representatives, One Hundred First General Assembly, adopt a temporary rule designating a four-hour limitation on the total time of floor debate allowed for the purpose of considering House Complaint 1. Such time shall be divided equally between, and controlled by, the majority floor leader and the minority floor leader, or their respective designees. The majority floor leader shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side after House Complaint 1 has been discussed and no member from that side is seeking recognition to further discuss House Complaint 1, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time.

BE IT FURTHER RESOLVED that House Rule 93 prohibits members from voting on questions in which they have a direct personal or pecuniary interest and thus, no member who is the subject of a House Ethics Complaint shall vote on such question.

On motion of Representative Plocher, **HR 67** was adopted.

HOUSE COMPLAINTS FOR THIRD READING

HC 1, relating to House Ethics Complaint No. 20-001, was taken up by Representative Eggleston.

Representative Eggleston moved that the House of Representatives third read and adopt the report by the Committee on Ethics, dated December 15, 2020.

HOUSE ETHICS COMPLAINT NO. 20-001

In the Matter of Representative Wiley Price

REPORT OF THE COMMITTEE ON ETHICS

WHEREON, the Committee on Ethics, of the Missouri House of Representatives, 100th General Assembly, pursuant to Rule 8 of House Committee Substitute for House Resolution 137, reports as follows:

1. On Monday, January 27, 2020, the administrative staff of the House of Representatives received a verbal report of a potential violation of House Policy B-5, which prohibits sexual harassment, and House Policy F-8, which prohibits amorous or romantic relationships between a representative and a House employee or intern. The report involved Representative Wiley Price (Respondent) and a House intern.

2. Immediately upon receiving the verbal report, the Chief Clerk of the House, pursuant to existing policy, retained outside counsel to investigate the complaint. Investigative counsel conducted an investigation of the complaint, which included interviewing the Respondent, intern, Respondent's legislator assistant (Witness 1), and another representative (Witness 2) with whom Respondent shared Witness 1 in a legislator assistant share agreement. The investigator prepared an investigative report, which was received by the House on February 12, 2020, and forwarded to the Committee on Ethics.

3. The investigative report stated that on Thursday, January 23, 2020, Respondent shared with Witness 1 that he had sex with the intern the night before, after Respondent, the intern, Witness 1, and numerous others attended a party at a local bar and grill. The report also alleged that upon learning that he would be subject to an ethics investigation in this matter, Respondent attempted to coerce Witness 1 into being untruthful with the investigator and the Committee in order to cover up the offense.

4. On February 6, 2020, the investigator interviewed Witness 1. Witness 1 provided the investigator a detailed report that was consistent with her initial report to House staff. Witness 1 stated that Respondent shared with Witness 1 that he had sex with the intern. Witness 1 stated that Respondent began harassing her upon learning that she had made the report to House staff as a mandated reporter. Witness 1 stated Respondent told her that he and the intern had agreed to lie and state nothing happened between them, and they had deleted each other's phone numbers and all text messages and calls between them from their phones. The investigator deemed Witness 1 to be credible.

5. On February 9, 2020, the investigator interviewed Witness 2. Witness 2's statements were consistent with the testimony of Witness 1. Witness 2 recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1. The investigator deemed Witness 2 to be credible.

6. On February 10, 2020, the investigator interviewed the intern. The intern denied any romantic or sexual relationship with Respondent. The intern denied speaking with or texting Respondent on her cell phone. The intern denied ever having Respondent's cell phone number. Although initially indicating she would provide a copy of her cell phone records to the investigator, the intern later indicated she did not know how to obtain such records, and that any attempt to acquire such records would alert her mother to the investigation, which the intern did not want to do. The investigator deemed the credibility of the intern to be questionable.

7. On February 10, 2020, the investigator interviewed Respondent. Respondent denied any sexual relationship with the intern. Respondent denied claiming he had a sexual relationship with the intern to anyone, including Witness 1. Respondent stated although he and Witness 1 would have work related "spats" from time to time, they were nothing serious and he had no issues with Witness 1. Respondent stated that he has not called the intern on his cell phone, and that he does not have and has never had her cell phone number. Respondent indicated he would be willing to provide a copy of his cell phone records to confirm this, but stated he was not sure how to obtain the records. The investigator deemed the credibility of Respondent to be questionable.

8. On February 17, 2020, in order to prevent the possibility of further harassment or retaliation against Witness 1, the House completed moving Respondent to a different office complex within the Capitol, and assigned Witness 1 to be a full-time legislator assistant for Witness 2. Respondent offered no substitute legislator assistant, so the House assigned a different current legislator assistant for Respondent.

9. The Committee met on February 20, 2020, and, after reviewing the report from outside counsel, voted (9-0) to proceed to a preliminary hearing.

10. The Committee confirmed that the intern was a current House intern assigned to a representative not related to this matter in January 2020. The intern was invited to testify before the Committee on multiple occasions. However, through her Title IX coordinator, she declined to cooperate with the Committee's investigation. Although the Committee made multiple requests for phone records to the intern, she ultimately failed to supply any records to the Committee.

11. On February 27, 2020, Witness 1 testified before the Committee. The testimony of Witness 1 was consistent with her initial report to House staff and to the investigator. Some of the testimony of Witness 1 is as follows:

a. Witness 1 stated "The next day when he got to work, we went into his office and he closed the door and that's when he told me that he had sex with [the intern] the night before."

b. Witness 1 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex.

c. Witness 1 stated "[Respondent] told me that he had contacted [the intern] and that he had told her to delete his phone number, delete their text messages, and that she wasn't supposed to contact him anymore."

d. Witness 1 stated that Respondent said "It was consensual. There's nothing wrong with what I did. You're the one that messed up by telling [Witness 2]."

e. Witness 1 stated that Respondent urged her "to say that [Witness 2] misspoke or I misspoke and that he didn't do anything and it was all wrong. And it was my mess and I had to clean it up."

f. Witness 1 stated that Respondent said that "if I didn't back his play or back his idea that I was going to lose my job."

g. Witness 1 stated Respondent told her "where I come from, people die for doing s*** like this", referring to Witness 1 revealing the contents of her conversation with Respondent as a mandated reporter, and Witness 1 not vouching for Respondent's narrative of the events. Witness 1 stated she was afraid of Respondent after this conversation.

The Committee deemed Witness 1 to be credible.

12. On February 27, 2020, Witness 2 testified before the Committee. The testimony of Witness 2 was consistent with the testimony of Witness 1. Witness 2 recalls Witness 1 telling about Respondent and the intern, and that Witness 2 immediately recognized their duty to report as mandated reporters. Witness 2 also recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1 (not on speaker phone). Also, Witness 2 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex. The Committee carefully examined the testimony of Witness 1 and Witness 2 and found their accounts to be consistent. The Committee finds the testimony of Witness 2 to be credible.

13. After verifying the cellular telephone numbers for Respondent and the intern in use in January 2020, the Committee requested the Speaker issue a subpoena for phone records relating to this matter. The subpoena requested historical transaction detail for the dates of January 22, 2020 through January 27, 2020.

14. The cell phone transaction records received in response to the House subpoena contained seven phone calls and 26 text messages between Respondent and the intern. Some of these communications were initiated by Respondent and some initiated by the intern. The first call originated from Respondent on January 23, 2020 at 12:40 AM. The final communication was a phone call originated by Respondent in the evening of January 26, 2020 lasting 42 minutes. These phone records clearly indicate Respondent and the intern had each other's cell phone numbers and had communicated, which contradicts their testimony to the investigator, and part of Respondent's testimony under oath to the Committee.

15. On September 15, 2020, Respondent provided sworn testimony before the Committee. Respondent was present with counsel, and both counsel and Respondent were given an opportunity to provide a verbal statement to the Committee in addition to Respondent's testimony. Some of Respondent's testimony is as follows:

a. Respondent denied any sexual relationship with the intern.

b. Respondent denied claiming he had a sexual relationship with the intern.

c. Respondent and his counsel initially denied (four times) ever calling or texting the intern. After being shown an excerpt of the phone records the Committee acquired by subpoena, Respondent then claimed he communicated with the intern to see if Witness 1 had made it home safely from a party the three of them had attended on the night in question. Respondent claimed that the part of the investigator's report that stated he said he did not have the intern's cell phone number was false.

d. Respondent testified he switched cell phones and is not certain of the location of the phone he was using in January 2020. Respondent stated he would search for the original phone in his home and provide it to the Committee.

e. Respondent claimed that a week before the alleged sexual encounter with the intern he had given notice to Witness 1 that she was going to be fired within 30 days. This contradicts the testimony of Witness 1 and the investigator's report in which he said he had no serious issues with Witness 1. Respondent claimed Witness 1 fabricated the story of Respondent and the intern as retaliation. When asked, Respondent said he had not told

Witness 2 (with whom he shared in a legislator assistant share agreement with Witness 1) that he had given notice to Witness 1; he had not told House administration that he had given notice to Witness 1; and had not documented his issues with Witness 1 or that she had been given notice. Respondent testified that he had arranged for a friend of his from his district to replace Witness 1, but could not recall his name and did not mention him to House administration when they separated Respondent from Witness 1. Respondent testified that the ex-boyfriend of Witness 1 (Witness 3) was aware that Witness 1 was being fired and "came into my office to save his ex-girlfriend's job." On September 22, 2020, Witness 3 testified before the committee that he was unaware that Witness 1 was to be fired, and that he never spoke to Respondent to save Witness 1's job. The Committee deemed the testimony of Witness 3 to be credible.

Ultimately, Respondent also failed to supply the original cell phone or any phone records that would corroborate his version of the events in response to requests from the Committee. The Committee deemed Respondent to be not credible.

16. At the conclusion of Respondent's testimony, held in closed session before the Committee, a cell phone was discovered on the witness stand that was recording audio. The witness stand had just been vacated by Respondent and his counsel, who had both left the room. The phone had been recording Respondent's testimony, and would have continued recording the Committee's private deliberations. The phone was determined to belong to counsel for the Respondent, who stated he was recording the testimony of Respondent before the Committee. Counsel was not given permission to make a recording, and was in direct violation of House rules providing for the confidentiality of the Committee proceedings. The phone was returned to counsel after the audio file was deleted from the device and counsel stipulated that he would not take any steps to recover or otherwise attempt to use the audio file.

17. House records confirm that Respondent attended the mandatory Preventing Sexual Harassment training with all House members on January 14, 2020, and on March 11, 2019.

18. The Committee finds, based upon the testimony and evidence received by the Committee, that:

a. Respondent misled the House investigator by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denied that he had engaged in any cell phone communications whatsoever with the intern;

b. Respondent committed perjury before the Committee on Ethics by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denying that he had engaged in any cell phone communications whatsoever with the intern;

c. Respondent intimidated and threatened his legislator assistant in retaliation for performing her duties as a mandated reporter;

d. Respondent obstructed this Committee's investigation by misleading the Committee investigator with regard to his attempts to coerce Witness 1 into changing her testimony;

e. Respondent obstructed this Committee's investigation by committing perjury before the Committee by denying his attempts to coerce Witness 1 into changing her testimony; and

f. Respondent's conduct has compromised the ability of the House to provide a respectful, professional work environment.

19. The Committee finds that Respondent's actions involving both the intern and his legislator assistant, and his conduct before this Committee during its investigation, to constitute ethical misconduct and conduct unbecoming of a state legislator of sufficient severity to warrant censure.

NOW THEREFORE, the Committee on Ethics, having given full consideration to this complaint concludes that the issuance of this report is warranted, and recommends that the House of Representatives consider the following sanctions against the Respondent:

1. Censure by the 100th General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

2. Censure by the 101st General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

3. Payment of \$22,492.25 to the House of Representatives in costs related to the investigation of this complaint; and

Until the House considers a resolution to censure, the following actions should immediately be taken:

4. Respondent shall conduct himself in a manner that respects the commitment of the House to provide a work environment free of sexual harassment to all members, employees, and interns;

5. Respondent shall have no service from or supervision over any intern for the remainder of his membership in the House. Any legislative employee assigned to Respondent for the remainder of his membership in the House shall be under the direct supervision of the Chief Clerk, who should monitor the Respondent's contact with House employees as appropriate;

6. House Speaker and Minority Floor Leader remove Respondent from any committee assignments;

7. House Speaker and Minority Floor Leader withhold from Respondent any of the privileges of office that the Speaker or Minority Floor Leader deem appropriate;

8. Respondent not be allowed to hold any leadership position; and

9. Any other sanctions the House of Representatives deems just and proper under the circumstances.

At the Committee hearing on December 15, 2020, Respondent was given until 1 PM the following day to resign as Representative of the 100th General Assembly and resign as Representative-Elect of the 101st General Assembly. Respondent failed to meet this deadline.

This report was adopted by the Committee by a vote of 10 to 0:

Ayes: Eggleston, Kendrick, Anderson, Andrews, Barnes, Brown, Ellebracht, Francis, Lynch, Stevens
Date: December 15, 2020

Representative Taylor (139) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Ethics Complaint No. 20-001, Page 7, Line 19, by inserting after all of said line the following:

"NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Missouri House of Representatives having given full consideration to the Ethics Report contained in this complaint determines that:

1. There is clear and convincing evidence of civil and criminal offenses and moral wrongs committed by Rep. Wiley Price.
2. These civil and criminal offenses and moral wrongs are sufficient to warrant the expulsion of Rep. Wiley Price pursuant to Article III, Section 18, of the Constitution of Missouri.
3. Expulsion shall require a two-thirds vote of a majority of all members elect of the Missouri House of Representatives pursuant to Article III, Section 18 of the Constitution of Missouri.

4. Expulsion shall not preclude the use of lawful, civil processes to recover \$22,492.25 in costs related to the investigation of this matter if such action is authorized by vote or other action in accordance with the Rules of the Missouri House of Representatives.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Missouri House of Representatives having given full consideration to those proposed sanctions in this complaint that require a vote, may act to implement such sanctions in this manner:

A vote on expulsion shall be in order to pass this complaint upon third reading and shall require a two-thirds majority vote of all members elect of the Missouri House of Representatives pursuant to Article III, Section 18 of the Constitution of Missouri, and upon such vote the recommendation to expel Rep. Wiley Price shall be immediately effective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (139), **House Amendment No. 1** was adopted by the following vote:

AYES: 091

Andrews	Baker	Basye	Billington	Black 137
Boggs	Bromley	Brown 16	Buchheit-Courtway	Burger
Chipman	Coleman 32	Cook	Copeland	Cupps
Deaton	Derges	Dinkins	Eggleston	Evans
Falkner	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Haffner	Haley	Hannegan
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Lewis 6	McGaugh	McGill	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Phifer
Pike	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Railsback	Reedy	Reisch	Richey
Riggs	Riley	Roden	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons
Smith 155	Smith 163	Stacy	Taylor 139	Taylor 48
Thomas	Thompson	Trent	Van Schoiack	Veit
Wallingford	Walsh 50	West	Wiemann	Wright
Mr. Speaker				

NOES: 057

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black 7
Bland Manlove	Bosley	Brown 27	Brown 70	Burnett
Burton	Busick	Butz	Christofanelli	Clemens
Coleman 97	Collins	Davidson	Davis	Dogan
Doll	Ellebracht	Fogle	Gray	Griffith
Gunby	Haden	Hardwick	Johnson	Kidd
Lewis 25	Lovasco	Mayhew	McDaniel	Merideth
Mosley	Nurrenbern	Person	Quade	Roberts
Rowland	Sharp 36	Smith 67	Stephens 128	Tate
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham	Young			

PRESENT: 004

McCreery	Proudie	Roeber	Stevens 46
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ABSENT WITH LEAVE: 010

Bailey	DeGroot	Fishel	Ingle	Knight
Mackey	Pietzman	Price IV	Rogers	Sauls

VACANCIES: 001

MOTION

Representative Taylor (139), having voted on the prevailing side, moved that the vote by which **House Amendment No 1** was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 140

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Christofanelli	Clemens
Coleman 32	Coleman 97	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Derges
Dinkins	Dogan	Doll	Eggleston	Ellebracht
Evans	Falkner	Fogle	Francis	Gray
Gregory 51	Gregory 96	Grier	Griesheimer	Griffith
Gunby	Haden	Haffner	Haley	Hannegan
Hardwick	Henderson	Hicks	Hovis	Hudson
Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd
Lewis 25	Lewis 6	Lovasco	Mayhew	McCreery
McDaniel	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pike	Plocher
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Richey	Riggs	Riley
Roberts	Roeber	Rone	Rowland	Ruth
Sander	Sassmann	Schnelting	Schwadron	Seitz
Sharp 36	Sharpe 4	Shaul	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 012

Chipman	Fitzwater	Hill	Houx	Hurlbert
McGaugh	Pollitt 52	Reisch	Roden	Schroer
Shields	Simmons			

PRESENT: 000

ABSENT WITH LEAVE: 010

Bailey	DeGroot	Fishel	Ingle	Knight
Mackey	Pietzman	Price IV	Rogers	Sauls

VACANCIES: 001

House Amendment No. 1 was withdrawn.

On motion of Representative Eggleston, **HC 1** was read the third time and adopted by the following vote:

AYES: 140

Adams	Aldridge	Andrews	Atchison	Aune
Baker	Bangert	Baringer	Barnes	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Brown 70	Buchheit-Courtway	Burger	Burton
Busick	Butz	Chipman	Christofanelli	Coleman 32
Coleman 97	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Derges	Dinkins
Dogan	Doll	Eggleston	Ellebracht	Evans
Falkner	Fitzwater	Fogle	Francis	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Kalberloh	Kelley 127	Kelly 141
Kidd	Lewis 25	Lewis 6	Mayhew	McCreery
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Phifer	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Proudie	Quade
Railsback	Reedy	Reisch	Richey	Riggs
Riley	Roberts	Roden	Roeber	Rone
Rowland	Ruth	Sander	Sassmann	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 67	Stacy	Stephens 128	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson
Trent	Turnbaugh	Unsicker	Van Schoiack	Veit
Wallingford	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Windham	Wright	Young	Mr. Speaker

NOES: 003

Anderson	Johnson	Lovasco
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PRESENT: 008

Appelbaum	Bland Manlove	Bosley	Brown 27	Burnett
Clemens	Gray	Person		

ABSENT WITH LEAVE: 011

Bailey	DeGroot	Fishel	Ingle	Knight
Mackey	McDaniel	Pietzman	Price IV	Rogers
Sauls				

VACANCIES: 001

Speaker Vescovo declared that **House Complaint No. 1**, in the matter of Wiley Price, passed and that all sanctions contained within the report by the Committee on Ethics, dated December 15, 2020, be immediately imposed and enforced.

COMMITTEE APPOINTMENTS

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Administration and Accounts, and appoint the following members:

Representative Jason Chipman, Chair
Representative Peggy McGaugh, Vice Chair
Representative Chuck Basye
Representative Rusty Black
Representative Dave Griffith
Representative Ann Kelley

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Agriculture Policy, and appoint the following members:

Representative Don Rone, Chair
Representative Rick Francis, Vice Chair
Representative Jamie Burger
Representative Danny Busick
Representative Chris Dinkins
Representative Kurtis Gregory

Representative Kent Haden
Representative Willard Haley
Representative Jeff Knight
Representative Greg Sharpe
Representative Terry Thompson
Representative Dean Van Schoiack

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Budget, and appoint the following members:

Representative Cody Smith, Chair
Representative Dirk Deaton, Vice Chair
Representative Allen Andrews
Representative Rusty Black
Representative John Black
Representative Mitch Boggs
Representative Scott Cupps
Representative David Evans
Representative Craig Fishel
Representative David Gregory
Representative Kurtis Gregory
Representative Hannah Kelly
Representative Ed Lewis
Representative Don Mayhew
Representative Peggy McGaugh
Representative Doug Richey
Representative Alex Riley
Representative Lane Roberts
Representative Brenda Shields
Representative Sara Walsh
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Brad Hudson to the Standing Committee on Budget.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Conservation and Natural Resources, and appoint the following members:

Representative Randy Pietzman, Chair
Representative Don Mayhew, Vice Chair
Representative Chuck Basye
Representative Kent Haden
Representative Willard Haley
Representative Jeff Knight
Representative Don Rone
Representative Bruce Sassmann
Representative Tim Taylor

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Corrections and Public Institutions, and appoint the following members:

Representative Andrew McDaniel, Chair
Representative Chris Dinkins, Vice Chair
Representative Dave Griffith
Representative Mike Henderson
Representative Herman Morse
Representative Chad Perkins
Representative Dan Stacy
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Crime Prevention, and appoint the following members:

Representative Lane Roberts, Chair
Representative Barry Hovis, Vice Chair
Representative Ron Copeland
Representative Michael Davis
Representative Ann Kelley
Representative Brian Seitz
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Criminal Justice, and appoint the following members:

Representative Shamed Dogan, Chair
Representative Tony Lovasco, Vice Chair
Representative Ron Copeland
Representative David Evans
Representative Tom Hannegan
Representative Bill Hardwick
Representative Chad Perkins
Representative Dean Van Schoiack

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Downsizing State Government, and appoint the following members:

Representative Ben Baker, Chair
Representative Adam Schnelting, Vice Chair
Representative Dottie Bailey
Representative Tony Lovasco
Representative Bill Owen
Representative Chad Perkins
Representative Randy Railsback
Representative Chris Sander
Representative Jered Taylor
Representative Dean Van Schoiack

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Economic Development, and appoint the following members:

Representative Derek Grier, Chair
Representative Louis Riggs, Vice Chair
Representative Ben Baker
Representative Mitch Boggs
Representative Scott Cupps
Representative Dirk Deaton
Representative Travis Smith
Representative Curtis Trent

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Elections and Elected Officials, and appoint the following members:

Representative Dan Shaul, Chair
Representative Peggy McGaugh, Vice Chair
Representative Jeff Coleman
Representative Adam Schwadron

Representative John Simmons
Representative Dan Stacy
Representative Cheri Toalson Reisch

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Elementary and Secondary Education, and appoint the following members:

Representative Chuck Basye, Chair
Representative Mike Haffner, Vice Chair
Representative Ben Baker
Representative Rusty Black
Representative Phil Christofanelli
Representative Bruce DeGroot
Representative Shamed Dogan
Representative Derek Grier
Representative Ron Hicks
Representative Justin Hill
Representative Jonathan Patterson
Representative Brad Pollitt
Representative Dan Stacy
Representative Cheri Toalson Reisch

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Emerging Issues, and appoint the following members:

Representative Aaron Griesheimer, Chair
Representative Jonathan Patterson, Vice Chair
Representative Scott Cupps
Representative Travis Fitzwater
Representative Kurtis Gregory
Representative Mike Haffner
Representative Ron Hicks
Representative Doug Richey
Representative Jered Taylor

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Financial Institutions, and appoint the following members:

Representative Rick Francis, Chair
Representative Michael O'Donnell, Vice Chair
Representative Hardy Billington
Representative Bruce DeGroot
Representative Mike McGirl
Representative Bill Owen
Representative Randy Railsback
Representative Chris Sander
Representative Dan Shaul
Representative Terry Thompson
Representative Curtis Trent

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Fiscal Review, and appoint the following members:

Representative Travis Fitzwater, Chair
Representative Doug Richey, Vice Chair
Representative J. Eggleston
Representative Aaron Griesheimer
Representative Sara Walsh
Representative John Wiemann

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on General Laws, and appoint the following members:

Representative Curtis Trent, Chair
Representative Alex Riley, Vice Chair
Representative Mitch Boggs
Representative Chris Brown
Representative Bishop Davidson
Representative Josh Hurlbert
Representative Brad Pollitt
Representative Becky Ruth
Representative Adam Schnelting
Representative Nick Schroer
Representative Adam Schwadron

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Government Accountability, and appoint the following members:

Representative David Gregory, Chair
Representative John Wiemann, Vice Chair
Representative Mike Henderson
Representative Jeff Knight
Representative Mike McGirl
Representative Jonathan Patterson
Representative Suzie Pollock
Representative Shane Roden
Representative John Simmons
Representative Rudy Veit

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Government Oversight, and appoint the following members:

Representative Jered Taylor, Chair
Representative J. Eggleston, Vice Chair
Representative Scott Cupps

Representative Dirk Deaton
Representative David Evans
Representative Tony Lovasco

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Health and Mental Health Policy, and appoint the following members:

Representative Mike Stephens, Chair
Representative Cyndi Buchheit-Courtway, Vice Chair
Representative Bennie Cook
Representative Tricia Derges
Representative Kent Haden
Representative Michael O'Donnell
Representative Suzie Pollock
Representative Travis Smith
Representative Lisa Thomas
Representative Wayne Wallingford
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Higher Education, and appoint the following members:

Representative Brenda Shields, Chair
Representative John Black, Vice Chair
Representative Jason Chipman
Representative Aaron Griesheimer
Representative Dan Houx
Representative Patricia Pike
Representative Cheri Toalson Reisch
Representative Rudy Veit

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Homeland Security, and appoint the following members:

Representative Ron Hicks, Chair
Representative Nate Tate, Vice Chair
Representative Jason Chipman
Representative Mike Haffner
Representative Bill Kidd
Representative Andrew McDaniel
Representative Jeff Porter
Representative Adam Schnelting

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Insurance, and appoint the following members:

Representative Justin Hill, Chair
Representative Jeff Porter, Vice Chair
Representative Darrell Atchison
Representative Bishop Davidson
Representative Jim Murphy
Representative Suzie Pollock
Representative Nate Tate
Representative Richard West
Representative John Wiemann

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Judiciary, and appoint the following members:

Representative David Evans, Chair
Representative Rudy Veit, Vice Chair
Representative Mary Elizabeth Coleman
Representative Michael Davis
Representative David Gregory
Representative Rodger Reedy
Representative Nick Schroer
Representative Sara Walsh

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Legislative Review, and appoint the following members:

Representative Dan Houx, Chair
Representative Ron Hicks, Vice Chair
Representative Hannah Kelly
Representative Dan Shaul
Representative Jered Taylor
Representative Rudy Veit

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Litigation Reform, and appoint the following members:

Representative Bruce DeGroot, Chair
Representative John Black, Vice Chair
Representative Phil Christofanelli
Representative Mary Elizabeth Coleman
Representative Bill Hardwick
Representative Alex Riley
Representative Curtis Trent

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Local Government, and appoint the following members:

Representative Tom Hannegan, Chair
Representative Bill Falkner, Vice Chair
Representative Jamie Burger
Representative Craig Fishel
Representative Brad Hudson
Representative Chad Perkins
Representative Randy Railsback
Representative Rodger Reedy
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Pensions, and appoint the following members:

Representative Patricia Pike, Chair
Representative Rusty Black, Vice Chair
Representative Hardy Billington
Representative Barry Hovis
Representative Bill Kidd
Representative Jim Murphy
Representative Michael O'Donnell
Representative Bill Owen
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Professional Registration and Licensing, and appoint the following members:

Representative Jeff Coleman, Chair
Representative Chris Dinkins, Vice Chair
Representative Bennie Cook
Representative Bishop Davidson
Representative Michael Davis
Representative Tricia Derges
Representative Ann Kelley
Representative Alex Riley
Representative Lane Roberts
Representative Lisa Thomas

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Public Safety, and appoint the following members:

Representative Shane Roden, Chair
Representative Andrew McDaniel, Vice Chair
Representative Bennie Cook

Representative Bill Hardwick
Representative Dan Houx
Representative Nick Schroer
Representative Sara Walsh

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rules - Administrative Oversight, and appoint the following members:

Representative J. Eggleston, Chair
Representative Becky Ruth, Vice Chair
Representative Shamed Dogan
Representative Travis Fitzwater
Representative David Gregory
Representative Brad Hudson
Representative Andrew McDaniel
Representative Peggy McGaugh
Representative Jonathan Patterson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rules - Legislative Oversight, and appoint the following members:

Representative Phil Christofanelli, Chair
Representative Doug Richey, Vice Chair
Representative Dottie Bailey
Representative Chuck Basye
Representative Aaron Griesheimer
Representative Mike Haffner
Representative Justin Hill
Representative Hannah Kelly

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Standing Committee on Rules - Legislative Oversight committee:

I hereby appoint the following members to the committee:

Representative Sarah Unsicker
Representative Ashley Aune
Representative Raychel Proudie

I hereby appoint Representative Sarah Unsicker to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rural Community Development, and appoint the following members:

Representative Brad Pollitt, Chair
Representative Greg Sharpe, Vice Chair
Representative Cyndi Buchheit-Courtway
Representative Ron Copeland
Representative Mike Haffner
Representative Barry Hovis
Representative Jim Kalberloh
Representative Ed Lewis
Representative Herman Morse
Representative Rodger Reedy
Representative Mike Stephens

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Small Business, and appoint the following members:

Representative Nick Schroer, Chair
Representative Danny Busick, Vice Chair
Representative Allen Andrews
Representative Hardy Billington
Representative Mitch Boggs
Representative Chris Brown
Representative Tricia Derges
Representative Bill Falkner

Representative Jim Murphy
Representative Chris Sander
Representative Bruce Sassmann
Representative Adam Schwadron
Representative Brian Seitz

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Tourism, and appoint the following members:

Representative Brad Hudson, Chair
Representative Travis Smith, Vice Chair
Representative Patricia Pike
Representative Louis Riggs
Representative Bruce Sassmann
Representative Brian Seitz
Representative Lisa Thomas

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Transportation, and appoint the following members:

Representative Becky Ruth, Chair
Representative Jeff Porter, Vice Chair
Representative Bob Bromley
Representative Cyndi Buchheit-Courtway
Representative Jamie Burger
Representative Danny Busick
Representative Aaron Griesheimer
Representative Josh Hurlbert
Representative Sean Pouche
Representative Tim Taylor

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Utilities, and appoint the following members:

Representative Bill Kidd, Chair
Representative Bob Bromley, Vice Chair
Representative Darrell Atchison
Representative John Black
Representative Travis Fitzwater
Representative Ed Lewis
Representative John Simmons

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Veterans, and appoint the following members:

Representative Dave Griffith, Chair
Representative Herman Morse, Vice Chair
Representative Darrell Atchison
Representative Bob Bromley
Representative Jim Kalberloh
Representative Michael O'Donnell
Representative Sean Pouche
Representative Tim Taylor
Representative Wayne Wallingford

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Ways and Means, and appoint the following members:

Representative Wayne Wallingford, Chair
Representative Mike McGirl, Vice Chair
Representative Jeff Coleman
Representative J. Eggleston
Representative Tony Lovasco
Representative Don Mayhew
Representative Louis Riggs
Representative Shane Roden

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Workforce Development, and appoint the following members:

Representative Mike Henderson, Chair
Representative Kurtis Gregory, Vice Chair
Representative Chris Brown
Representative Willard Haley
Representative Josh Hurlbert
Representative Ed Lewis
Representative Randy Railsback
Representative Greg Sharpe
Representative Terry Thompson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

SUBCOMMITTEE APPOINTMENTS

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development, and appoint the following members:

Representative Scott Cupps, Chair
Representative David Evans, Vice Chair
Representative Allen Andrews
Representative Mitch Boggs

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations - Education, and appoint the following members:

Representative Rusty Black, Chair
Representative Brenda Shields, Vice Chair
Representative John Black
Representative Ed Lewis

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations - General Administration, and appoint the following members:

Representative Brad Hudson, Chair
Representative Don Mayhew, Vice Chair
Representative Craig Fishel
Representative Kurtis Gregory

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations - Health, Mental Health, and Social Services, and appoint the following members:

Representative Dirk Deaton, Chair
Representative Peggy McGaugh, Vice Chair
Representative Hannah Kelly
Representative Doug Richey
Representative Alex Riley

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 13, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue, and appoint the following members:

Representative Sara Walsh, Chair
Representative Lane Roberts, Vice Chair
Representative David Gregory
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMUNICATIONS

January 13, 2021

Minority Floor Leader Crystal Quade
Missouri House of Representatives
State Capitol, Room 204
Jefferson City, MO 65101

Minority Leader Quade,

This letter is to inform you that, in accordance with the rules and policies of the House and the censure motion approved by the body today, Rep. Wiley Price will be relocated from his current office in the 105 office complex to a temporary space in House Hearing Room 2. He will remain in this space until such time as your caucus assigns him an appropriate office location that provides a safe working environment for all House employees. As Speaker I take my duty of protecting House employees seriously.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMITTEE REPORTS

Committee on Children and Families, Chairman Coleman (97) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 429**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bailey, Coleman (97), Collins, Dogan, Hannegan, Ingle, Patterson, Shields and Young

Noes (0)

Absent (1): Pietzman

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 430**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bailey, Coleman (97), Collins, Dogan, Hannegan, Ingle, Patterson, Shields and Young

Noes (0)

Absent (1): Pietzman

The following members' presence was noted: DeGroot and Sauls.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, January 14, 2021.

COMMITTEE HEARINGS

RULES - LEGISLATIVE OVERSIGHT

Thursday, January 14, 2021, 11:15 AM, House Hearing Room 3.

Executive session will be held: HCS HB 429, HCS HB 430

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SEVENTH DAY, THURSDAY, JANUARY 14, 2021

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 37

HOUSE BILLS FOR SECOND READING

HB 811 through HB 825

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SEVENTH DAY, THURSDAY, JANUARY 14, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTIONS

Representative Fitzwater offered House Resolution No. 70.

HOUSE RESOLUTION NO. 70

ETHICS COMMITTEE RULES OF PROCEDURE

RULE 1. Scope and Authority

These Rules of Procedure govern the conduct of the investigation of complaints of ethical misconduct by a member of the House and are adopted pursuant to House Rule 37.

RULE 2. Definitions

As used in these Rules, unless the context requires otherwise, the following words and terms shall have the following meanings, and the use of masculine gender shall include the feminine.

(1) Letter of reproof - A sanction which expresses disapproval of conduct based on the appropriateness of such conduct by a member, regardless of whether the conduct constitutes a legal or moral wrong and is included as part of the Committee's report.

(2) Reprimand - A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of denying privileges of office, which recommendation is included as part of the Committee's report, is issued by the Speaker and the recommendation for reprimand is made a public record.

(3) Censure - A sanction which recognizes the member's conduct constituted a legal or moral wrong, and which shall include punishment in the form of denying privileges of office, which recommendation is included as part of the Committee's report and requires the presence of the member in the chamber during consideration and vote by the entire House on such resolution.

(4) Expulsion - A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of removal from office as provided in Article III, Section 18 of the Missouri Constitution, which recommendation is included as part of the Committee's report.

(5) Ethical misconduct -

- (a) A crime;
- (b) Willful neglect of duty;
- (c) Corruption in office;

- (d) Any conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his office or substantially impairs public confidence in the General Assembly;
 - (e) Any conduct constituting a conflict of interest under Chapter 105, RSMo;
 - (f) The intentional filing of a false complaint or the filing of a complaint in reckless disregard of the truth;
- or
- (g) Any breach of confidentiality provided for under these rules.
 - (6) Member – Any Missouri State Representative or Missouri State Representative-Elect.

RULE 3. Quorum

A quorum exists when a majority of the members of the Committee are present.

RULE 4. Form of Complaints

A. All complaints filed against a member shall be made under the authority of Rule 37 of the House Rules of Procedure. The complaints shall be confidential and shall be referred to the Committee on Ethics within fourteen (14) calendar days. Each complaint shall be in writing and under oath from the member, or in the case of alleged sexual harassment, the investigative report shall be sufficient to be considered a proper complaint. All complaints shall contain:

- (1) The name and address of the member or members or other individual or individuals acting as complainant;
- (2) The name of the member alleged to have engaged in conduct constituting ethical misconduct;
- (3) The nature of the alleged act constituting ethical misconduct, including when applicable, the specific law, rule, regulation, or ethical standard violated;
- (4) The facts alleged to have given rise to the act constituting ethical misconduct; and
- (5) Where the facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

B. All records in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

RULE 5. Jurisdictional Hearing of the Complaint by the Committee

A. Within thirty (30) calendar days of the assignment of the complaint, the Committee shall determine if it is in compliance with Rule 4 of these Rules, and whether on the face of the complaint, the allegations contained therein are within the jurisdiction of the Committee. No person named in the complaint shall act as a member of the Committee for purposes of such complaint. The jurisdictional hearing to examine the complaint and report or other evidence provided to the Committee, and the determination under Rule 5. C. shall be conducted in a closed hearing.

B. Complaints determined not to be in compliance with Rule 4 of these Rules shall be returned to the complainant with a statement that it is not in compliance with the Rules of Procedure. The complaint may be resubmitted in the proper form.

C. Once a determination has been made that the complaint complies with Rule 4 of these Rules, a majority of the Committee appointed shall vote by roll call to:

- (1) Proceed to a preliminary hearing;
- (2) Defer action pending completion of any other administrative, disciplinary, commission, or judicial proceeding; or
- (3) Dismiss the complaint. When a motion to proceed to a preliminary hearing fails on a recorded vote, the complaint shall be immediately dismissed. The Committee may, in its discretion, issue a report in conjunction with the dismissal of the complaint.

D. In determining whether or not to proceed to a preliminary hearing, the Committee shall consider the following:

- (1) The credible evidence of ethical misconduct contained in the complaint, any report, or other evidence appended thereto;
- (2) Other administrative or disciplinary action by other interested bodies;
- (3) Criminal investigation, Missouri Ethics Commission proceeding, or judicial proceedings, either civil or criminal; and
- (4) Other relevant circumstances that would justify expediting, declining, or deferring action by the Committee.

E. Complaints determined to be in compliance with Rule 4 of these Rules and accepted for a preliminary hearing shall be transmitted to the respondent with a copy of the Rules of Procedure and notice in writing that the respondent has twenty-one (21) calendar days to respond to the complaint either by way of answer or motion pursuant to Rule 7 of these Rules. The complainant and alleged victim shall also be notified, in writing, of the action of the Committee.

F. Any party may make an objection to the participation of any member of the Committee in an examination of the complaint on the grounds that the member cannot render an impartial and unbiased decision in the case. The majority of the members present shall rule on the objection to the participation of any member of the Committee. A temporary replacement shall be made to serve on the Committee on Ethics for all actions concerning a particular complaint for any member of the Committee who is prevented from acting on a complaint under these rules. Any temporary replacement made shall be of the same party as the replaced member and shall be chosen by the Speaker for the replacement of a member of the majority party or chosen by the Minority Floor Leader for the replacement of a member of the minority party; except that, if the Speaker is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Chair of the Committee or, if the Minority Floor Leader is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Vice Chair of the Committee.

RULE 6. Confidentiality

A. Counsel for the Committee on Ethics, with the consent of the Chair and Vice Chair, may redact any of the names and identifying information of the parties mentioned in any report, or provide a summary of the report.

B. No member or staff of the Committee on Ethics shall disclose, to any person or entity outside the Committee, any information received in the course of service with the Committee, except as authorized by the Committee or in accordance with its rules.

C. No person, other than House staff or employees properly part of the complaint process by rule or policy, who reviews or receives the results of any investigation or report shall disclose any information contained in the report, except to his counsel or in accordance with these rules.

D. If the complaint proceeds to a preliminary hearing, an unredacted report shall be provided to the complainant, respondent, and alleged victim. Any document provided by the Committee shall contain a watermark indicating that the document is confidential and shall list the name of the recipient.

RULE 7. Answers and Motions

A. If the Committee determines that the complaint merits proceeding to a preliminary hearing, the respondent shall have twenty-one (21) calendar days in which to respond to the complaint by way of answer or motion, unless this time period is waived by the respondent. Any answer or motion shall be in writing, signed by the respondent and his counsel, if he has one, and shall be limited to the following:

(1) An admission or denial under oath, of the allegations set forth in the complaint, including negative and affirmative defenses, and any other relevant information, including supporting evidence which the respondent may desire to submit. Failure to file an answer within the time prescribed shall be considered by the Committee as a denial of each allegation; or

(2) An objection to the jurisdiction of the Committee to investigate the complaint.

B. Any motion submitted pursuant to this rule is not in lieu of an answer and shall be accompanied by a memorandum of points and authorities. Answers or motions not submitted within the twenty-one (21) calendar-day period shall not be considered by the Committee.

C. The Chair of the Committee shall pass upon such motions as soon as practicable and notice of the decision shall be furnished to the respondent and the complainant. A motion to quash a subpoena shall be decided by the Chair of the Committee.

D. Time limitations imposed by this Rule may be extended when, in the discretion of the Chair, such extension would facilitate a fair and complete inquiry and may be shortened when the Chair determines that there are special circumstances compelling expedition, and upon twenty-four (24) hours notice of said action to the respondent and the claimant.

E. In the event that a special counsel is retained by the Committee, the attorney-client privilege is applicable to the Committee and not to the House.

RULE 8. Preliminary Hearings

A. A preliminary hearing may be held to hear arguments based on the evidence submitted in the case. The preliminary hearing may be closed at the discretion of the Committee. The Committee shall provide the complainant and the respondent or counsel for the complainant and respondent an opportunity to present, orally or in writing, a statement, which shall be under oath or affirmation, regarding the allegations and any other relevant questions arising out of the complaint or other evidence provided to the committee. Opening statements made during a preliminary hearing shall be limited to fifteen minutes for the complainant and fifteen minutes for the respondent; however, such time limitations may be increased at the discretion of the Chair of the Committee.

B. The Committee shall require that testimony be given under oath or affirmation. The form of the oath or affirmation shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath or affirmation shall be administered by the Chair or Committee member designated by him to administer oaths. The Committee may take testimony from the complainant, alleged victim, respondent, and any other witness at the discretion of the Chair. The complainant, alleged victim, and respondent may submit a list of proposed witnesses to the Chair for consideration at least twenty-four hours in advance of the hearing. Only the Committee members, or special counsel for the Committee, may question a witness at the preliminary hearing.

C. At the conclusion of the preliminary hearing, a majority of the Committee shall vote by roll call to:

- (1) Dismiss the complaint, which may be accompanied by a report issued by the Committee;
- (2) Proceed by undertaking a formal hearing; or
- (3) Offer a recommended sanction to the member which may include one of the following:
 - (a) Letter of reproof;
 - (b) Reprimand;
 - (c) Censure; or
 - (d) Expulsion.

If the member accepts the Committee's recommended sanction, the sanction shall be enforced and the complaint shall be concluded. If the member does not accept the recommended sanction, the Committee shall then proceed to a formal hearing which shall take place no later than ninety (90) calendar days after the date that the recommended sanction was rejected or as scheduled or extended by a majority vote of the Committee.

RULE 9. Formal Hearings

A. A formal hearing shall be held on the record to receive evidence upon which to base findings, conclusions, and recommendations, if any, to the House; except that, such hearing may be closed at the discretion of the Committee. The Committee may require, by subpoena or otherwise, or by subpoena duces tecum, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers, electronic communications, and documents as it deems necessary. The Committee may issue and enforce subpoenas as allowed by law.

B. Prior to setting a hearing date and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearings. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearings the Committee may expand or contract the scope in light of evidence received.

C. The order of the formal hearing shall be as follows:

(1) The Chair shall open the hearing by stating the Committee's authority to conduct the investigation, the purpose of the investigation and its scope.

(2) The complainant and the respondent or counsel for the complainant and respondent shall be permitted to make opening statements. Such opening statements shall not exceed fifteen minutes each.

(3) Testimony from witnesses and other evidence pertinent to the matter under investigation shall be received in the following order:

- (a) Witnesses and other evidence offered by the complainant;
 - (b) Witnesses and other evidence offered by the respondent;
 - (c) Witnesses and other evidence offered by the Committee; and
 - (d) Rebuttal witnesses.
- (4) The Chair, or his designee, and the Committee members may question any witness.

D. Testimony of all witnesses shall be taken under oath. The form of the oath shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath shall be administered by the Chair or Committee member designated by him to administer oaths.

RULE 10. Admissibility of Evidence

A. The object of the hearings shall be to ascertain the truth. Any evidence that is relevant and probative shall be admissible, unless privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

B. The Chair or other member presiding shall rule upon any question of admissibility of testimony or evidence presented to the Committee. The Chair or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

C. At a formal hearing, the burden of proof is on the complainant with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that he introduces.

RULE 11. Witnesses

A. A subpoena to a witness shall be served sufficiently in advance of his scheduled appearance to allow him a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he so desire.

B. Except as otherwise specifically authorized by the Chair, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before his scheduled appearance.

C. Witnesses at formal hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to procedures or to the admissibility of testimony and evidence.

D. Chair may limit such testimony when, in his discretion, he finds the testimony is repetitious, cumulative, or irrelevant.

E. Each witness subpoenaed by the Committee shall be reimbursed for those reasonable expenses approved by the Committee.

F. Each witness shall be furnished a printed copy of the Rules of Procedure and the pertinent provisions of the Rules of the House applicable to the rights of witnesses.

G. Within ten calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of the witnesses that are to appear at the formal hearing. Within five calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of any proposed rebuttal witnesses that are to appear on his behalf. The Chair may exercise discretion in allowing any party's good faith request for additional witnesses that are proposed after the expiration of these time limits, or in denying any witness request made by a party if such request is not made in good faith.

RULE 12. Findings, Conclusions and Recommendations

A. At the completion of the preliminary hearing or formal hearings, the Committee, by a majority vote of its members, shall, within forty-five (45) days, adopt a report stating its findings and conclusions on the complaint. The report shall be filed with the Chief Clerk of the House and shall be printed in the House Journal. In the event the Committee finds that the complaint is not well-founded, the report shall so state, and shall include a copy of a Letter of Reproval if the Committee authorized such sanction. In the event the Committee finds that the complaint is well-founded, the report shall state the Committee's recommendation in a resolution appended thereto.

B. The resolution shall state the Committee's findings and conclusions on each allegation in the complaint with the recommendation that the House take one of the following actions:

- (1) Letter of reproof;
- (2) Reprimand;
- (3) Censure; or
- (4) Expulsion.

C. The chair or counsel for the Committee shall redact from its findings, conclusions, and recommendations, the name or names and any identifying information of any person or persons alleged to be a victim of sexual harassment or sexual misconduct by a member. An alleged victim may consent to the release of his or her name or other identifying information by providing a written request to the chair of the Committee.

RULE 13. Matters Not Covered in These Rules of Procedure

The Rules of Procedure of the United States House of Representatives Committee on Ethics of the 116th Congress shall be taken as guidelines in deciding questions, issues, and other matters not otherwise provided for in these Rules of Procedure, except that the Rules of the Missouri House of Representatives governing the party representation on committees shall apply to this Committee.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 12, introduced by Representative Weber, relating to abortion.

HCR 13, introduced by Representative Collins, relating to land reutilization programs.

HCR 14, introduced by Representative Doll, relating to systemic racism.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 38, introduced by Representative Dinkins, relating to the right to hunt and fish.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 16, introduced by Representative Smith (163), to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2021.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 826, introduced by Representative Baker, relating to political subdivisions, with penalty provisions.

HB 827, introduced by Representative Riggs, relating to state contracts for dredging equipment.

HB 828, introduced by Representative Dinkins, relating to school employee retirement, with an emergency clause.

HB 829, introduced by Representative Roden, relating to memorial highway designations.

HB 830, introduced by Representative Weber, relating to reproductive health care services.

HB 831, introduced by Representative Weber, relating to the respect women's abortion decisions act.

HB 832, introduced by Representative Weber, relating to employment practices relating to gender.

HB 833, introduced by Representative Weber, relating to employment security.

HB 834, introduced by Representative Wright, relating to payments for prescription drugs, with penalty provisions.

HB 835, introduced by Representative Haffner, relating to electric energy.

HB 836, introduced by Representative Trent, relating to the appointment and duties of commissioners to attend an Article V convention.

HB 837, introduced by Representative Derges, relating to mental health care for minors, with an emergency clause.

HB 838, introduced by Representative Lewis (6), relating to COVID-19 vaccination.

HB 839, introduced by Representative Copeland, relating to peace officer license requirements.

HB 840, introduced by Representative Griesheimer, relating to tax credits for certain alternative fuel refueling properties.

HB 841, introduced by Representative West, relating to working animals.

HB 842, introduced by Representative Hill, relating to paper ballots.

HB 843, introduced by Representative Person, relating to human trafficking.

HB 844, introduced by Representative Person, relating to missing persons reports.

HB 845, introduced by Representative Andrews, relating to energy property taxation.

HB 846, introduced by Representative Trent, relating to payment of salaries out of the state treasury.

HB 847, introduced by Representative Sander, relating to transient guest taxes.

HB 848, introduced by Representative Sander, relating to daylight saving time.

HB 849, introduced by Representative Griffith, relating to historic buildings.

HB 850, introduced by Representative Wiemann, relating to constitutional amendments.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 37, relating to property tax.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 811, relating to teacher and school employee retirement systems.

HB 812, relating to teacher and school employee retirement systems.

HB 813, relating to the issuance of license plates.

HB 814, relating to the property assessment clean energy act.

HB 815, relating to elections.

HB 816, relating to the sale of intoxicating liquor, with penalty provisions.

HB 817, relating to points assessed against a driving record, with penalty provisions.

HB 818, relating to biodiesel fuel percentage requirements.

HB 819, relating to public water fluoridation.

HB 820, relating to the release of a defendant.

HB 821, relating to criminal punishment, with penalty provisions.

HB 822, relating to daylight saving time.

HB 823, relating to court costs.

HB 824, relating to adult offender supervision.

HB 825, relating to the offense of mail theft, with penalty provisions.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 6 - Special Committee on Homeland Security

HJR 35 - Financial Institutions

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 27** - Special Committee on Government Accountability
- HB 29** - Pensions
- HB 32** - Children and Families
- HB 59** - Public Safety
- HB 60** - Special Committee on Homeland Security
- HB 61** - Special Committee on Government Accountability
- HB 63** - General Laws
- HB 66** - Ways and Means
- HB 69** - Judiciary
- HB 75** - Special Committee on Small Business
- HB 78** - General Laws
- HB 79** - General Laws
- HB 85** - General Laws
- HB 91** - Ways and Means
- HB 100** - Transportation
- HB 102** - General Laws
- HB 119** - Elementary and Secondary Education
- HB 120** - Elementary and Secondary Education
- HB 137** - Budget
- HB 138** - Conservation and Natural Resources
- HB 139** - Special Committee on Tourism
- HB 144** - Judiciary
- HB 151** - Elementary and Secondary Education
- HB 152** - Transportation
- HB 153** - Agriculture Policy
- HB 156** - Judiciary
- HB 157** - Judiciary
- HB 160** - Judiciary
- HB 201** - Transportation
- HB 212** - General Laws
- HB 228** - Elementary and Secondary Education
- HB 233** - Higher Education
- HB 242** - Special Committee on Small Business
- HB 249** - Economic Development
- HB 252** - Local Government
- HB 257** - Transportation
- HB 259** - Judiciary
- HB 271** - Emerging Issues
- HB 273** - Professional Registration and Licensing
- HB 276** - Crime Prevention
- HB 288** - Special Committee on Small Business

- HB 292** - Crime Prevention
- HB 296** - Veterans
- HB 303** - Elementary and Secondary Education
- HB 306** - Elementary and Secondary Education
- HB 308** - Special Committee on Government Accountability
- HB 310** - General Laws
- HB 318** - Corrections and Public Institutions
- HB 320** - Elementary and Secondary Education
- HB 323** - Downsizing State Government
- HB 333** - Elections and Elected Officials
- HB 334** - Elections and Elected Officials
- HB 345** - Special Committee on Litigation Reform
- HB 349** - Elementary and Secondary Education
- HB 350** - General Laws
- HB 351** - Rural Community Development
- HB 355** - Higher Education
- HB 357** - Rural Community Development
- HB 361** - Children and Families
- HB 362** - Emerging Issues
- HB 367** - Downsizing State Government
- HB 378** - Rural Community Development
- HB 384** - Workforce Development
- HB 387** - Elementary and Secondary Education
- HB 392** - Special Committee on Small Business
- HB 394** - Local Government
- HB 432** - Children and Families
- HB 441** - Local Government
- HB 444** - Special Committee on Small Business
- HB 457** - Public Safety
- HB 472** - Emerging Issues
- HB 476** - Emerging Issues
- HB 478** - Financial Institutions
- HB 500** - Professional Registration and Licensing
- HB 504** - Special Committee on Criminal Justice
- HB 506** - Agriculture Policy
- HB 508** - Agriculture Policy
- HB 513** - Special Committee on Tourism
- HB 527** - Judiciary
- HB 531** - Judiciary
- HB 533** - General Laws
- HB 540** - Elementary and Secondary Education
- HB 543** - Elementary and Secondary Education
- HB 547** - Special Committee on Small Business
- HB 548** - Judiciary
- HB 554** - Ways and Means
- HB 557** - Children and Families

HB 560 - Children and Families
HB 572 - Special Committee on Small Business
HB 574 - Agriculture Policy
HB 575 - Special Committee on Government Accountability
HB 578 - Transportation
HB 583 - Special Committee on Government Oversight
HB 602 - Special Committee on Small Business
HB 604 - Insurance
HB 644 - Ways and Means
HB 657 - Utilities
HB 681 - Health and Mental Health Policy
HB 683 - Emerging Issues
HB 729 - Elementary and Secondary Education
HB 752 - Special Committee on Small Business
HB 784 - Crime Prevention
HB 785 - Special Committee on Homeland Security

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 429**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Unsicker

Noes (0)

Absent (1): Bailey

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 430**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141), Proudie, Richey and Unsicker

Noes (0)

Absent (1): Bailey

COMMITTEE CHANGES

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Special Committee on Government Accountability:

I hereby appoint Representative Bill Falkner to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Higher Education committee:

I hereby remove Representative Cheri Toalson Reisch from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMUNICATIONS

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

The following Committees will report to Rules – Administrative Oversight:

Agriculture Policy
Crime Prevention
Downsizing State Government
Elections and Elected Officials
Emerging Issues
Health and Mental Health Policy
Higher Education
Judiciary
Local Government
Pensions
Utilities
Ways and Means
Special Committee on Criminal Justice
Special Committee on Government Accountability
Special Committee on Homeland Security
Financial Institutions

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

The following Committees will report to Rules – Legislative Oversight:

Budget
Children and Families
Conservation and National Resources
Corrections and Public Institutions

Economic Development
Elementary and Secondary Education
General Laws
Insurance
Professional Registration and Licensing
Public Safety
Rural Committee Development
Transportation
Veterans
Special Committee on Litigation Reform
Special Committee on Small Business
Special Committee on Tourism
Workforce Development

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

WITHDRAWAL OF HOUSE BILLS

January 14, 2021

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
State Capitol
201 W Capitol Ave.
Jefferson City, MO 65101

Dear Madam Clerk:

I request that **House Bill No. 545** be withdrawn.

Sincere Regards,

/s/ John D. Wiemann
Speaker Pro Tem

The following members' presence was noted: Adams, Anderson, Andrews, Appelbaum, Atchison, Aune, Baker, Bangert, Baringer, Barnes, Basye, Billington, Black (7), Black (137), Bland Manlove, Boggs, Bosley, Bromley, Brown (16), Brown (27), Buchheit-Courtway, Burger, Burnett, Busick, Chipman, Christofanelli, Coleman (32), Collins, Cook, Copeland, Davidson, Davis, Deaton, Derges, Dogan, Doll, Eggleston, Evans, Falkner, Fitzwater, Fogle, Francis, Gray, Gregory (96), Gregory (51), Grier, Griesheimer, Griffith, Gunby, Haden, Haffner, Haley, Hardwick, Henderson, Hicks, Hill, Houx, Hovis, Hudson, Johnson, Kalberloh, Kelley (127), Kelly (141), Kidd, Lewis (6), Lewis (25), Lovasco, Mayhew, McCreery, McDaniel, McGaugh, Morse, Mosley, Murphy, Nurrenbern, Owen, Person, Phifer, Pike, Plocher, Pollitt (52), Porter, Pouche, Proudie, Quade, Railsback, Reedy, Reisch, Richey, Riggs, Riley, Roberts, Roden, Ruth, Sander, Sassmann, Schnelting, Schwadron, Seitz, Sharpe (4), Shaul, Shields, Simmons, Smith (67), Smith (155), Stacy, Stevens (46), Tate, Taylor (139), Taylor (48), Terry, Thomas, Thompson, Trent, Turnbaugh, Unsicker, Van Schoiack, Veit, Vescovo, Wallingford, Walsh Moore (93), Walsh (50), Weber, West, Wiemann, Windham, Wright, and Young.

ADJOURNMENT

On motion of Representative Wiemann, the House adjourned until 10:00 a.m., Friday, January 15, 2021.

HOUSE CALENDAR

EIGHTH DAY, FRIDAY, JANUARY 15, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 12 through HCR 14

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 38

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 16

HOUSE BILLS FOR SECOND READING

HB 826 through HB 850

HOUSE BILLS FOR PERFECTION

HCS HB 429 - Kelly (141)

HCS HB 430 - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)

CCS SCS HS HCS HB 2005 - Smith (163)

CCS SS SCS HS HCS HB 2006 - Smith (163)

CCS SCS HS HCS HB 2007 - Smith (163)

CCS SCS HS HCS HB 2008 - Smith (163)

CCS SCS HS HCS HB 2009 - Smith (163)

CCS SCS HS HCS HB 2010 - Smith (163)

CCS SCS HS HCS HB 2011 - Smith (163)

CCS SCS HS HCS HB 2012 - Smith (163)

SCS HCS HB 2013 - Smith (163)

HCS HB 2017 - Smith (163)

HCS HB 2018 - Smith (163)

HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

EIGHTH DAY, FRIDAY, JANUARY 15, 2021

The House met pursuant to adjournment.

Representative Billington in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 12, relating to abortion.

HCR 13, relating to land reutilization programs.

HCR 14, relating to systemic racism.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 38, relating to the right to hunt and fish.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the second time:

HB 16, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2021.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 826, relating to political subdivisions, with penalty provisions.

HB 827, relating to state contracts for dredging equipment.

HB 828, relating to school employee retirement, with an emergency clause.

HB 829, relating to memorial highway designations.

HB 830, relating to reproductive health care services.

HB 831, relating to the respect women's abortion decisions act.

HB 832, relating to employment practices relating to gender.

HB 833, relating to employment security.

HB 834, relating to payments for prescription drugs, with penalty provisions.

HB 835, relating to electric energy.

HB 836, relating to the appointment and duties of commissioners to attend an Article V convention.

HB 837, relating to mental health care for minors, with an emergency clause.

HB 838, relating to COVID-19 vaccination.

HB 839, relating to peace officer license requirements.

HB 840, relating to tax credits for certain alternative fuel refueling properties.

HB 841, relating to working animals.

HB 842, relating to paper ballots.

HB 843, relating to human trafficking.

HB 844, relating to missing persons reports.

HB 845, relating to energy property taxation.

HB 846, relating to payment of salaries out of the state treasury.

HB 847, relating to transient guest taxes.

HB 848, relating to daylight saving time.

HB 849, relating to historic buildings.

HB 850, relating to constitutional amendments.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 70 - Ethics

COMMITTEE APPOINTMENTS

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Administration and Accounts committee:

I hereby appoint the following members to the committee:

Representative Donna Baringer
Representative Gretchen Bangert

I hereby appoint Representative Donna Baringer to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Agriculture Policy committee:

I hereby appoint the following members to the committee:

Representative Tracy McCreery
Representative Paula Brown
Representative Kimberly-Ann Collins

Representative Wes Rogers
Representative Emily Weber

I hereby appoint Representative Tracy McCreery to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Budget committee:

I hereby appoint the following members to the committee:

Representative Peter Merideth
Representative Rasheen Aldridge
Representative Ashley Bland Manlove
Representative LaKeySha Bosley
Representative Ingrid Burnett
Representative Betsy Fogle
Representative Maggie Nurrenbern
Representative Sarah Unsicker
Representative Kevin Windham

I hereby appoint Representative Peter Merideth to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Conservation and Natural Resources committee:

I hereby appoint the following members to the committee:

Representative Paula Brown
Representative Michael Burton
Representative Jo Doll
Representative Bridget Walsh Moore

I hereby appoint Representative Paula Brown to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Corrections and Public Institutions committee:

I hereby appoint the following members to the committee:

Representative Rasheen Aldridge
Representative LaDonna Appelbaum
Representative Kimberly-Ann Collins

I hereby appoint Representative Rasheen Aldridge to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Crime Prevention committee:

I hereby appoint the following members to the committee:

Representative Robert Sauls
Representative Rasheen Aldridge
Representative Mark Sharp

I hereby appoint Representative Robert Sauls to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Downsizing State Government committee:

I hereby appoint the following members to the committee:

Representative Gretchen Bangert
Representative Alan Gray
Representative Michael Person
Representative Sarah Unsicker

I hereby appoint Representative Gretchen Bangert to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Economic Development committee:

I hereby appoint the following members to the committee:

Representative Jerome Barnes
Representative Trish Gunby
Representative Michael Johnson

I hereby appoint Representative Jerome Barnes to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Elections and Elected Officials committee:

I hereby appoint the following members to the committee:

Representative Kevin Windham
Representative Joe Adams
Representative Donna Baringer

I hereby appoint Representative Kevin Windham to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Elementary and Secondary Education committee:

I hereby appoint the following members to the committee:

Representative Paula Brown (Ranking Member)
Representative Gretchen Bangert
Representative Ian Mackey
Representative Maggie Nurrenbern
Representative Mark Sharp
Representative Marlene Terry

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Emerging Issues committee:

I hereby appoint the following members to the committee:

Representative Tracy McCreery
Representative Ashley Aune
Representative Jay Mosley
Representative Robert Sauls
Representative Emily Weber

I hereby appoint Representative Tracy McCreery to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Financial Institutions committee:

I hereby appoint the following members to the committee:

Representative Rory Rowland
Representative Joe Adams
Representative Steve Butz
Representative Doug Clemens

I hereby appoint Representative Rory Rowland to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Fiscal Review committee:

I hereby appoint the following members to the committee:

Representative Donna Baringer
Representative Marlene Terry

I hereby appoint Representative Donna Baringer to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the General Laws committee:

I hereby appoint the following members to the committee:

Representative Peter Merideth
Representative Keri Ingle
Representative Wes Rogers
Representative Mark Sharp
Representative Emily Weber

I hereby appoint Representative Peter Merideth to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Health and Mental Health Policy committee:

I hereby appoint the following members to the committee:

Representative LaDonna Appelbaum
Representative Kimberly-Ann Collins
Representative Michael Johnson
Representative Patty Lewis
Representative Martha Stevens

I hereby appoint Representative LaDonna Appelbaum to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Higher Education committee:

I hereby appoint the following members to the committee:

Representative Joe Adams
Representative Barbara Phifer
Representative Martha Stevens
Representative Kevin Windham

I hereby appoint Representative Joe Adams to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 15, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following members to the Special Committee on Homeland Security:

Representative Alan Gray (Ranking Minority Member)
Representative Ashley Bland Manlove
Representative Bridget Walsh Moore

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Insurance committee:

I hereby appoint the following members to the committee:

Representative Mark Ellebracht
Representative LaDonna Appelbaum
Representative Steve Butz
Representative Robert Sauls

I hereby appoint Representative Mark Ellebracht to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Judiciary committee:

I hereby appoint the following members to the committee:

Representative Mark Ellebracht
Representative Marlon Anderson
Representative Ian Mackey
Representative Robert Sauls

I hereby appoint Representative Mark Ellebracht to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Legislative Review committee:

I hereby appoint the following members to the committee:

Representative Tracy McCreery
Representative Ingrid Burnett

I hereby appoint Representative Tracy McCreery to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Local Government committee:

I hereby appoint the following members to the committee:

Representative Joe Adams
Representative Donna Baringer
Representative Alan Gray
Representative Annette Turnbaugh

I hereby appoint Representative Joe Adams to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Pensions committee:

I hereby appoint the following members to the committee:

Representative Richard Brown (Ranking Member)
Representative Doug Clemens
Representative Martha Stevens
Representative Michael Person

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Professional Registration and Licensing committee:

I hereby appoint the following members to the committee:

Representative Richard Brown
Representative Jo Doll
Representative Patty Lewis
Representative Neil Smith

I hereby appoint Representative Richard Brown to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Public Safety committee:

I hereby appoint the following members to the committee:

Representative Ashley Bland Manlove (Ranking Member)
Representative Barbara Phiher
Representative Jay Mosley

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rules – Administrative Oversight committee:

I hereby appoint the following members to the committee:

Representative Ian Mackey
Representative LaKeySha Bosley
Representative Keri Ingle
Representative Barbara Phiher

I hereby appoint Representative Ian Mackey to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rural Community Development committee:

I hereby appoint the following members to the committee:

Representative LaKeySha Bosley
Representative LaDonna Appelbaum
Representative Michael Burton
Representative Patty Lewis
Representative Annette Turnbaugh

I hereby appoint Representative LaKeySha Bosley to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Transportation committee:

I hereby appoint the following members to the committee:

Representative Steve Butz
Representative Gretchen Bangert
Representative Jay Mosley
Representative Neil Smith

I hereby appoint Representative Steve Butz to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Utilities committee:

I hereby appoint the following members to the committee:

Representative Tracy McCreery
Representative Trish Gunby
Representative Keri Ingle

I hereby appoint Representative Tracy McCreery to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Veterans committee:

I hereby appoint the following members to the committee:

Representative Jerome Barnes
Representative Alan Gray
Representative Trish Gunby
Representative Robert Sauls
Representative Martha Stevens

I hereby appoint Representative Jerome Barnes to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Ways and Means committee:

I hereby appoint the following members to the committee:

Representative Ashley Bland Manlove
Representative Trish Gunby
Representative Emily Weber

I hereby appoint Representative Ashley Bland Manlove to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Workforce Development committee:

I hereby appoint the following members to the committee:

Representative Gretchen Bangert
Representative Michael Person
Representative Bridget Walsh Moore
Representative Yolanda Young

I hereby appoint Representative Gretchen Bangert to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 15, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Lane Roberts to the Missouri Justice Reinvestment Executive Council.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

COMMITTEE CHANGES

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Children and Families committee:

I hereby remove Representative Kimberly-Ann Collins from the committee.

I hereby appoint Representative Sarah Unsicker to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

January 14, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Consent and House Procedure committee:

I hereby remove from the committee the following members:

Representative Tracy McCreery, Ranking Minority Member
Representative Kevin Windham
Representative Bridget Walsh Moore

I hereby appoint the following members to the committee:

Representative Jay Mosley
Representative LaDonna Appelbaum
Representative Michael Person

I hereby appoint Representative Jay Mosley to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
District 132

The following members' presence was noted: Billington, Brown (27), Coleman (32), Davis, Fitzwater, Gray, Griffith, Haley, Kelley (127), Lovasco, McDaniel, Mosley, Proudie, Riley, Roden, Sassmann, Sharp (36), Simmons, Stacy, Taylor (48), Thomas, Windham, and Young.

ADJOURNMENT

On motion of Representative Billington, the House adjourned until 4:00 p.m., Monday, January 25, 2021.

COMMITTEE HEARINGS

CRIME PREVENTION

Monday, January 25, 2021, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 784

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION

Wednesday, January 27, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session will be held: HB 784

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, January 26, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 349, HB 228, HB 540

Executive session may be held on any matter referred to the committee.

Added HB 540.

AMENDED

ETHICS

Monday, January 25, 2021, 10:00 AM, House Hearing Room 4.

Public hearing will be held: HR 70

Executive session may be held on any matter referred to the committee.

ETHICS

Wednesday, January 27, 2021, 8:00 AM, House Hearing Room 4.

Executive session will be held: HR 70

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Monday, January 25, 2021, 12:00 PM, House Hearing Room 3.

Public hearing will be held: HB 785

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Wednesday, January 27, 2021, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.

Executive session will be held: HB 785

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

NINTH DAY, MONDAY, JANUARY 25, 2021

HOUSE BILLS FOR PERFECTION

HCS HB 429 - Kelly (141)

HCS HB 430 - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

Journal of the House

ONE HUNDRED FIRST GENERAL ASSEMBLY of the STATE OF MISSOURI

FIRST REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 6, 2021

The House was called to order at twelve o'clock noon by the Honorable John R. Ashcroft, Secretary of State.

Prayer by Reverend Monsignor Robert A. Kurwicki, St. Michael Catholic Church, Russellville, Missouri.

My presence shall go with Thee. (Exodus 33:14)

Almighty God, our Heavenly Protector, who is from everlasting to everlasting, whose truth endures forever and whose love never fails, we pause before You this moment as we turn another page in the history of our beloved People's House and in the story of our lives together as the representatives of this great state. Awaken within us the realization that You have a purpose for each one of us, that You are not only the sustainer of the rolling spheres but also the supporter of our own human spirits. As we launch upon the new session, may Your presence strengthen us, Your spirit guide us and Your wisdom make us wise.

Bless our Governor, our new Speaker, and the newly elected and veteran Representatives of this House, plus their families. Together may they strive for peace in the Show Me State and for the well-being of Missourians.

And the House says, "Amen!"

The Jefferson County Sheriff's Office Color Guard presented the colors.

The Pledge of Allegiance to the flag was recited.

COMMUNICATION FROM THE SECRETARY OF STATE

To the Honorable House of Representatives of the 101st General Assembly, First Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri, I have the honor to lay before you herewith a list of the names of the members of the House of Representatives for the 101st General Assembly (First Regular Session) of the State of Missouri, elected at the General Election held on November 3, 2020.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 6th day of January 2021.

/s/ Jay Ashcroft
John R. Ashcroft
SECRETARY OF STATE

**Missouri State Representatives
Elected November 3, 2020**

District	Name
1 st	Allen Andrews
2 nd	J. Eggleston
3 rd	Danny Busick
4 th	Greg Sharpe
5 th	Louis Riggs
6 th	Ed Lewis
7 th	Rusty Black
8 th	Randy Railsback
9 th	Dean VanSchoiack
10 th	Bill Falkner
11 th	Brenda Shields
12 th	Josh Hurlbert
13 th	Sean Pouche
14 th	Ashley Aune
15 th	Maggie Nurrenbern
16 th	Chris Brown
17 th	Mark Ellebracht
18 th	Wes Rogers
19 th	Ingrid Burnett
20 th	Bill E. Kidd
21 st	Robert Sauls
22 nd	Yolanda Young
23 rd	Michael L. Johnson
24 th	Emily Weber
25 th	Patty Lewis
26 th	Ashley Bland Manlove
27 th	Richard Brown
28 th	Jerome Barnes
29 th	Rory Rowland
30 th	Jon Patterson
31 st	Dan Stacy
32 nd	Jeff Coleman
33 rd	Chris Sander
34 th	Rick Roeber
35 th	Keri Ingle
36 th	Mark A. Sharp
37 th	Annette Turnbaugh
38 th	Doug Richey
39 th	Peggy McGaugh
40 th	Chad Perkins
41 st	Randy Pietzman
42 nd	Jeff Porter
43 rd	Kent Haden
44 th	Cheri Toalson Reisch
45 th	Kip Kendrick

46 th	Martha Stevens
47 th	Charles (Chuck) Basye
48 th	Tim Taylor
49 th	Travis Fitzwater
50 th	Sara Walsh
51 st	Kurtis Gregory
52 nd	Bradley Pollitt
53 rd	Terry Thompson
54 th	Dan Houx
55 th	Mike Haffner
56 th	Michael Davis
57 th	Rodger L. Reedy
58 th	Willard Haley
59 th	Rudy Veit
60 th	Dave Griffith
61 st	Aaron D. Griesheimer
62 nd	Bruce Sassmann
63 rd	Richard W West
64 th	Tony Lovasco
65 th	Tom Hannegan
66 th	Marlene Terry
67 th	Neil Smith
68 th	Jay Mosley
69 th	Gretchen Bangert
70 th	Paula Brown
71 st	LaDonna Appelbaum
72 nd	Doug Clemens
73 rd	Raychel C Proudie
74 th	Mike Person
75 th	Alan Gray
76 th	Marlon Anderson
77 th	Kimberly-Ann Collins
78 th	Rasheen Aldridge Jr
79 th	LaKeySha Bosley
80 th	Peter Merideth
81 st	Steve Butz
82 nd	Donna M.C. Baringer
83 rd	Jo Doll
84 th	Wiley (Chip) Price IV
85 th	Kevin Windham, Jr.
86 th	Joe Adams
87 th	Ian Mackey
88 th	Tracy McCreery
89 th	Dean Plocher
90 th	Barbara Phifer
91 st	Sarah Unsicker
92 nd	Michael Burton
93 rd	Bridget Walsh Moore
94 th	Jim Murphy
95 th	Michael A. O'Donnell
96 th	David J Gregory
97 th	Mary Elizabeth Coleman
98 th	Shamed Dogan
99 th	Trish Gunby

100 th	Derek Grier
101 st	Bruce DeGroot
102 nd	Ron Hicks
103 rd	John D. Wiemann
104 th	Adam Schnelting
105 th	Phil Christofanelli
106 th	Adam Schwadron
107 th	Nick Schroer
108 th	Justin S. Hill
109 th	John Simmons
110 th	Dottie Bailey
111 th	Shane Roden
112 th	Rob Vescovo
113 th	Dan Shaul
114 th	Becky Ruth
115 th	Cyndi Buchheit-Courtway
116 th	Dale Wright
117 th	Mike Henderson
118 th	Mike McGirl
119 th	Nate Tate
120 th	Jason Chipman
121 st	Don Mayhew
122 nd	Bill Hardwick
123 rd	Suzie Pollock
124 th	Lisa Thomas
125 th	Jim Kalberloh
126 th	Patricia Pike
127 th	Ann Kelley
128 th	Mike Stephens
129 th	Jeff Knight
130 th	Bishop Davidson
131 st	Bill Owen
132 nd	Crystal Quade
133 rd	Curtis D. Trent
134 th	Alex Riley
135 th	Betsy Fogle
136 th	Craig Fishel
137 th	John F. Black
138 th	Brad Hudson
139 th	Jered Taylor
140 th	Tricia Derges
141 st	Hannah S. Kelly
142 nd	Bennie Cook
143 rd	Ron Copeland
144 th	Chris Dinkins
145 th	Rick Francis
146 th	Barry D. Hovis
147 th	Wayne Wallingford
148 th	Jamie Burger
149 th	Don Rone
150 th	Andrew McDaniel
151 st	Herman Morse
152 nd	Hardy Billington
153 rd	Darrell Atchison
154 th	David Paul Evans
155 th	Travis Smith

156 th	Brian H. Seitz
157 th	Mitch Boggs
158 th	Scott Cupps
159 th	Dirk Deaton
160 th	Ben Baker
161 st	Lane Roberts
162 nd	Bob Bromley
163 rd	Cody Smith

LETTER OF RESIGNATION

December 4, 2020

The Honorable Elijah Haahr
Speaker of the House
Missouri House of Representatives
State Capitol, Room 308A
Jefferson City, MO 65101

Dear Speaker Haahr:

Pursuant to 21.090, RSMo., I hereby submit my resignation, effective immediately, as state representative-elect in the 101st General Assembly for the 45th District of the Missouri House of Representatives. However, I shall continue to serve out the remainder of my term as state representative during the 100th General Assembly. It has been an absolute honor serving.

Sincerely,

/s/ Kip Kendrick
State Representative
45th District

The following Representatives advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Mary R. Russell, Judge of the Supreme Court of Missouri:

Adams	Andrews	Bangert	Baringer	Barnes
Basye	Black 7	Brown 27	Burnett	Chipman
Christofanelli	DeGroot	Dogan	Eggleston	Ellebracht
Fitzwater	Francis	Gray	Hannegan	Henderson
Hicks	Houx	Kelly 141	Kidd	McCreery
McDaniel	Merideth	Mosley	Person	Pietzman
Pike	Plocher	Quade	Roden	Rone
Rowland	Ruth	Schroer	Shaul	Smith 163
Stacy	Stephens 128	Stevens 46	Tate	Taylor 139
Trent	Toalson Reisch	Unsicker	Vescovo	Walsh 50
Wiemann				

The following Representatives advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Mary R. Russell, Judge of the Supreme Court of Missouri:

Appelbaum	Bailey	Baker	Billington	Black 137
Bland Manlove	Bosley	Bromley	Brown 70	Busick
Butz	Clemens	Coleman 32	Coleman 97	Deaton
Dinkins	Evans	Falkner	Fishel	Griesheimer
Griffith	Haden	Haffner	Hudson	Ingle
Kelley 127	Knight	Lovasco	Mackey	Mayhew
McGaugh	McGill	Morse	Murphy	O'Donnell
Owen	Patterson	Pollitt 52	Pollock 123	Porter
Price IV	Proudie	Reedy	Richey	Riggs
Roberts	Rogers	Sauls	Schnelting	Sharpe 4
Shields	Simmons	Veit	Wallingford	Windham
Wright				

The following Representatives advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Mary R. Russell, Judge of the Supreme Court of Missouri:

Aldridge	Anderson	Atchison	Aune	Boggs
Brown 16	Buchheit-Courtway	Burger	Burton	Collins
Cook	Copeland	Cupps	Davidson	Davis
Derges	Doll	Fogle	Gregory 51	Gunby
Haley	Hardwick	Hovis	Hurlbert	Johnson
Kalberloh	Lewis 25	Lewis 6	Nurrenbern	Perkins
Phifer	Pouche	Railsback	Riley	Roeber
Sander	Sassmann	Schwadron	Seitz	Sharp 36
Smith 155	Smith 67	Taylor 48	Terry	Thomas
Thompson	Turnbaugh	Van Schoiack	Walsh Moore 93	Weber
West	Young			

The following roll call indicated a majority of the Representatives present:

AYES: 133

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Bangert	Baringer	Barnes
Basye	Billington	Black 137	Black 7	Boggs
Bromley	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Chipman
Christofanelli	Clemens	Coleman 97	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Derges	Dinkins	Dogan	Doll	Ellebracht
Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gregory 51	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson	Kelley 127	Kelly 141
Kidd	Knight	Lewis 25	Lewis 6	Lovasco
Mackey	Mayhew	McGaugh	McGill	Morse
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Person	Phifer	Pike	Plocher	Pollock 123
Porter	Pouche	Proudie	Quade	Railsback
Reedy	Toalson Reisch	Richey	Riggs	Riley
Roberts	Roeber	Rogers	Rone	Ruth
Sander	Sassmann	Schnelting	Schroer	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 67	Stacy	Taylor 139

Taylor 48	Terry	Thomas	Thompson	Trent
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 019

Aldridge	Baker	Bosley	Brown 70	Coleman 32
Eggleston	Kalberloh	McCreery	McDaniel	Merideth
Perkins	Pollitt 52	Roden	Sauls	Simmons
Stephens 128	Stevens 46	Tate	Windham	

ABSENT WITH LEAVE: 010

Bland Manlove	DeGroot	Gray	Gregory 96	Grier
Hill	Mosley	Pietzman	Price IV	Rowland

VACANCIES: 001

ADDRESS BY SECRETARY OF STATE JOHN R. ASHCROFT

Good Afternoon. Welcome to the opening of the 101st Regular Session of the Missouri General Assembly as we recognize this monumental year and celebrate Missouri's Bicentennial. Thank you for devoting yourself to the noble endeavor of serving the people of our state. It's an honor to serve with you. You are embarking on or continuing the profound privilege of representing the people. As much as I like to say I will work with you, in some respects I cannot, because as legislators you alone have the solemn responsibility of voting on what the law will be. I cannot do that. However, in serving as your Secretary of State, it is my honor and my privilege to open this session of the Missouri House of Representatives.

The last time I stood before you in this meaningful and majestic chamber, not one of us could have anticipated or foreseen the specific challenges that our state and country would encounter in 2020 – a global pandemic, racial strife, riots, families financially devastated and an even greater hyperpolitical and polarized environment than we have ever endured.

But Missourians have persevered. And, in fact, at times we have been one of the brightest spots in this country. Public access to and public confidence in the integrity of our elections are fundamental components of enduring freedom. In spite of the unforeseen challenges of 2020, which disrupted the sacred democratic process in many settings across the land, Missouri election officials, poll workers and voters held four safe, secure elections. We conducted our Presidential Preference Primary in March, our April municipal elections that were postponed to June due to COVID-19, the August primary and the November general election in a manner reinforcing rather than undermining the confidence of Missouri's citizens. I sincerely thank our 116 election authorities, thousands of poll workers and the millions of Missourians who made this success possible. Even as we look back on our seamless election process, our country remains in turmoil over how other states' elections were run.

Some government officials even in this chamber wish that Missouri would embrace and mimic election processes that we have seen in states like Georgia, Arizona, Pennsylvania and Wisconsin. These states failed to conduct their elections in such a manner that neither successful nor unsuccessful candidates can demonstrably verify the results. More importantly the people of these jurisdictions are denied the confidence of knowing that their votes in fact determined the outcome.

I call on you to commit with me to ensure that Missouri continues to lead with regard to not only access, but with transparency, certainty, accountability, and finality within our elections in the future.

Our highest priority in this respect should be re-implementing the will of the people. I am speaking of our citizens who passed Amendment 6 in 2016 with 63% of the vote. It was a true photo ID safeguard assuring that every eligible voter could not only vote, but have full confidence in the results.

If we want Missouri to grow and to be the state we all know it can be, we need to work toward a government that removes impediments to opportunity so that all Missourians can not only strive for success, but reach the maximum of their God-given potential.

If the people of Missouri were smart enough to elect you, then they are smart enough to deserve a government that facilitates instead of restricts their freedom.

As Thomas Jefferson so adroitly wrote in 1816, “If a nation expects to be ignorant and free . . . it expects what never was and never will be.”

Sadly, for decades, some Missourians have had their potential stifled by a denial of real educational opportunity. We must end this now.

My years of teaching experience taught me that we need to let teachers concentrate on critical thinking skills instead of the latest fads in revisionist history. Our schools cannot become mere daycare centers warehousing students. Nor can our schools be charged with correcting social pathologies rather than developing learning skills.

Additionally, we need to put decision-making authority back into the hands of parents who know their children far better than any of us ever will. And that should start by giving parents more control over education dollars and decisions regarding their children’s education.

Good decision making requires complete, reliable school specific information. This is true for parents, for school boards, for school administrators and for legislators so that informed choices and decisions can be made in the best interest of our children.

No decisions in a democracy exceed the importance of amendments to our constitution. After all, the constitution is the ultimate safeguard for our liberty. In recent years, amendments to our constitution have been taken extremely lightly. Special interests have seized the opportunity to bankroll profound changes without the careful deliberation, honest information, and rigorous discussion that changing our fundamental framework deserves. For example, in 2014 fewer than 18% of the registered voters added three amendments to our constitution. Such a fractional minority offends the principle of majority rule, especially regarding the liberties safeguarded in our constitution. Just a few weeks ago we witnessed, via the vote on Amendment 3, the people of Missouri had to once again vote at the ballot box to block what special interests had rammed through two years before.

I firmly believe that the Constitution of Missouri should be decided by the people of Missouri, not by wealthy out of state special interests.

We need to protect the ability of the people to decide what they want to vote on, but we should not amend our Constitution without a broad consensus of Missourians.

If we will work to keep our elections secure and people confident in the results, if we will make sure that every child in this state truly has the opportunity to be the best that he or she can be through access to a challenging education, and we will make sure that We the People, rather than special interests, control the constitution and the laws we will live under, the future for Missouri is bright. These are not trivial objectives but you have the capacity and authority to bring them to pass.

Thank you.

NOMINATIONS FOR TEMPORARY SPEAKER

Representative Basye nominated Representative Sara Walsh as temporary Speaker of the House.

Representative Hicks seconded the nomination.

Representative Plocher moved that nominations cease and Representative Walsh be elected by acclamation.

Which motion was adopted.

Representative Walsh assumed the Chair.

NOMINATIONS FOR SPEAKER

Representative Black (7) nominated Representative Rob Vescovo as Speaker of the House.

Representative McGaugh seconded the nomination.

Representative Brown (27) nominated Representative Crystal Quade as Speaker of the House.

Representative Merideth seconded the nomination.

Representative Quade withdrew her nomination.

Representative Plocher moved that nominations cease and Representative Vescovo be elected by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Vescovo to the dais: Representatives Rone, Shaul, Taylor (139), Ruth, McDaniel, McCreery, Proudie, Butz, Baringer, and Barnes.

Representative Vescovo subscribed to the oath of office, which was administered by the Honorable Darrell E. Missey, Judge of the 23rd Judicial Circuit Court of Missouri.

Speaker Vescovo assumed the Chair.

ADDRESS BY SPEAKER ROB VESCOVO

Thank you. To our returning members, welcome back. And to our new members, congratulations!

As I stand here today as your Speaker, I am deeply humbled and incredibly grateful. Just as our constituents place their trust in us to serve as their voice in this building, you have placed your trust in me to serve you and to help you do what is best for your districts, and for our state. This is a duty I will never take for granted and you have my sincere thanks for your support.

Before I go on, let me take a few moments to thank some very important people in my life. At the top of that list is my beautiful wife, Amanda. Last August we celebrated 17 amazing years together. Somehow she has put up with me all these years and she has taken on so many additional burdens while I have lived the life of a public servant.

As anyone here with a significant other will tell you, this life isn't easy on your family. There are a lot of doctor's appointments, parent-teacher conferences, and basketball games that are missed because we're here in Jefferson City working for the people. And our spouses have to listen to negative campaign ads and the other criticisms that go hand-in-hand with a life of public service. But just like your spouses, Amanda has taken it all in stride and has been a constant source of strength and support for our family.

Today I want to thank her and all our significant others for their support and their patience. We would not be here without you. Please join me in giving Amanda and all our spouses a well-deserved round of applause.

My five wonderful kids are with me here today as well – Robert, Jillian, Nicholas, Peter, and William. What can I say? They are and will always be my greatest accomplishments.

It's a blessing to have the love of family around me for this incredible moment, but I need to acknowledge a huge void today that cannot be filled. As many of you know, I lost both my father and mother in 2019. They molded me into the man I am today. They gave me the work ethic and the will to fight for what I believe in and these are qualities that have propelled my career in public service. Without question, I would not be here today if not for them. So as today is a moment of pride for me, I know it is also a moment that would make them proud as well.

Today, as I stand here at this dais as your Speaker, I do so with the goal of not only making my family proud but also with the commitment of earning your trust and the trust of the people of Missouri.

I think most of you know from your time working with me as floor leader that my goal has always been, and will always be, to work tirelessly to help you advance your agendas. All of you have issues that mean a great deal to your constituents, and I am committed to working with you to find legislative solutions to these problems.

That goes for both sides of the aisle. I hope my time in the floor leader's office made it clear that I will work with any member from any party. That will not change when I am Speaker. My door will be open and my time will be yours if and when you need me.

And just as I am ready and willing to work with you on the issues you care about, I hope you will keep open minds when it comes to the issues that matter to me.

Education is a topic we discuss in this chamber on a regular basis, and each time we do we take into consideration the perspectives of teachers and administrators about what works and what doesn't. And yes, the actions we take are meant to have what is best for our kids in mind, but to me, we too often fail to consider the viewpoint of actual kids our system of education is meant to serve and not just the perspective of the kids who succeed academically, but also those who struggle to learn in the rigid framework of our system.

Let me tell you about a young man who tried his hardest, but struggled every step of the way in his journey through our education system. From 2nd to 6th grade he was placed in 6 different schools, and the answer to his struggles was medicine for his ADHD rather than a learning plan he could grasp. By the time he reached seventh grade, he was frustrated because he had yet to master something as simple as fractions. It was only when a teacher took extra time to relate to him in a way he could understand that things finally clicked.

This young man was the son of a father in the construction industry, and the teacher brought out a tape measure to help make his point. Suddenly the boy was referring to the markings on the tape measure – 1/4, 7/16, 5/8 – and the teacher helped him realize he in fact did know fractions. He simply hadn't realized it before, and no teacher had been able to help him make that connection.

Unfortunately, this positive moment in the young man's educational career was only one small story of success. Because of his ADHD and other learning challenges, he continued to struggle with his schooling, he was constantly ridiculed and torn down along the way, and he didn't have the benefit of other teachers like his 7th grade instructor, who had the time and dedication to help him succeed. By the time he was 16, he was so frustrated with the system that he dropped out of school entirely.

From there he went on to spend five years learning a skilled trade and became crafty with his hands, but the idea that he wanted to complete his education continued to persist in his mind. This young man decided he would not give up and he ultimately went back to obtain his GED at Harris Stowe State University and then went on to college. Even though this young man's experience in our education system was less than ideal, I think his story is one that is ultimately successful as he went on to become an elected member of this body and today became the Speaker of the House.

But regardless of whatever success I have achieved on a personal level, I can never forget the difficult time I had while in school. I look at the "one size fits all" approach our system too often takes, and I believe it failed me just as it fails countless other students each year.

That's not to say we don't have amazing educators out there. We know our state is blessed with many incredible teachers.

But we also know that not every child works or learns the same way and that our teachers need the time, resources, and flexibility to be able to work with kids on a personal level.

I tell you that we can learn something from the perspective of students like me who struggled within the system. I have often heard folks in the education system say I can't understand what our system of education needs because I'm not a teacher. As a student who struggled, I believe I do have valuable insight on what works and what doesn't, and I believe it is time our system of education listens to these students who have seen firsthand how the system can and should improve.

As I look at our educational landscape I see the need to provide students more opportunities for learning. We can create these opportunities through tools like Education Savings Accounts that will give parents the option to send their kids to the schools that will best serve their needs.

At the same time we look to give kids more educational opportunities, we also must give teachers more opportunities for career growth and advancement.

The coronavirus pandemic has taught an important lesson to parents in every part of our state. Every parent wants to keep their kids safe and healthy, but we have also learned that teachers are more effective as educators in person and that kids must be in school to learn effectively and to have the normal social development that is such an important part of their growth into adulthood.

That is why we must continue to look at ways to give our schools the resources they need to stay open so that the educational experience is not disrupted for thousands of children. We must be innovative as we look for ways to give young people the tools they need to succeed. And that means improving our system of education so that it can help the kids who do not learn in conventional ways. I am committed to working as hard as I can to find a solution that will give our kids a better opportunity for success in the classroom.

I know it won't be easy. But it's one thing to try here and fail on the floor of the House, and it's another to not try at all and fail our kids through a lack of action. I refuse to not try on this issue that means so much to me and even more to our kids.

It's also imperative that we help our kids by making a stronger investment in early childhood development. We know the positive impact of working with kids at a very early age is immense. We also know that by investing in our kids early on in life, we give them a much better chance at succeeding in adulthood.

As Speaker, I want to see us make a stronger commitment to early childhood education.

We know if we fail these kids early in life, they may end up on a path that will lead them to incarceration. If we want to better serve the people of our state we must invest in our young people on the front end rather than pay the cost of incarceration on the backend when our system fails them. That is why we must support policies that focus on empowerment rather than imprisonment.

Everyone in this room knows I am standing here before you today because I was blessed to have a mother who was willing to give me life and two parents who adopted me out of foster care to love and raise me as their own child. They were there to support me and to push and encourage me when I needed it. They gave me the stability to stay on the right path. They were there to keep me in line and show me the right way to live my life.

I am thankful each and every day for the life my parents gave me, and I want every child in this state to have similar opportunities. We will look at additional reforms to our foster care system that will help to ensure children don't slip through the cracks, and we will explore the idea of a tax deduction for foster parents, which can encourage more Missouri families to open their doors and their hearts to our young people in need.

We know we have more than 13,000 kids in our foster care system, and more enter the system every year. We must take every step possible to give each and every one of these kids an open door of opportunity so they can grow into healthy, productive adults.

We also know that here in our state, we have more than 2,500 kids waiting to be adopted. I hope all of you will work with me this session to expand our adoption tax credit so that families who want to adopt a child aren't blocked from doing so simply because of cost. Together we can make adoption a possibility for the many families who may not have the money but certainly have the love and support to give a wonderful life to a young person in need.

These are a few of the things I hope we can make a priority this session, but there are many other issues I know are important to all of us, and we will spend considerable time discussing them as well.

We will again work to cut the regulatory red tape on our businesses and licensed professionals. COVID-19 has been an incredible challenge for our state, but it has also taught us that our businesses are better off with less government and less regulations. We will also continue to promote our continued economic growth by considering common sense legal reforms that will prevent job-killing lawsuits. We will explore ways to make our tax system as fair and as transparent as it can be for taxpayers. We will work to ensure the members of our law enforcement community are properly trained and equipped to protect our communities. As we have done each year, we will continue our strong support for the Second Amendment rights of law-abiding Missourians. We will consider legislation to protect the integrity of our elections system. And we will continue our role in providing oversight over the administration as we work to ensure government is efficient and effective in performing its task of serving the people.

As we tackle these issues, and many others, we will have disagreements. We will need to work together to find compromise, and there may be times that we cannot find the common ground we need to satisfy everyone.

But I can assure you that we will not fail to have the conversation simply because the road to success is a difficult one. And we know this session will be difficult and it will have challenges that go beyond what we normally see in the legislative process. That's because we continue to live with the reality of COVID-19.

This is a session where we will continue to take the appropriate steps to keep one another safe and healthy and to keep our staff and those who do business in the Capitol safe as well, all while ensuring this process is open and transparent for the people of Missouri.

We'll also work directly as a legislative body to address many of the issues that have become topics of discussion as this pandemic has continued. We will look at ways to ensure the freedoms of Missourians aren't compromised needlessly and that local officials properly balance the need to protect the public health with protecting these important freedoms.

I want all of us to work together this session toward implementing reasonable liability protections for our health care workers and businesses, so they can continue to provide the vital services they offer without fear of frivolous lawsuits.

And we will continue to closely scrutinize the response efforts for this pandemic and how the stimulus dollars are spent, so that Missourians know their tax dollars are working in the most efficient and effective way possible.

As we begin the 101st General Assembly, we know we are operating in historic times and that our actions and decisions will make an enormous impact on those we were elected to serve. But those people sent us here to lead, to take on even the toughest challenges, to make the hard decisions that will improve the quality of life for Missourians of all ages. And that is what we will do.

We will rise to the challenge together. We will be responsible and mindful, but we will not shy away from doing the work we were sent here to do.

Thank you again for the trust you have placed in me as your Speaker. I am excited to work with all of you as we begin the 2021 legislative session. May God bless you all and may God bless the great state of Missouri.

NOMINATIONS FOR SPEAKER PRO TEM

Representative Francis nominated Representative John Wiemann as Speaker Pro Tem of the House.

Representative Pike seconded the nomination.

Representative Plocher moved that nominations cease and Representative Wiemann be elected by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Wiemann to the dais: Representatives Wright, Shields, Bailey, Haffner, Schnelting, Ellebracht, Baringer, McCreery, Bosley, and Rowland.

Representative Wiemann subscribed to the oath of office, which was administered by the Honorable Michael J. Fagras, Judge of the 11th Judicial Circuit Court of Missouri.

Speaker Pro Tem Wiemann assumed the Chair.

ADDRESS BY SPEAKER PRO TEM JOHN WIEMANN

Members of the House and guests, it is my honor to stand before you as your Speaker Pro Tem for the 101st General Assembly of the State of Missouri. Thank you to the members of this body for electing me to serve you again in this important position.

Thank you for believing in my ability to lead and serve the members of this wonderful institution as we all strive to make our state a better place to live and work for the people we serve.

Like all of us in this chamber, we have families that support us and make great sacrifices so we can serve the people of Missouri. I want to thank my wife, Yvette, *and my two sons Blake and Clayton* for their love and support.

Today, I am going to speak about “Optimism” and how we must face the challenges this year with enthusiasm for the future of all Missourians. I would like to share with you a quick story about a mother and father who had identical sons that were alike in every way but one.

One of the sons was a dyed-in-the-wool pessimist, and the other one was an incurable optimist, and the parents thought that both were so unrealistic that they talked to a psychiatrist about it, and he said that he could solve their problem. The parents asked what could be done and the doctor said, “Let’s get a fantastic set of toys any boy would

envy and we'll put them in a room and then put the pessimist in there and when he sees all those toys are for him, he will get over being a pessimist."

The parents asked, "What are you going to do about the optimist?" The doctor said, "I have a friend who has a racing stable and we can get quite a quantity of what they clean out of the stable and we can put that in another room and when the optimist has seen his other brother get all those fancy toys and that he gets that, he will get over being an optimist."

Well, the parents followed the doctor's advice. After a period of time, they went into the room where the boy was with all the toys, and he was sitting there crying and they said, "What are you crying about?" And he said, "I know somebody is going to come in here and take the toys away from me."

When they went down to the room with the optimist, they saw him on top of the pile of stuff digging and throwing it behind him as fast as he could, and they said, "What are you doing?" and he said, "There's got to be a PONY in here somewhere."

All jokes aside, over the past year we have all suffered in one form or another because of the pandemic. Some have lost loved ones, others suffered through sickness, missed out on important celebrations and milestones like birthdays, weddings, graduations -- even saying a last goodbye to a family member or friend who has passed. Our small business owners and the workers they employ have suffered personally, and financially -- so have the families they support. The full impact of this pandemic will have long term effects on us. While we can't look back at what could have been, we must look forward to the possibilities of what can be!

- I'm optimistic this year we will overcome this pandemic.
- I'm optimistic this year the Chiefs will win another Superbowl and the Blues another Stanley Cup.
- I'm optimistic our economy will continue to recover.
- I'm optimistic the house of representatives will have a successful legislative session.
- Heck, I'm even optimistic that the senate and the house will work together this session to pass meaningful legislation to help Missouri become better.

We have a new session and a new year to deliver legislative achievements for the people of Missouri. As we begin, I want to leave you with two quotes from our third President of the United States and Founding Father, Thomas Jefferson:

- "I predict future happiness for Americans if they can prevent the government from wasting the labors of the people under the pretense of taking care of them."
- "Peace and friendship with all mankind is our wisest policy, and I wish we may be permitted to pursue it."

Thank you for your time and God Bless the state of Missouri and the United States America.

Speaker Vescovo resumed the Chair.

Pursuant to Section 9.141, RSMo, the United States Bill of Rights was read by Robert Vescovo III and Jillian Vescovo.

HOUSE RESOLUTIONS

Representative Plocher offered **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Rules of the House of Representatives of the One Hundredth General Assembly, and all amendments thereto, be the temporary Rules of the House of Representatives, One Hundred First General Assembly, until or unless otherwise ordered, with the following amendments:

Ethics Committee

Complaints of Ethical Misconduct

Rule 37. (1) (a) The Speaker shall appoint a Committee on Ethics and name the committee's chair. The Minority Floor Leader shall name the committee's vice chair and minority members. The committee shall have an equal number of members of the majority and minority party.

(b) The committee may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member, **which may include actions that occurred prior to the member's term of office or prior to the current general assembly**. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

(c) No later than January 31st of the first regular session of each general assembly, the Committee on Ethics shall adopt Rules of Procedure for the investigation of complaints of ethical misconduct referred to it involving a member of the House. The proposed Rules of Procedure shall be filed by the committee in the form of a House Resolution with the Clerk of the House, reported in the Journal, and automatically placed on the House Resolutions Calendar without further referral.

(d) Upon receipt of a complaint, in writing and under oath, of ethical misconduct by a member of the House made by another member, the Speaker shall refer the same, within fourteen calendar days, without discussion, to the Committee on Ethics. **Upon referral of a complaint to the committee, the Speaker shall deliver a memorandum to the Clerk of the House documenting the date of referral.** The complaint shall be confidential. The Committee shall examine the sufficiency of the complaint pursuant to the Committee's Rules of Procedure.

(e) At the conclusion of the investigation, the Committee shall report its findings, conclusions, and recommendations to the House, whereupon the House shall act by resolution to sustain or reject the Committee recommendations. The Committee may recommend that the House expel, or otherwise punish, the member as provided in Article III, Section 18 of the Missouri Constitution.

(f) All rules that pertain to regular or special standing committees shall apply to the Committee on Ethics to the extent consistent with this rule and any rules of procedure adopted pursuant to this rule.

(2) In any instance of a complaint of sexual harassment made either by or against a member, the Chief Clerk of the House shall contract with outside legal counsel for the purpose of investigating the complaint. All complaints shall be kept confidential. The Chief Clerk shall ensure the complaint and any results of an investigation shall be referred within fourteen calendar days of receipt of the complaint to the chair and ranking vice chair of the Committee on Ethics; **except that, the fourteen-day referral requirement may be extended for good cause for a period no longer than thirty days**. Each member of the Committee on Ethics, the alleged victim, complainant(s), and the respondent shall be allowed to review the results of any investigation or report written by outside legal counsel. The Committee on Ethics may redact any of the names and identifying information of the parties mentioned in the report or provide a summary of the report. If the complaint proceeds to a preliminary hearing, an unredacted report shall be provided to the alleged victim, complainant(s), and the respondent. The Committee on Ethics Rules of Procedure and the House policy handbook shall be harmonized with the Rules of the House for the investigation of sexual harassment complaints.

(3) Unfinished business before or reported from the Committee on Ethics of a previous general assembly may be resumed during a subsequent general assembly.

Further amend said Rules by amending the intersectional references accordingly.

On motion of Representative Plocher, **HR 1** was adopted.

Representative Plocher offered **HR 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED, that the following be elected permanent officers of the House of Representatives of the One Hundred First General Assembly:

Chief Clerk	Dana Rademan Miller
Doorkeeper	Charles Hildebrand
Sergeant-at-Arms	Randy Werner
Chaplain	Reverend Monsignor Robert Kurwicki

On motion of Representative Plocher, **HR 2** was adopted.

The following officers subscribed to the oath of office, which was administered by the Honorable Rob Vescovo, Speaker of the House.

Chief Clerk	Dana Rademan Miller
Doorkeeper	Charles Hildebrand
Sergeant-at-Arms	Randy Werner
Chaplain	Reverend Monsignor Robert Kurwicki

Representative Plocher offered **HR 3**, which was read.

HOUSE RESOLUTION NO. 3

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly, First Regular Session, inform the Senate that the House is duly convened and is now in session ready for consideration of business; and

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly is hereby instructed to inform the Senate that the House of Representatives is now duly organized with the following officers, to wit:

Speaker	Rob Vescovo
Speaker Pro Tem	John Wiemann
Chief Clerk	Dana Rademan Miller
Doorkeeper	Charles Hildebrand
Sergeant-at-Arms	Randy Werner
Chaplain	Reverend Monsignor Robert Kurwicki

On motion of Representative Plocher, **HR 3** was adopted.

Representative Plocher offered **HR 4**, which was read.

HOUSE RESOLUTION NO. 4

BE IT RESOLVED, that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives and the Senate of the One Hundred First General Assembly, First Regular Session, of the State of Missouri, are now regularly organized and ready for business, and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Plocher, **HR 4** was adopted.

Representative Plocher offered **HR 5**.

HOUSE RESOLUTION NO. 5

WHEREAS, the members of the Missouri House of Representatives take great pride in recognizing those outstanding public servants who have consistently performed their official duties with the highest degree of dedication, competence, and integrity; and

WHEREAS, the Honorable John R. "Jay" Ashcroft is to be praised and commended for the conscientious and effective manner in which he has performed his duty of presiding over the deliberations of the House of Representatives prior to its temporary organization, one of the numerous responsibilities of the Secretary of State pursuant to the Constitution of the Great State of Missouri; and

WHEREAS, since taking the oath in January 2017, the Honorable Jay Ashcroft has distinguished himself through tireless commitment to his responsibilities as Secretary of State; and

WHEREAS, Secretary Ashcroft has demonstrated commitment to building confidence in elections, preventing voter fraud, restoring relationships with local election authorities, investigating securities fraud, supporting Missouri libraries and businesses, and working to attract new jobs to the State of Missouri:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred First General Assembly, join unanimously in expressing sincere appreciation and deep gratitude to the Honorable Jay Ashcroft for the proud and faithful manner in which he has served this legislative body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Jay Ashcroft as a mark of our esteem for him.

On motion of Representative Plocher, **HR 5** was adopted.

Representative Plocher offered **HR 6**.

HOUSE RESOLUTION NO. 6

WHEREAS, as the One Hundred First General Assembly of the State of Missouri convenes on Wednesday, January 6, 2021, the members of the Missouri House of Representatives proudly acknowledge services rendered to the General Assembly by distinguished public servants of this fair state; and

WHEREAS, the Honorable Mary R. Russell, Judge of the Supreme Court of Missouri, deserves countless words of praise and commendation for the selfless manner in which she has given her valuable time to administer the oath of office to members of this legislative body in accordance with Missouri law; and

WHEREAS, during the inaugural session of the House of Representatives, Judge Russell displayed the highest degree of dedication in continuing the long-established tradition of rendering a sense of both dignity and solemnity in the prestigious ceremony which marks the official beginning of each legislator's two-year term in office as an elected representative of the people of Missouri; and

WHEREAS, it is entirely fitting and proper that this legislative body should take pause to applaud the numerous laudable achievements of the Honorable Mary R. Russell during her exemplary legal career:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred First General Assembly, join unanimously in expressing our sincerest thanks and deepest appreciation to the Honorable Mary R. Russell for the devoted and faithful manner in which she has served this body and further extend our very best wishes for continued great success and even more outstanding accomplishments in executing her numerous varied duties and responsibilities serving on our State's Highest Court; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Mary R. Russell as a mark of our esteem for her.

On motion of Representative Plocher, **HR 6** was adopted.

Representative Plocher offered House Resolution No. 7.

HOUSE RESOLUTION NO. 7

RULES OF THE HOUSE OF REPRESENTATIVES 101st GENERAL ASSEMBLY

TIME OF MEETING

Rule 1. The time of meeting by the House, unless otherwise ordered, shall be 10:00 a.m.

ORDER OF BUSINESS

Rule 2. (1) *Administrative Order of Business.* The first of each day, after the House is called to order, shall be employed as follows unless otherwise ordered by the House:

- (a) ~~Prayer.~~
- ~~— (b) Pledge of Allegiance to the American Flag.~~
- ~~— (c)~~ Introduction of petitions, memorials, remonstrances, and resolutions.
- ~~[(d)]~~ (b) Introduction and first reading of House Joint Resolutions.
- ~~[(e)]~~ (c) Introduction and first reading of House Bills.
- ~~[(f)]~~ (d) First reading of Senate Joint Resolutions and Bills.
- ~~[(g)]~~ (e) Second reading of House Bills, Joint Resolutions, and Concurrent Resolutions.
- ~~[(h)]~~ (f) Second reading of Senate Bills, Joint Resolutions, and Concurrent Resolutions.
- ~~[(i)]~~ (g) Reports of regular standing committees.
- ~~[(j)]~~ (h) Reports of special standing committees.
- ~~[(k)]~~ (i) Messages from the Senate.

(2) *Regular Order of Business.* At the close of the administrative order of business, the Speaker or any member may call for the regular order of business. The administrative order of business may be dispensed with by unanimous consent of the House at any time. The regular order of business shall be employed as follows unless otherwise ordered by the House:

- (a) **Prayer.**
- (b) **Pledge of Allegiance to the American Flag.**
- (c) Reading and approval of the Journal of the previous day's session.
- ~~[(d)]~~ (d) Bills, reports, and other business on the table.
- ~~[(e)]~~ (e) House Joint Resolutions to be perfected and printed.
- ~~[(f)]~~ (f) House Bills to be perfected and printed.
- ~~[(g)]~~ (g) Third reading of House Joint Resolutions and Concurrent Resolutions.
- ~~[(h)]~~ (h) Third reading of House Bills.
- ~~[(i)]~~ (i) Messages from the Senate.
- ~~[(j)]~~ (j) Third reading of Senate Joint Resolutions and Concurrent Resolutions.
- ~~[(k)]~~ (k) Third reading of Senate Bills.
- ~~[(l)]~~ (l) Adoption of petitions, memorials, remonstrances, and resolutions.
- ~~[(m)]~~ (m) Reports of subcommittees.
- ~~[(n)]~~ (n) Such other orders of business as deemed necessary pursuant to law.

HEADINGS ON HOUSE CALENDAR

Rule 3. The House may keep calendars for organizational purposes and to facilitate the consideration of legislation. Calendars may be created as deemed necessary by the Speaker.

FIRST AND SECOND READING OF BILLS

Rule 4. A bill shall be read the first time by journal entry of the title of the bill on the legislative day of its filing. It shall be second read on the following legislative day by journal entry of the title of the bill. The reading of a bill by its title shall be deemed sufficient reading unless the further reading be called for. If the further reading be called for and no objection made, the bill shall be read at length; if, however, objection be made, the question shall be determined by the majority of the members present.

ORDERS OF THE DAY

Rule 5. Upon recess or adjournment, the Majority Floor Leader shall advise the entire membership of the business anticipated to be conducted during the remainder of the legislative day and during the next legislative day.

ELECTION OF OFFICERS GENERALLY

Election; Oath; Compensation

Rule 6. The House shall elect the following officers at the commencement of the first regular session of each general assembly: its presiding officer, who shall be called Speaker of the House, a Speaker Pro Tem, a Chief Clerk, a Sergeant-at-Arms, a Doorkeeper, and a Chaplain, who shall hold office during all sessions until the convening of the succeeding General Assembly, unless sooner removed by a vote of the majority of the members. Each shall receive such compensation as may be provided for by law. Each shall take an oath to support the Constitution of the United States and of this State and to faithfully demean himself or herself in office and to keep the secrets of the House. Such oath shall be administered to the Speaker and Speaker Pro Tem by a Judge of the Supreme Court, Court of Appeals, or a Circuit Court and by the Speaker to the other officers. All other officers of the House shall be appointed by, and serve at the pleasure of, the Speaker and receive such compensation as provided by law.

SPEAKER

Speaker to Call Members to Order

Rule 7. The Speaker shall take the chair at the hour to which the House has been adjourned and immediately call the members to order and, on the appearance of a quorum, shall cause the Journal of the preceding day to be read unless otherwise ordered by the House, which may then be corrected by the House.

Parliamentary Rulings; Referral to Parliamentary Committee

Rule 8. Parliamentary rulings may be made only by the Speaker or the Speaker Pro Tem. At his or her option or at the request from a member of the Parliamentary Committee, he or she may refer points of order to the Parliamentary Committee for an advisory opinion. In the absence of the Speaker or the Speaker Pro Tem, rulings shall be made by a parliamentary committee. The Committee on Parliamentary Procedure shall be composed of the Speaker, the Majority Floor Leader, and the Minority Floor Leader or their **member** designees. No member who is temporarily in the chair may rule on points of order, except the Speaker or Speaker Pro Tem, until and unless the Parliamentary Committee has been called and ruled. It shall be the duty of the temporary Speaker to call such Parliamentary Committee at the time the point of order is raised and before any discussion on such point of order takes place. It shall be at the Speaker's discretion whether members may speak on points of order. The Speaker or the Speaker Pro Tem may take points of order under advisement; provided that, he or she rules on the point of order before any other motion to amend is entertained.

Speaker May Speak on Points of Order

Rule 9. The Speaker may speak on points of order in preference to any other member, arising from his or her seat for that purpose, and shall decide questions of order, subject to an appeal to the House~~], upon which appeal no~~

~~member shall speak more than once, except by leave of the House].~~ No member shall inquire of another member nor debate with other members on points of order but shall address his or her remarks only to the chair.

Appeal from a Ruling of the Chair

Rule 10. Should there be an appeal from any ruling of the chair, the question, "Shall the chair be sustained?" shall be immediately put and determined before the House proceeds to other business.

Speaker Has General Supervision of Hall

Rule 11. The Speaker shall have general direction and supervision of the House and shall preserve decorum and order in the Hall.

Supervision of House Employees

Rule 12. The Speaker shall have general supervision and control over all employees of the House. The Speaker may hire special counsel to assist committees in extraordinary circumstances. The Speaker may make a temporary appointment to fill a vacancy in the office of the Chief Clerk until such time as the House adopts a resolution to fill the vacancy on a permanent basis.

Speaker May Substitute Member to Perform Duties

Rule 13. The Speaker may substitute any member to perform the duties of the chair in ~~[the absence]~~ **lieu** of the Speaker Pro Tem.

Speaker Shall Sign Bills

Rule 14. The Speaker shall sign all bills, and perform all other duties in relation thereto, as required by the Constitution. He or she shall also sign all joint resolutions and addresses; and all writs, warrants, and subpoenas issued by order of the House shall be under his or her hand, attested by the Chief Clerk.

Speaker May Clear Hall

Rule 15. In case of disturbance or disorderly conduct in the lobbies or galleries, the Speaker, temporary Speaker, or Chair of the Committee of the Whole House shall have power to order the same cleared. He or she shall not, however, have the power to remove members from the floor of the House, except by a majority vote of those present.

Manner of Putting Questions

Rule 16. The Speaker shall rise to state and put questions. Questions shall be in the following form: "All those in favor (if by electronic roll call) vote 'Aye'. All those opposed (if by electronic roll call) vote 'No'". If by voice vote say "Aye" or "No". If the Speaker doubts on a voice vote, voting shall be ordered by electronic device. The Speaker may require a recorded vote on any motion.

OTHER OFFICERS

Speaker Pro Tem

Rule 17. The Speaker Pro Tem shall perform the duties of Speaker during the sickness or absence of the Speaker, except while some member is discharging such duties as a substitute under Rule 13.

Chief Clerk

Rule 18. It shall be the duty of the Chief Clerk to serve also as Chief Administrator of the House and to attend the House during its sittings. The Chief Clerk, under the direction of the Speaker, shall prepare and keep the House

Journal and seasonably record the proceedings of the House; keep regular files of House papers; attest all writs, warrants, and subpoenas issued by order of the House; keep an account of all fines imposed by the House; maintain a record of the members' attendance; keep an account of the traveling and expense allowances of all the members; transmit to the Senate messages, communications, copies, and documents of the House; keep a docket of proceedings on all bills, resolutions, and acts; and execute the commands of the House from time to time. The Assistant Chief Clerk shall perform the duties of the Chief Clerk in his or her **sickness or** absence ~~[or disability]~~, or upon the Chief Clerk's resignation.

Sergeant-at-Arms; Doorkeeper; Chaplain

Rule 19. (1) *Sergeant-at-arms*. It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings; to execute the commands of the House from time to time, together with such process issued by authority thereof as shall be directed to him or her by the Speaker; **and to oversee the security of the areas within the capitol under the control of the House of Representatives**. He or she shall preserve order **during committee hearings and** in the galleries and lobby and ~~[keep the entry to the aisle cleared]~~ **control entry into the Hall and onto the floor** during the session of the House. **The sergeant-at-arms shall have all powers granted to law enforcement officers in this state to apprehend and arrest persons for violations of Article III, Section 18 of the Constitution of Missouri, and may carry firearms when necessary for the proper discharge of his or her duties. The sergeant-at-arms may employ additional staff to assist him or her in the performance of his or her duties. The sergeant-at-arms and any such additional employees shall maintain a valid peace officer license for the duration of their employment.**

(2) *Doorkeeper*. It shall be the duty of the Doorkeeper, subject to the orders of the Speaker, to attend the sittings of the House. The Doorkeeper shall allow no person to come or remain within the Hall or galleries except as are admitted by the rules or orders of the House. He or she shall execute the commands of the Speaker in relation to his or her duties and shall obey such other orders as may be made by the House.

(3) *Chaplain*. It shall be the duty of the Chaplain, or a member, former member, or employee of the House, as designated by the Speaker, to attend at the commencement of each day's sitting of the House, to open the sessions thereof with a prayer, visit any member who may be sick, and to preach in the Hall of the House of Representatives whenever requested by a vote of the House.

Employees

Rule 20. The House may employ, and the Speaker appoint, such employees as are necessary to perform the duties of the House. No person shall be initially hired by the House who is related to any member of the House within the fourth degree, by consanguinity or by affinity.

COMMITTEES

By Whom Appointed; Composition of Membership

Rule 21. (1) All regular standing, select, conference, interim, and statutory committees shall be appointed by the Speaker who, when appointing a committee, shall designate a member thereof as chair, designate another member as vice chair, and designate the total number of members to serve on each committee, except the minority members of each regular standing committee shall be appointed by the Minority Floor Leader. The vice chair or a designee of the chair shall preside at all committee meetings in the absence of the chair.

(2) The Speaker of the House, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Majority Whip, the Minority Floor Leader, the Assistant Minority Floor Leader, and the Minority Whip shall be ex-officio members of all committees of the House, the chair **and the vice chair** of the Committee on Budget and one member of the committee designated by the Minority Floor Leader shall be ex-officio members of all subcommittees of the Committee on Budget, and the chair of each regular and special standing committee shall be an ex-officio member of each subcommittee of such regular or special standing committee for the purpose of a quorum and inquiry but shall have no vote unless they are duly appointed members of the committee.

(3) The membership of all regular standing committees and all other committees and commissions, unless otherwise provided by the act or resolution creating them, shall be composed as nearly as may be, of majority and

minority party members in the same proportion as the number of majority and minority party members in the House bears to the total membership of the House, except for the Ethics Committee. The Ethics Committee shall consist of an equal number of members from the majority and minority party.

(4) The Speaker may appoint such special standing committees as he or she deems necessary. Any special standing committee shall have the authority and duties of a regular standing committee if so designated by the Speaker. The Minority Floor Leader may make recommendations to the Speaker regarding minority membership of special standing committees. The Speaker may dissolve or discharge the members of any conference, interim, or special standing committee at any time and reappoint the members thereof.

Time of Sitting

Rule 22. No committee shall meet except during those times so designated by the Speaker. No committee shall sit during the session of the House without leave of the House, except for during the administrative order of business.

The Regular Standing Committees Enumerated

Rule 23. The regular standing committees of the House shall be as follows:

- (1) Administration and Accounts.
- (2) Agriculture Policy.
- (3) Budget.
- (4) Children and Families.
- (5) Consent and House Procedure.
- (6) Conservation and Natural Resources.
- (7) Corrections and Public Institutions.
- (8) Crime Prevention ~~and Public Safety~~.
- (9) Downsizing State Government.
- (10) Economic Development.
- (11) Elections and Elected Officials.
- (12) Elementary and Secondary Education.
- (13) **Emerging Issues.**
- (14) Ethics.**
- ~~[(14)]~~ **(15) Financial Institutions.**
- ~~[(15)]~~ **(16) Fiscal Review.**
- ~~[(16)]~~ **(17) General Laws.**
- ~~[(17)]~~ **(18) Health and Mental Health Policy.**
- ~~[(18)]~~ **(19) Higher Education.**
- ~~[(19)]~~ **(20) Insurance ~~Policy~~.**
- ~~[(20)]~~ **(21) Judiciary.**
- (22) Legislative Review.**
- ~~[(21)]~~ **(23) Local Government.**
- ~~[(22)]~~ **(24) Pensions.**
- ~~[(23)]~~ **(25) Professional Registration and Licensing.**
- (26) Public Safety.**
- ~~[(24)]~~ **(27) Rules - Administrative Oversight.**
- ~~[(25)]~~ **(28) Rules - Legislative Oversight.**
- (29) Rural Community Development.**
- ~~[(26)]~~ **(30) Transportation.**
- ~~[(27)]~~ **(31) Utilities.**
- ~~[(28)]~~ **(32) Veterans.**
- ~~[(29)]~~ **(33) Ways and Means.**
- ~~[(30)]~~ **(34) Workforce Development.**

Duties of the Regular Standing Committees

Rule 24. (1) *Duties Generally.* Regular standing committees shall have the authority to consider bills and resolutions that have been referred to them and:

(a) Report the bill or resolution "Do Pass", "Without Recommendation", or "Do Pass - Consent" to the Speaker.

(b) Report the bill or resolution "Do Pass with recommended committee amendment" to the Speaker.

(c) Report the bill or resolution as a "House Committee Substitute - Do Pass" or "House Committee Substitute - Without Recommendation" to the Speaker.

(2) *Administration and Accounts.*

(a) *Duties generally.* The Committee on Administration and Accounts shall superintend and have sole and complete control of all financial obligations and business affairs of the House except those employees appointed by or assigned to the Speaker, or assigned to the Budget Committee Chair, the Speaker Pro Tem, the Majority Floor Leader, the Minority Floor Leader, and the Officers of the House. The committee shall provide for the receiving and receipt of all supplies, equipment, and furnishings purchased from the account of the House and shall further provide for the use and distribution thereof.

(b) *Funds for operation of member's individual offices.* The committee shall also prescribe rules governing the expenditure of funds allotted to individual members for the operation of their offices. Such rules shall be applied equally to, and shall require the equal treatment of, all members with regard to the expenditure of such funds. Subject to such rules, each member shall have discretion to expend such funds, for the use of his or her office, without the approval of the committee.

(c) *Allotment of offices, chamber seats, and parking spaces.* Each member shall be allotted his or her own office, chamber seat, and parking assignment. The committee shall assign all offices, chamber seats, and parking spaces under its control and reserved for members. The committee may make assignments to the party caucuses for those caucuses to assign to their respective members. The House officers, the floor leaders and assistant floor leaders of each party, the Budget Committee Chair, and the chair and ranking minority member of the Administration and Accounts Committee, without respect to the seniority of those members, shall have priority with respect to such assignments within their respective caucuses.

(d) *Duties of the Chief Clerk in Respect to Committee.* The Chief Clerk of the House may be authorized to act for the committee, but only in the manner and to the extent as may have been previously authorized by the committee. Such authorization shall be entered in the minutes of the committee. The Chief Clerk shall maintain financial records for the House in accordance with generally accepted accounting principles. The Chief Clerk of the House shall keep a detailed accounting of all transactions and shall furnish each member of the committee and the Speaker with a copy of such account on a quarterly basis.

(e) *Recognition of Caucuses.* The committee may approve and prescribe for the recognition of caucuses. Any group of five or more House members may seek designation as a caucus for the purpose of identifying and collaborating on issues within a common sphere of public interest. **The committee shall post the names of all recognized caucuses on the House website.**

(3) *The Committee on Agriculture Policy.* The Committee on Agriculture Policy may consider and report upon bills and matters referred to it relating to the protection, promotion, and encouragement of agriculture in this state.

(4) *The Committee on Budget.*

(a) The Chair of the Committee on Budget shall have the sole responsibility of filing all appropriations bills. The Committee on Budget shall have the responsibility for any other bills, measures, or questions referred to it pertaining to the appropriation and disbursement of public moneys.

(b) *Other duties.* The committee may consider and report upon any bill or resolution referred to it which, in the opinion of the Speaker, merits special consideration. The committee may also consider and report upon bills and matters referred to it relating to the reorganization, consolidation, and abolition of boards, bureaus, commissions, and other offices and buildings of the state, including the Division of Facilities Management, Design and Construction, the capitol grounds, and the state and legislative libraries. The committee is empowered to study and investigate the efficiency and economy of all branches of government, including the possible existence of fraud, misfeasance, malfeasance, collusion, mismanagement, incompetence, corruption, waste, conflicts of interest, and the improper expenditure of government funds in transactions, contracts, and activities of the government or government officials and employees. The committee is authorized to hold hearings, sit, and act at any time or place within the state of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement. If the committee, after hearing and upon findings incorporated in a report, deems that a particular activity, bureau, agency, committee, commission, department, or any other entity of state government should be discontinued, it shall report such finding to the House for further action by the House.

(c) The Committee on Budget shall have the following subcommittees:

a. *The Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development.*

b. *The Subcommittee on Appropriations - Education.*

c. *The Subcommittee on Appropriations - General Administration.*

d. *The Subcommittee on Appropriations - Health, Mental Health, and Social Services.*

e. *The Subcommittee on Appropriations - Public Safety, Corrections, Transportation, and Revenue.*

f. Other subcommittees designated by the Chair of the Committee on Budget, **with the advice and consent of the Speaker.**

(d) The Committee on Budget may place a limitation on the time of floor debate for appropriations bills. If a time limitation is imposed, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees.

(5) *The Committee on Consent and House Procedure.*

(a) The Committee on Consent and House Procedure may consider and report upon bills and matters referred to it which, in the opinion of the Speaker, merit special consideration.

(b) If a bill is automatically referred to the Committee on Consent and House Procedure with a recommendation that it "Do Pass - Consent", the committee shall review the bill for the purpose of determining whether it should have consent status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate consent calendar. If the committee declines to place the bill on the appropriate consent calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without consent status.

(c) The Committee on Consent and House Procedure may perform all duties relating to the issuance of courtesy resolutions. A courtesy resolution is a noncontroversial resolution in the nature of congratulations on the birth of a child, celebration of a wedding anniversary, congratulations on an outstanding citizen achievement, or a similar event which is in the practice and procedure of the House to consider as a courtesy resolution and shall require action by the House as provided for by the House Rules. The Chief Clerk, under the direction of the committee, shall maintain a list of all courtesy resolutions issued under this rule for inspection. Any resolution that is not a courtesy resolution shall require action by the House as provided for by the House Rules.

(d) The Committee on Consent and House Procedure shall formulate and present for consideration the rules of the House and shall consider and report upon all propositions to amend or change the rules, which propositions shall stand referred without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure.

(e) The Chief Clerk, under the direction of the committee, shall supervise the printing of all bills ordered perfected and printed, assuring that procedures are followed in which all amendments to every such bill are incorporated therein before the bill is printed and that the printed copies of the bill on the designated desks of the members are true and accurate copies of the bill as ordered perfected and printed. The committee shall also supervise the printing of all bills which are truly agreed to and finally passed, assuring that procedures are followed in which every bill is a true copy of the bill as passed with clerical errors corrected.

(6) *The Committee on Children and Families.* The Committee on Children and Families may consider and report upon bills and matters referred to it relating to the Department of Social Services, the Department of Health and Senior Services, and other matters relating to the fostering and promotion of children, families, and persons with disabilities in this state.

(7) *The Committee on Conservation and Natural Resources.* The Committee on Conservation and Natural Resources may consider and report upon bills and matters referred to it relating to the functions and operations of the Department of Conservation and the Department of Natural Resources and all powers thereto conferred upon by the Missouri constitution and statutes.

(8) *The Committee on Corrections and Public Institutions.* The Committee on Corrections and Public Institutions may consider and report upon bills and matters referred to it relating to adult and juvenile penal and correctional problems, the administration of correctional institutions, and the state penitentiary.

(9) *The Committee on Crime Prevention [and Public Safety].* The Committee on Crime Prevention [and Public Safety] may consider and report upon bills and matters referred to it relating to criminal laws, law enforcement, and public safety matters].

(10) *The Committee on Downsizing State Government.* The Committee on Downsizing State Government may consider and report upon bills and matters referred to it relating to reducing the size of state government and its programs.

(11) *The Committee on Economic Development.* The Committee on Economic Development may consider and report upon bills and matters referred to it relating to commerce, industrial growth, expansion, and development.

(12) *The Committee on Elections and Elected Officials.* The Committee on Elections and Elected Officials may consider and report upon bills and matters referred to it relating to elections and election contests involving members of the House and on the qualifications and terms of elected officials.

(13) *The Committee on Elementary and Secondary Education.* The Committee on Elementary and Secondary Education may consider and report upon bills and matters referred to it relating to elementary and secondary education and life-long learning in this state, including teachers, financing, property, indebtedness, and curriculum.

(14) *The Committee on Emerging Issues.* **The Committee on Emerging Issues may consider and report upon bills and matters referred to it relating to general or miscellaneous issues as determined by the Speaker.**

(15) *The Committee on Ethics.* The Committee on Ethics may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

~~[(45)]~~ (16) *The Committee on Financial Institutions.* The Committee on Financial Institutions may consider and report upon bills and matters referred to it relating to banks, banking, savings and loans, credit unions, and other financial institutions.

~~[(46)]~~ (17) *The Committee on Fiscal Review.*

(a) The Committee on Fiscal Review shall consider any bill which requires net additional expenditures of state money in excess of ~~[\$100,000]~~ **\$250,000** or which reduces net state revenue by more than ~~[\$100,000]~~ **\$250,000** in any of the three fiscal years immediately following the effective date or at full implementation of the bill. The following bills, excluding appropriations bills, shall be automatically referred to the Committee on Fiscal Review:

a. Any House bill after perfection and before third reading that requires net additional expenditures of state moneys in excess of ~~[\$100,000]~~ **\$250,000** or that reduces net state revenue by more than ~~[\$100,000]~~ **\$250,000** in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

b. Any House bill returned with Senate amendments before its consideration.

c. Any Senate bill upon placement on the third reading calendar that requires net additional expenditures of state moneys in excess of ~~[\$100,000]~~ **\$250,000** or that reduces net state revenue by more than ~~[\$100,000]~~ **\$250,000** in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

d. Conference committee reports for all House bills and Senate bills upon submission and distribution.

~~[e. Any House or Senate bill that has been amended on the floor to contain an emergency clause, for the purpose of considering whether an emergency clause is appropriate.]~~

(b) Any Senate or House bill amended so as to increase net expenditures or reduce net revenues shall, upon timely motion adopted by the members, be referred to the Committee on Fiscal Review.

(c) The primary sponsor or, in the case of a Senate bill, the floor handler of a bill referred to the Committee on Fiscal Review shall be entitled to a hearing on the bill but such hearing shall be limited to the reception of testimony by the primary sponsor or floor handler, as the case may be, in person and none other, without leave of the committee chair.

(d) For the purposes of this rule, "net" is defined as the sum of revenues and expenditures, after reductions and increases brought about by a bill have been calculated.

(e) The Committee on Fiscal Review may, with the consent of the House sponsor or floor handler, amend an effective date, emergency clause, or sunset provision onto any bill referred to the Committee prior to its third reading.

(f) If the chair of the Committee on Fiscal Review or any member with approval by a majority vote of the standing committee requests clarifying questions or supplemental information from the director of the oversight division of the Committee on Legislative Research, such clarifications may be given to the Committee or to the member in the form of an appendix to the fiscal note.

~~[(47)]~~ (18) *The Committee on General Laws.* The Committee on General Laws may consider matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

~~[(48)]~~ (19) *The Committee on Health and Mental Health Policy.* The Committee on Health and Mental Health Policy may consider and report upon bills and matters referred to it relating to the health care of the citizens

of the State, including mental health, the Department of Health and Senior Services, and the Department of Mental Health. The committee may also consider and report on bills and matters referred to it relating to Medicaid and related matters.

~~[(19)]~~ **(20) *The Committee on Higher Education.*** The Committee on Higher Education may consider and report upon bills and matters referred to it related to higher education, including matters relating to financing, facilities, staff, curriculum, and related matters.

~~[(20)]~~ **(21) *The Committee on Insurance [Policy].*** The Committee on Insurance ~~[Policy]~~ may consider and report upon bills and matters referred to it relating to insurance, insurance companies, and the Department of Insurance, Financial Institutions and Professional Registration.

~~[(21)]~~ **(22) *The Committee on Judiciary.*** The Committee on Judiciary may consider and report upon bills and matters referred to it relating to the judicial branch of the state and the practices and procedures of the courts of this state, on matters pertaining to civil and administrative laws and procedures, and on matters relating to the ethics of public officials.

(23) *The Committee on Legislative Review.* The Committee on Legislative Review may consider and report upon bills referred to it. The committee shall review bills in its possession to determine whether proposed amendments or substitutes are appropriate and whether bills are technically correct. House bills and resolutions and Senate bills and resolutions may, on amendable calendars, be committed by motion to the Committee on Legislative Review after the bill has lain upon the calendar for one legislative day. Bills may be committed before or after amendment, but not after third reading. The committee may then make a recommendation to the House in the form of a house substitute.

~~[(22)]~~ **(24) *The Committee on Local Government.*** The Committee on Local Government may consider and report upon bills and matters referred to it relating to counties, cities, towns, villages, other political subdivisions of the state, and local government generally.

~~[(23)]~~ **(25) *The Committee on Pensions.*** The Committee on Pensions may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies conferred upon any agency or governmental unit pursuant to the Missouri constitution and statutes of publicly financed or publicly supported pension systems.

~~[(24)]~~ **(26) *The Committee on Professional Registration and Licensing.*** The Committee on Professional Registration and Licensing may consider and report upon bills and matters referred to it relating to the licensing of professionals in this state.

(27) *The Committee on Public Safety.* The Committee on Public Safety may consider and report upon bills and matters referred to it relating to law enforcement and public safety matters.

~~[(25)]~~ **(28) *The Committees on Rules.***

(a) There shall be a Committee on Rules - Administrative Oversight and a Committee on Rules - Legislative Oversight. Each Committee on Rules shall have the same duties and shall consider and report upon all matters referred to it by any of its regular standing committees. The Speaker may assign special standing committees to either Committee on Rules.

(b) The Committee on Rules - Administrative Oversight shall have the following regular standing committees report to it: Committee on Agriculture Policy; ~~Committee on Children and Families; Committee on Conservation and Natural Resources; Committee on Corrections and Public Institutions; Committee on Elementary and Secondary Education; Committee on Insurance Policy;~~ **Committee on Crime Prevention; Committee on Downsizing State Government; Committee on Elections and Elected Officials; Committee on Emerging Issues; Committee on Financial Institutions; Committee on Health and Mental Health Policy; Committee on Higher Education;** Committee on Judiciary; **Committee on Local Government;** Committee on Pensions; ~~Committee on Professional Registration and Licensing; Committee on Transportation; and Committee on Veterans~~ **Committee on Utilities; and Committee on Ways and Means.**

(c) The Committee on Rules - Legislative Oversight shall have the following regular standing committees report to it: Committee on Budget; ~~Committee on Crime Prevention and Public Safety; Committee on Downsizing State Government;~~ **Committee on Children and Families; Committee on Conservation and Natural Resources; Committee on Corrections and Public Institutions;** Committee on Economic Development; ~~Committee on Elections and Elected Officials; Committee on Financial Institutions;~~ **Committee on Elementary and Secondary Education;** Committee on General Laws; ~~Committee on Health and Mental Health Policy; Committee on Higher Education; Committee on Local Government; Committee on Utilities; Committee on Ways and Means; and~~ **Committee on Insurance; Committee on Professional Registration and Licensing; Committee on Public Safety; Committee on Rural Community Development; Committee on Transportation; Committee on Veterans; and Committee on Workforce Development.**

(d) *Duties generally.*

a. If a committee reports a bill, except an appropriations bill, with a recommendation that it "Do Pass" or "Without Recommendation", the bill shall stand automatically referred to its Committee on Rules. The committee is hereby authorized to:

(i) Report the bill "Do Pass" to the House without a limitation on time of debate on the bill or amendments.

(ii) Report the bill "Do Pass" to the House with a limitation on the time of debate.

(iii) Send the bill back to the originating committee in the form as originally referred by the Speaker. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote by which the committee voted the bill "Do Pass".

b. If a bill is automatically referred to a Committee on Rules with a recommendation that it "Do Pass - Federal Mandate", the committee shall review the bill for the purpose of determining whether it should have federal mandate status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate federal mandate calendar. If the committee declines to place the bill on the appropriate federal mandate calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without federal mandate status. The authority of the committee with respect to limiting debate shall apply to bills reported by it as "Do Pass - Federal Mandate".

c. If a Committee on Rules shall place a limitation on the time of floor debate on a bill or on amendments, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees. The floor handler shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side and no member from that side is seeking recognition, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time. Nothing in this rule shall entitle any member to speak longer than the House Rules otherwise allow.

d. In reviewing bills automatically referred to it from another committee, a Committee on Rules may, but is not required to, take such testimony as it deems appropriate to make its decisions. The committee shall not amend any bill that was not initially referred to a Committee on Rules.

e. If a committee has reported a bill "Do Pass" with committee amendments, a Committee on Rules shall take such action as it deems proper on the entire package of the bill with committee amendments as though the committee amendments were already incorporated into the bill.

f. If a Committee on Rules is the original committee to which a bill is referred, when the committee reports such bill as "Do Pass" or "Without Recommendation", such bill shall not be subject to the automatic referral referenced in Rule 24[(25)] (28)(d)a. above. Instead, in reporting such bill, the committee may take any action on such bill that is permissible under the authority given to regular standing committees under Rule 24(1) above.

(29) *The Committee on Rural Community Development.* The Committee on Rural Community Development may consider and report upon bills and matters referred to it relating to rural community development.

[(26)] (30) *The Committee on Transportation.* The Committee on Transportation may consider and report upon bills and matters referred to it relating to the Department of Transportation, all means of transportation, including roads, highways, bridges, ferries, airports, railroads, and other means of transportation. The committee may also consider and report upon bills and matters referred to it relating to motor vehicles and traffic regulations.

[(27)] (31) *The Committee on Utilities.* The Committee on Utilities may consider and report upon bills and matters referred to it relating to the development, use, and regulation of utilities, communications, and technology and the development, use, and conservation of energy and other energy-related concerns, environmental impact, pollution, and public health and safety as it relates to the issue of energy.

[(28)] (32) *The Committee on Veterans.* The Committee on Veterans may consider and report upon bills and matters referred to it relating to terrorism and security against terrorism, veterans affairs, the promotion and strengthening of states' rights, and military and naval affairs of the State.

[(29)] (33) *The Committee on Ways and Means.* The Committee on Ways and Means may consider and report upon bills and matters referred to it relating to the taxes of the state, tax credits, revenue and public debt of the state, and the interest thereon, and the administration of taxation and revenue laws. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to existing sources of revenue and such new sources of revenue, if any, that in the judgment of the committee should be considered by the House. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to eliminating any existing sources of revenue, if any, that in the judgment of the committee should be considered by the House.

~~[(30)] (34)~~ *The Committee on Workforce Development.* The Committee on Workforce Development may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies regarding the attraction, training, retention, and safety of the workforce.

Subcommittees

Rule 25. (1) *Establishment and Membership.* The Speaker, or the chair of any regular or special standing committee with the advice and consent of the Speaker, may establish a subcommittee of a regular or special standing committee. A subcommittee shall consist of no more than one-half of the number of members of its regular or special standing committee. Members of the subcommittee shall be appointed by the chair of the regular or special standing committee with the advice and consent of the Speaker, except the minority members of the subcommittee shall be appointed by the ranking minority member of the regular or special standing committee with the advice and consent of the Minority Floor Leader. The membership of all subcommittees shall be composed, as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total membership of the House. When establishing a subcommittee, the Speaker or chair of the regular or special standing committee shall designate a member of the subcommittee as chair and may designate another member as vice chair.

(2) *Duties.* Subcommittees shall consider all issues or matters referred to them by their respective regular or special standing committee and shall report upon such issues or matters to their respective regular or special standing committee. No bill or substitute shall be taken up for consideration by any subcommittee. Subcommittees, except for appropriations subcommittees, shall be authorized to hold hearings, sit, and act only during the hearing times allocated for their respective regular or special standing committees, unless otherwise granted by the Speaker. Subcommittees shall be authorized to administer oaths and take testimony, either orally or by sworn written statement.

(3) *Reports.* Subcommittees may report to the House upon issues or matters referred to them. The Majority Floor Leader may call for reports from subcommittees at any time during the administrative order of business or during the regular order of business. A quorum of the House need not be present to receive a report from a subcommittee. Reports from subcommittees shall not be amended, no vote shall be taken, and no other motion shall be in order during receipt of a subcommittee report. After receipt of a report from a subcommittee, debate and inquiry shall be allowed, but no member shall be allowed to speak or inquire for more than five minutes, except by leave of the Speaker.

Duties of Committee Chair; Committee Organization

Rule 26. (1) *Duty to preside.* It is the duty of the chair to preside at all sessions of the committee. In the absence of the chair, the vice chair of the committee or a designee of the chair shall preside.

(2) *Duty to maintain minute book.* The chair shall see that a minute book is kept for his or her committee. The minute book shall contain the attendance and voting records of the committee members, a brief statement of the business that comes before the committee, the names **and signed witness forms** of the persons and witnesses appearing before the committee and what side of a proposition they appeared on behalf of at the committee hearing, or if the appearance was informational in nature and neither for or against the proposition. The Chief Clerk shall be the repository of the minute book after each session of the general assembly and shall submit the same to the Secretary of State prior to the next regular session.

(3) *Duty to preserve order.* The chair~~[-while the committee is in session,]~~ shall preserve order and decorum in and adjacent to the committee room and shall conduct all hearings in accordance with the Rules of the House including the provisions that relate to decorum, debate, and dress code. The chair may punish breaches of order and decorum by censure and exclusion from the hearings.

(4) *Bills, reports, and other documents.* The chair shall have custody of all bills, papers, and other documents referred to the committee and shall make reports authorized by the committee and submit the same to the House without delay.

(5) *When a bill fails.* Whenever a motion that a bill "Do Pass" shall fail, or if there be an even division on the question, the chair shall report such bill back to the House "Do Not Pass" unless such bill is otherwise disposed of by another motion.

(6) When a motion has been decided by a committee, any member voting on the prevailing side may move to reconsider the vote provided that:

(a) The chair still has possession of the bill; and

(b) The motion to reconsider is made on the same day on which the motion was decided or within the next three occurrences in which the committee convenes with a quorum present at a properly scheduled meeting at which the original motion would be in order.

A majority of the members appointed to the committee is required to sustain any motion to reconsider. The motion to reconsider shall be a recorded vote.

Committee Hearings

Rule 27. (1) All bills afforded a committee hearing shall be considered by giving the sponsor or handler, the proponents, the opponents, and those testifying for informational purposes a reasonable opportunity to be heard. Persons addressing the committee shall keep their remarks to the point and avoid repetition and are subject to call to order by the chair for failure to do so. In the discretion of the committee chair, the length of time allowed one speaker or questioner may be limited.

(2) **A committee may allow for remote public testimony via telephone or video conferencing with the approval of the committee at least one committee hearing in advance. If a committee is to consider remote testimony for specific legislation, that information shall be included on the committee notice so that individuals who desire to testify remotely may request to do so. A request to testify remotely must be received or made by the chair or ranking member of the committee by the time of the committee hearing to consider allowing remote testimony. In order to allow remote testimony, the committee shall approve a remote testimony schedule, which shall include the length of time allowed for such testimony; any division of such time among proponents, opponents, and those who wish to testify for information purposes; and a list of those approved to testify. Only individuals who receive approval to testify remotely from the committee and who submit a completed, signed witness form shall be allowed to do so.**

(3) **Written testimony may be submitted online through the House website.**

Quorum

Rule 28. A majority of all committees of thirty or less, and fifteen members of all committees consisting of more than thirty members, shall constitute a quorum for the transaction of business. **A committee may meet with less than a quorum to hear testimony.**

Meetings - How Announced

Rule 29. (1) Announcement of all meetings of committees shall include a statement of all matters to be considered at the meeting, shall include the bill or resolution numbers to be considered and shall be entered in the Journal prior to the day on which the meeting is to take place. Such journal entry shall reflect the date, time, and location of the meeting.

(2) The chair of each committee shall give written notice of the time, date, place, and agenda of the meetings, including executive sessions, of his or her committee and each committee having matters pending before it shall hold a meeting at such time, date, and place unless excused by the Speaker. Notice shall be given at least one legislative day in advance of the committee meeting. Notice may be reduced to twenty-four hours by unanimous consent of all members of the committee, whether in attendance or not. Notice shall never be less than twenty-four hours. All notices shall include posting of the notice ~~[on the bulletin board]~~ outside the Speaker's office.

(3) No bill or resolution shall be considered in an executive session by the committee of initial referral unless the committee meeting notice required under subdivision (2) of this rule lists the bill or resolution for executive session, except when excused from such notice requirement by leave of the Speaker, and unless a public hearing has been held on the bill or resolution.

(4) Committees shall comply with the requirements of the statutes pertaining to open meetings.

Committee Substitutes

Rule 30. No bill or substitute may be ~~[taken up for consideration by a committee]~~ **offered in the committee of initial referral** unless such bill or substitute shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Electronic distribution shall be an

acceptable form of distribution. This rule may be waived by unanimous consent of all members of the committee, whether in attendance or not. Failure to take the bill up for consideration at the designated time requires that one legislative day and twenty-four hours' notice be given again before it is taken up for consideration.

House Committee Bills

Rule 31. (1) Any regular or special standing committee shall have the authority to introduce upon report a House Committee Bill. The chair of the committee or his or her designee shall be the handler of the bill. No committee shall introduce upon report any House Committee Bill after April 1. The number of House Committee Bills allowed to be introduced by a regular or special standing committee shall be limited by the Speaker. The total number of House Committee Bills allowed to be introduced by all regular and special standing committees shall not exceed three times the number of regular standing committees.

(2) No House Committee Bill shall be taken up for consideration by a committee unless a draft of such bill shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Such drafts shall be made available online immediately upon distribution. Electronic distribution shall be an acceptable form of distribution.

(3) The chair of the committee or his or her designee, the proponents, opponents, or persons testifying for informational purposes may be called to testify during the hearing to draft the House Committee Bill; any input or testimony provided shall be based on the subject matter contained in the draft that was distributed in advance as provided in subdivision (2) of this rule.

(4) Upon motion, the committee is authorized to report that the draft House Committee Bill be introduced. After being read a first and second time, the House Committee Bill shall stand automatically referred to its Committee on Rules.

(5) The Committee on Rules is hereby authorized to report the bill "Do Pass" to the House or send the bill back to the originating committee ~~[in its original form]~~. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote. In reviewing bills automatically referred to it from another committee, a Committee on Rules may conduct a hearing and take such testimony as it deems appropriate to make its decisions. Upon the written request of any five members of the House, a Committee on Rules shall conduct a hearing on any House Committee Bill in its possession. The Committee on Rules shall not amend any House Committee Bill.

Other Duties

Rule 32. Each committee, in addition to the duties above prescribed, shall perform such other duties as may be required by the House. If it shall become necessary to compel the presence of any person before a committee, the production of records or documents, or to receive sworn testimony before a committee, a subpoena may be issued under the hand of the Speaker as provided by law ~~[and an oath or affirmation may be administered by the chair of the committee as provided by law]~~. **The chair of the committee shall be authorized to administer oaths and take testimony, either orally or by sworn written statement. Any person who knowingly testifies falsely upon such oath or affirmation may face criminal penalties for perjury or other offenses as provided by law.**

Attendance

Rule 33. The secretary of each committee shall keep a record of the attendance of each committee meeting in the minute book of the committee, which shall be available to any person upon request. Any member of a committee absent, without good cause, from three consecutive meetings of the committee, as shown by the records of the committee, may be dropped therefrom by a statement to that effect entered into the House Journal by the Speaker. The roll shall be recorded by the chair or secretary of a committee at each meeting.

Minority Views

Rule 34. The minority of a committee may not make a report or present to the House an alternative report, but has the right to file views to accompany the report.

Committee Relieved of Bill - When

Rule 35. No bill shall be taken away from any regular standing committee or special standing committee, as provided by the Constitution, until after ten legislative days have expired after referral to the committee by the Speaker. Pursuant to the Constitution, one-third of the members of the House shall have the power to relieve a committee of any bill. Such power may be exercised by filing a petition to that effect with the Chief Clerk. Upon receipt of such petition containing the signatures of at least fifty-five members, the Chief Clerk shall publish such petition in the Journal and place the discharged bill upon the regular calendar of House Bills taken from Committee, as provided by the Constitution.

Election Contest

Rule 36. Whenever there shall be filed with the Speaker a notice of contest of the election of a member of the House, he or she shall refer the same, without discussion, either to the regular standing Committee on Elections and Elected Officials or a special standing committee appointed to hear the matter. Such committee shall examine the timeliness and sufficiency of the notice, the depositions, and other documents submitted and report to the House its recommendations, whereupon the House shall act by resolution to sustain or reject the committee recommendations.

Ethics Committee

Complaints of Ethical Misconduct

Rule 37. (1) (a) The Speaker shall appoint a Committee on Ethics and name the committee's chair. The Minority Floor Leader shall name the committee's vice chair and minority members. The committee shall have an equal number of members of the majority and minority party.

(b) The committee may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member, **which may include actions that occurred prior to the member's term of office or prior to the current general assembly.** The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

(c) No later than January 31st of the first regular session of each general assembly, the Committee on Ethics shall adopt Rules of Procedure for the investigation of complaints of ethical misconduct referred to it involving a member of the House. The proposed Rules of Procedure shall be filed by the committee in the form of a House Resolution with the Clerk of the House, reported in the Journal, and automatically placed on the House Resolutions Calendar without further referral.

(d) Upon receipt of a complaint, in writing and under oath, of ethical misconduct by a member of the House made by another member, the Speaker shall refer the same, within fourteen calendar days, without discussion, to the Committee on Ethics. **Upon referral of a complaint to the committee, the Speaker shall deliver a memorandum to the Clerk of the House documenting the date of referral.** The complaint shall be confidential. The Committee shall examine the sufficiency of the complaint pursuant to the Committee's Rules of Procedure.

(e) At the conclusion of the investigation, the Committee shall report its findings, conclusions, and recommendations to the House, whereupon the House shall act by resolution to sustain or reject the Committee recommendations. The Committee may recommend that the House expel, or otherwise punish, the member as provided in Article III, Section 18 of the Missouri Constitution.

(f) All rules that pertain to regular or special standing committees shall apply to the Committee on Ethics to the extent consistent with this rule and any rules of procedure adopted pursuant to this rule.

(2) In any instance of a complaint of sexual harassment made either by or against a member, the Chief Clerk of the House shall contract with outside legal counsel for the purpose of investigating the complaint. All complaints shall be kept confidential. The Chief Clerk shall ensure the complaint and any results of an investigation shall be referred within fourteen calendar days of receipt of the complaint to the chair and ranking vice chair of the Committee on Ethics; **except that, the fourteen-day referral requirement may be extended for good cause for a period no longer than thirty days.** Each member of the Committee on Ethics, the alleged victim,

complainant(s), and the respondent shall be allowed to review the results of any investigation or report written by outside legal counsel. The Committee on Ethics may redact any of the names and identifying information of the parties mentioned in the report or provide a summary of the report. If the complaint proceeds to a preliminary hearing, an unredacted report shall be provided to the alleged victim, complainant(s), and the respondent. The Committee on Ethics Rules of Procedure and the House policy handbook shall be harmonized with the Rules of the House for the investigation of sexual harassment complaints.

(3) Unfinished business before or reported from the Committee on Ethics of a previous general assembly may be resumed during a subsequent general assembly.

BILLS

Referral

Rule 38. The Speaker shall refer all bills and resolutions to a committee. The Speaker may re-refer any bill or resolution previously referred to a committee prior to a public hearing being held on the bill.

Introduced - Manner of Setting Forth New and Old Material

Rule 39. (1) *When.* Bills may be introduced only on the report of a committee or by any member of the House, in the administrative or regular order of business. No member shall file a bill, other than an appropriation bill, after March 1, without leave of the House. No committee shall introduce upon report any House Committee Bill after April 1.

(2) *Manner of Printing.* Any bill shall have the matter which is being repealed from current law enclosed in bold-faced brackets and the matter which is being added to the law underscored when typewritten and in bold-faced type when printed. In addition, the Chief Clerk may adjust the formatting of printed bills in the House in order to increase readability. A footnote shall be annexed to the first page of each bill which contains material enclosed in bold-faced brackets to the following effect:

"EXPLANATION - Matter enclosed in bold-faced brackets in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language."

Where a section is completely rewritten, the existing section shall be set forth in small type in bold-faced brackets in a note following the new section but the changes need not be distinguished. Any House bill or substitute thereof which does not comply with this rule shall not be placed upon the calendar.

(3) *Numbering of Bills.* The Chief Clerk shall number bills in the order of their filing, reserving numbers for appropriations bills.

(4) *Withdrawal.* Any bill may be withdrawn by the sponsor before the bill has been referred to any regular or special standing committee.

Number of Copies Printed

Rule 40. The Chief Clerk shall print such number of copies of all House Bills and House Joint Resolutions as he or she shall deem appropriate.

Federal Mandate Calendar

Rule 41. (1) When a federal mandate bill is reported from the appropriate committee with recommendation that it "Do Pass" or "Without Recommendation", it shall go upon the calendar of the House.

(2) No bill shall be placed on ~~the~~ a Federal Mandate ~~Calendar~~ **Calendar** unless it is federally mandated, immediate in nature, and reduces revenues or savings if not enacted. A federal mandate bill may only contain subject matter concerning the federal mandate. A member wishing for his or her bill to be considered for placement on the Federal Mandate Calendar shall request in writing to the chair of the committee where such bill has been referred. The written request shall state the deadline by which the state must comply with the federal mandate and what will happen if the state fails to take action by such date. A copy for each committee member of the federal statute or regulation mandating such action shall accompany the request. After the committee has voted "Do Pass" on a bill with such a request, it shall take a second recorded vote on whether to recommend that it be placed on the Federal Mandate Calendar. If said bill is reported "Do Pass" by a regular standing committee with a recommendation that same be placed on the Federal Mandate Calendar, the chair of the committee shall submit to

the Speaker a copy of the original written request, along with a copy of the federal statute or regulation mandating State action. If the Speaker concurs with the committee that the bill complies with the requirements of this rule, he or she shall advise the Chief Clerk to place same on the Federal Mandate Calendar. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. Each bill placed upon the Federal Mandate Calendars shall have attached thereto a copy of the federal statute or regulation that mandates the bill, along with a copy of the request to place the bill on the Federal Mandate Calendar and shall be distributed to all members at least twenty-four hours prior to consideration by the entire House.

Revision Bills

Rule 42. Any bill denominated as a revision bill by the appropriate committee shall contain only that subject matter approved by the committee on legislative research, and additional material may not be amended thereto, unless needed as a technical correction.

Motion To Place On Calendar

Rule 43. If any bill is reported from committee with the recommendation that it "Do Not Pass" it shall not go on the calendar of the House unless ordered by a constitutional majority. At the same time the bill is reported to the House, the committee chair shall notify the sponsor or handler of the bill that such report is being made. A motion to have a bill placed upon the calendar shall be made within three legislative days after the bill is reported and when the sponsor of the bill is present or the motion is made by a member upon the sponsor's written request. If no such action is taken within such time, the bill shall lie on the table. If such a motion is sustained, the bill shall stand automatically referred to a Committee on Rules for further action thereon.

Timing of Placement on Calendar

Rule 44. No House bill shall be taken up for **initial** consideration by the House unless it has been upon the calendar for at least one legislative day.

Bills Laid Over Informally

Rule 45. When a bill is reached, in its order, to be perfected and printed, or to be third read and finally passed, it may, upon the request of the Majority Floor Leader or the sponsor or handler thereof if a House Bill, or upon the request of its handler in the House if a Senate Bill, hold its place on the calendar or be laid over informally and thereafter be called up at any time when otherwise in order.

To Appear In Order

Rule 46. All bills laid over informally and not taken up and disposed of the same day shall appear in order upon the calendar for the next legislative day following.

Ten Day Rule

Rule 47. If a bill laid over informally is not taken up for further consideration within ten legislative days after being laid over, it shall lie on the table and be dropped from the calendar of the House without further action of the House.

Consent Calendar

Rule 48. (1) *Which Bills May Be Placed on the Consent Calendar.* Each regular standing committee, after a favorable vote on a bill, may further determine by a second and affirmative vote of every member present whether such bill is of a noncontroversial nature and qualifies for consent status. Bills that specifically authorize an easement or right-of-way involving state property shall qualify for consent status. A bill shall not be considered for consent status if it:

- (a) Is of a controversial nature;
- (b) Makes a substantial policy change;

- (c) Increases net expenditures of the state;
- (d) Reduces net revenue of the state; or
- (e) Creates or expands a penalty provision.

If it has been determined by the regular standing committee that such bill is of a noncontroversial nature and meets all consent requirements, the regular standing committee shall report the bill to the Committee on Consent and House Procedure as "Do Pass - Consent". The Committee on Consent and House Procedure may decide by a majority affirmative vote of those present whether to place the bill on the appropriate consent calendar.

(2) *Procedure on House Bills.* If the regular standing committee shall so determine, the appropriate committee report shall include a request that a bill be placed on the House Consent Calendar for Perfection. Any bill so reported shall automatically be referred to the Committee on Consent and House Procedure. Any bill reported by the Committee on Consent and House Procedure with the recommendation that it be placed on the House Consent Calendar for Perfection may be placed on that calendar if the Speaker concurs with the recommendation. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. After such bill has remained on the House Consent Calendar for Perfection for five legislative days, it shall be ordered perfected and advanced to the House Consent Calendar for Third Reading and Final Passage without further action of the House, unless five members, with at least two from each political party, have filed written objection with the Chief Clerk. If such objections are filed, the bill shall be placed on the House Bills to be Perfected and Printed Calendar. An objection made by five members under this rule cannot be rescinded.

(3) *Senate Bills - Consent.* When the Senate passes a bill by its procedure for consent bills, such bill shall be considered for treatment as a consent bill by the House committee without further request; provided however, that the same committee procedures, votes, and requirements for House Bills being considered for consent shall be applied to Senate Bills being considered for consent. A Senate Bill may be considered by the committee for consent even if it was not a consent bill in the Senate.

(4) *Procedure on Senate Bills.* Senate Bills passed out of the appropriate House regular standing committee and the Committee on Consent and House Procedure with the request that the bill be placed on the Senate Bills for Third Reading and Final Passage - Consent Calendar are subject to the five member objection provision of this rule.

(5) *Deadline for Placing Senate Consent Bills on the Calendar.* No Senate consent bills shall be placed on the consent calendar after April 15.

(6) *Amendments.* House bills may be considered for consent after they are amended in committee but may not be amended on the floor of the House.

Senate consent bills may be amended in committee but not on the floor of the House unless the Senate Rules allow amendment of House consent bills on the floor of the Senate, in which case Senate consent bills may be amended on the floor of the House. House committee amendments to Senate consent bills shall be deemed adopted on the fifth legislative day.

AMENDMENTS AND SUBSTITUTES

Rule 49. (1) *In Writing and Distributed in Advance.*

- (a) Proposed amendments shall be reduced to writing.
- (b) Every amendment shall be distributed in advance of the time the bill is initially taken up for consideration. An amendment shall be considered to have been distributed if it has been either transmitted electronically and made available on each member's chamber laptop computer and a copy in paper form placed on the desk of the Majority Floor Leader and Minority Floor Leader or placed on the members' desks in paper form, except for the desk of any member who has waived receipt of amendments. **An amendment to a House Substitute shall be considered timely if it is distributed prior to the motion being made to adopt the House Substitute.**
- (c) The sponsor of an amendment that has been distributed may make technical corrections at the time the amendment is offered or under consideration. Any technical corrections shall be read in full by the clerk. Technical corrections shall be subject to a point of order that they are not truly technical in nature.
- (d) The sponsor of an amendment shall not otherwise amend his or her own amendment.
- (e) Every proposed amendment to the amendment and substitute amendment may be offered after the time a bill is initially taken up for consideration but shall be distributed prior to the offeror being recognized for a motion on such amendment.
- (f) Amendments shall be prepared by House Research or House Appropriations and filed with the Chief Clerk.

(2) *What Amendments and Substitute Amendments are in Order.* When a bill, motion, or proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it also shall be in order to offer a further amendment by way of substitute for the original motion to amend, to which one amendment may be offered. It shall not be in order to offer a substitute amendment to an amendment to an amendment. When an amendment is offered, a substitute for that amendment is offered, and an amendment to the substitute is offered, it shall not be in order to offer a substitute for the amendment to the substitute. Any proposed amendment in the third degree shall be out of order. Any motion to adopt an amendment may be withdrawn by the sponsor before decision thereon. Once a bill has been amended, it shall be in the possession of the House. If a proposed amendment has been defeated, the same amendment shall not be proposed again. An amendment identical to one previously decided on the same bill is not in order, except for amendments to appropriations bills.

(3) *Committee Substitutes Treated as Original.* A House Committee Substitute shall be considered as an original bill for purposes of amendment.

(4) *House Substitute.* No House Substitute will be in order ~~[-A House Substitute is an]~~ **except those reported from the House Committee on Legislative Review. No House** amendment which, in the opinion of the Speaker, is effectually replacing the underlying bill or committee substitute **will be in order.**

(a) A bill may be sent to the Committee on Legislative Review prior to the adoption of any House Committee Substitute; prior to the bill's perfection, if a House bill; or prior to third reading, if a Senate bill.

(b) A House Substitute shall take the form of an original bill and is subject to floor amendments, except that it shall not be subject to an amendment by a subsequent House Substitute.

(c) Any House Substitute reported from the Committee on Legislative Review shall lie on the calendar at least one legislative day in advance of consideration on the House floor.

(d) A House Substitute reported from the Committee on Legislative Review shall not be offered on the House floor in the form of an amendment.

(5) *When Federal Mandate Bills can be Amended.* Amendments to House and Senate bills-Federal Mandate are permitted only within the scope of the federal mandate. Perfecting amendments are permitted to make technical amendments.

(6) *Appropriations Bills.*

(a) No amendment to the appropriations bills of the state budget shall be in order if it increases the total amount of general revenue or general revenue equivalent appropriated in the House appropriations bills. Any amendment that increases the amount of general revenue or general revenue equivalent appropriated in the House appropriations bills shall be required to be submitted with a separate amendment that makes an equal reduction in general revenue or general revenue equivalent in the same bill or any other of the bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted. When a pair of amendments is submitted, the decreasing amendment shall be required to clearly identify the corresponding increasing amendment.

(b) If a member's decreasing amendment is adopted and the same member's increasing amendment is defeated, the decreasing amendment's adoption is void.

(c) The offering and adoption of an amendment decreasing the amount of general revenue or general revenue equivalent appropriated without a balancing increase creates no right of another member to offer an increasing amendment in any amount up to the amount of the decrease effected by the decreasing amendment, and no member may be recognized for the purpose of making such an amendment.

(d) For the perfection of the House appropriations bills of the state budget only, it shall be permissible to amend any line item as often as the House pleases, as long as prior adopted amendments to the line item are taken into account.

(e) Notwithstanding any rule to the contrary, neither substitute amendments nor amendments to amendments shall be in order for any appropriations bill other than technical corrections under Rule 49(1).

Committee Substitute Printed

Rule 50. When a committee recommends a substitute for a bill, the original bill will accompany the substitute. The substitute shall be handled on the floor of the House by the committee chair or any member designated by the committee chair. The Chief Clerk shall have an appropriate number of copies of the substitute printed. No committee substitute shall be called from the calendar of the House until the printed copies have been distributed for at least one legislative day. Amendments, if any, may be offered to the substitute before the vote on the motion to

adopt the substitute is taken. If the substitute is defeated, the original bill shall be before the House for perfection and shall be considered and shall be handled on the floor by the original sponsor of the bill. **Notwithstanding the provisions of this rule, the Speaker may, at any time, change the House handler of any bill or substitute.**

Order of Amendments

Rule 51. When amendments to any bill, motion, or proposition are pending, they shall be voted on in the following order:

(1) Amendments to the amendment are disposed of before the substitute is taken up. Only one amendment to the amendment is in order at one time; but as rapidly as one is disposed of by rejection or incorporation as a part of the amendment, another is in order as long as any member desires to offer one.

(2) Amendments to the substitute are next voted on, and may be offered, one at a time, and as rapidly as one is disposed of by rejection or incorporation as a part of the substitute amendment, another is in order as long as any member desires to offer one, until the substitute amendment is adopted.

(3) The substitute amendment, as amended, is next voted on. If the substitute amendment is adopted, the underlying amendment to which it was offered shall not be voted upon, but the substitute amendment shall become part of the bill.

(4) The amendment is voted on last. If any substitute has not been agreed to, the vote comes on the amendment as amended.

(5) The House Committee Substitute is next voted upon, after opportunity for amendment. If the House Committee Substitute is adopted, there shall be an additional vote for the perfection of the bill, as amended.

(6) If there is no House Committee Substitute, or if the House Committee Substitute is not adopted, the original House Bill is next voted upon, after opportunity for amendment.

Amendments Incorporated In Bill

Rule 52. All amendments adopted by the House to a bill originating in the House shall be incorporated in the bill as perfected, and the bill, as thus perfected, shall be printed for the use of the members before its final passage, provided that the bill shall be subject to a titling amendment before the vote on perfection is taken. For purposes of this rule, a titling amendment shall not count against the Rule ~~[88]~~ 87 prohibition on speaking twice on the same question. The perfecting and printing shall be done under the supervision of the Chief Clerk who shall assure that the bill is truly perfected and the printed copies furnished to the members are correct.

~~[Emergency Clauses]~~

~~Rule 53. Any House bill which has been amended on the floor prior to being perfected or any Senate bill which has been amended on the floor prior to being third read and passed to contain an emergency clause shall be automatically referred to the Committee on Fiscal Review to consider whether the emergency clause is appropriate.]~~

BILLS AND JOINT RESOLUTIONS

Ayes and Noes Taken

Rule ~~[54]~~ 53. When a bill shall have passed the House and been returned from the Senate with amendments, such amendments may be concurred in collectively by a constitutional majority, unless objection be made, in which case the vote shall be taken severally, and no amendment or amendments shall be concurred in by the House except by a constitutional majority and the names of those voting for and against recorded upon the Journal of the House.

Repassage

Rule ~~[55]~~ 54. When all Senate amendments to House Bills have been concurred in by a constitutional majority of the House, the question shall then be put: "Shall the bill as amended be passed?". On this question the ayes and noes shall be called for, and as on first passage, a constitutional majority shall be necessary to the final passage of the bill.

Majority to Perfect

Rule ~~[56]~~ 55. A quorum being present, a majority of those voting aye and no shall be sufficient to perfect a bill and order it printed.

Amending After Perfection; Perfecting Amendments

Rule ~~[57]~~ 56. No bill shall be amended after being perfected and printed without a reconsideration of the vote by which it was ordered perfected and printed and if such bill be amended, it shall again be perfected and printed, except that a perfecting amendment to make technical corrections is in order after the bill has been ordered perfected and printed and before it has been read the third time.

Motion for Passage

Rule ~~[58]~~ 57. When the Chief Clerk presents a bill as ~~[truly]~~ perfected and printed, it shall go upon the calendar to be agreed to and passed. When the bill is taken up in its order, the question shall then be: "Shall the bill be third read and passed?". It shall require a constitutional majority to sustain the question.

Course After Passage

Rule ~~[59]~~ 58. When a bill or joint or concurrent resolution passes the House, it shall be certified by the Chief Clerk, noting the day of its passage at the foot thereof.

Perfecting Amendments on Bills Returned From the Senate

Rule ~~[60]~~ 59. No bill or joint or concurrent resolution that has been returned from the Senate may be further amended without placing the bill in conference, except that a perfecting amendment to make technical corrections is in order in the ~~[house]~~ **chamber** of origin when the bill is taken up for final passage as amended by the other house. The perfecting amendment may be directed to the bill or to amendments to the bill. If a perfecting amendment is adopted, the bill as finally passed with the perfecting amendment shall be returned to the other ~~[house]~~ **chamber** for its concurrence in the perfecting amendment.

Conference Reports

Rule ~~[61]~~ 60. (1) *Signatures on a Conference Report.* All conference committees shall be composed of five conferees from each ~~[house]~~ **chamber**. No conference report shall be submitted to either ~~[house]~~ **chamber** unless approved by a majority vote of the full committee with not less than three conferees from the House and two conferees from the Senate signing the report.

(2) *Review for Correctness.* Before a conference report is referred to the Regular Standing Committee on Fiscal Review, it shall be reviewed for the technical correctness of the report and of any amendments, bill, or substitute the report recommends for passage by the House.

(3) *Notice Requirements.* No conference committee report shall be taken up and considered unless the same has been distributed to the members, except members who have waived receipt of conference committee reports, at least one legislative day prior to consideration.

(4) *Exceeding the Differences.* Unless authority is granted by the House to exceed the differences, the conferees shall confine themselves to matters that are within the scope of the differences between the House position and the Senate position. When a report is offered for adoption, the point of order that the conferees have exceeded the differences shall be in order. The Speaker may rule on the point of order or may place the question of whether the conferees have exceeded the differences before the House for a vote. A majority of members voting prevails on the question.

RESOLUTIONS

Joint and Concurrent Resolutions

Rule ~~[62]~~ 61. All joint and concurrent resolutions designed to submit to the qualified voters of the state amendments to the Constitution of the State of Missouri, to be voted upon by such voters, shall be read on three separate days, and shall be reported upon by the committee of the House, and shall otherwise be proceeded upon in like manner as a bill.

Resolutions of Congress

Rule ~~[63]~~ 62. All joint and concurrent resolutions of the Congress of the United States designed to submit to the legislature an amendment to the Constitution of the United States shall be submitted as a Concurrent Resolution and read on three separate days, shall be reported upon by a committee, shall be adopted only by a constitutional majority and shall otherwise be proceeded upon in like manner as a bill. The text of the amendment as proposed by the Congress of the United States shall not be amended.

Reference of Resolutions, etc. Stand Referred

Rule ~~[64]~~ 63. (1) All petitions, memorials, remonstrances, resolutions, and other papers offered shall stand referred, without reading, consideration, discussion, explanation, or debate, to the Committee on Consent and House Procedure unless timely referred to some other appropriate committee by the Speaker. Resolutions informing the Governor or the Senate that the House has convened, taken some action, or adjourned, resolutions to elect officers of the House, resolutions expressing the appreciation of the House to public officials, resolutions to adopt temporary rules, and concurrent resolutions to convene joint sessions may be adopted by the House upon introduction without referral to committee. Those papers that are favorably recommended by the committee for adoption by the House shall be listed in the Journal and placed upon a resolutions calendar.

(2) Joint courtesy resolutions shall be allowed if established by the rules of the Senate.

(3) Any resolution offered to request an investigation of a state official for the purposes of impeachment shall be referred to any committee designated by the Speaker. Articles of impeachment shall only be introduced by the committee designated to investigate the matter and shall be read on three separate days by journal entry.

SENATE BILLS

Referral

Rule ~~[65]~~ 64. Each Senate Bill shall, upon second reading, be referred to the appropriate committee of the House.

Go Upon The Calendar

Rule ~~[66]~~ 65. When a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Pass", or "Without Recommendation", it shall stand automatically referred to its Committee on Rules. When a Senate Bill is reported from a Committee on Rules with the recommendation that it "Do Pass", or "Without Recommendation", it shall go upon the House Calendar for the third reading and final passage, provided that no Senate Bill shall be taken up for **initial** consideration by the House unless it has been upon the Calendar for at least one legislative day.

Senate Bills Reported "Do Not Pass"

Rule ~~[67]~~ 66. If a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Not Pass" it shall not go upon the calendar of the House for third reading and final passage, unless so ordered by a constitutional majority of the House. In such case, the motion to place the bill on the calendar shall be made within three legislative days of the report and by a member who has been requested by the Senate sponsor of the bill. If such a motion is sustained, the bill shall stand automatically referred to a Committee on Rules for further action thereon.

Amendments

Rule ~~[68]~~ 67. Senate Bills may be amended by the House when placed upon third reading and final passage, and any Senate bill so amended shall be subject to a titling amendment before the final vote is taken thereon.

BILLS NOT TO BE PASSED ON PREVIOUS ROLL CALL

Rule ~~[69]~~ 68. No bill shall be passed by any roll call previously taken on another bill, nor shall more than one bill be passed on any one roll call.

MOTIONS, DEBATE, and FLOOR PROCEEDINGS

Shall Be Read or Stated Before Debate

Rule ~~[70]~~ 69. When a motion is made, it shall be stated by the chair before being debated.

When In Possession of the House

Rule ~~[74]~~ 70. When a motion is stated by the Speaker, it shall be deemed to be in possession of the House. The motion may be withdrawn by the author at any time before a decision.

To Be Reduced to Writing

Rule ~~[72]~~ 71. Every motion shall be reduced to writing if the Speaker or any member demands it.

Shall Be Germane

Rule ~~[73]~~ 72. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

Privileged

Rule ~~[74]~~ 73. When a question is under debate, no motion shall be entertained but to adjourn; to take a recess; to lay on the table; for the previous question; to postpone to a certain day; to recommit to committee; to postpone indefinitely; or to consider a veto or withhold override; which several motions shall have precedence in the order herein set forth.

Dilatory

Rule ~~[75]~~ 74. When any motion has been made and lost, no similar motion shall be entertained until some other business is transacted by the House.

Privileged Motions In Order - When

Rule ~~[76]~~ 75. Except as otherwise limited herein, and except when a member is speaking or the roll is being called, the privileged motions set forth in Rule ~~[74]~~ 73 are always in order, and pending the result of such a motion, no member shall leave his or her seat in the House.

Previous Question

Rule ~~[77]~~ 76. Any member may move the previous question. The motion shall be restated by the Speaker in this form: "Shall the question under immediate consideration be now put?". It may be moved like any other question but it shall only prevail when supported by a constitutional majority and until decided shall preclude amendments and debate. If the motion is sustained, the proponent of the matter under consideration shall be allowed one minute in which to make a closing statement before the House votes on the question. A failure to sustain the motion shall not take the matter under consideration from further consideration of the House; but the House shall proceed as if the motion had not been made.

Not Debatable

Rule ~~[78]~~ 77. Motions to adjourn and for the previous question shall be decided without debate; provided however, that a motion to adjourn is subject to a request by five members for a roll call vote. All other privileged motions are debatable.

Division of Questions

Rule [79] **78.** Any member may have, as a personal right, a division of the question where the sense will admit of it. The question shall be divided into clearly separate and distinct propositions. The Speaker may take a division of the question under advisement; provided that, he or she rules on the division before any other action on the question. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill. No House Bill shall be subject to a division of the question after its perfection.

Indefinite Postponement

Rule [80] **79.** When a question is postponed indefinitely, the same shall not be acted upon again during the session.

Question Laid on the Table - How Taken Up

Rule [84] **80.** When a question has been laid on the table, the same cannot be taken up again without a vote of two-thirds of the members present.

Motion to Recommit to Committee

Rule [82] **81.** Any member may make a motion, at any time prior to the time such bill is third read and passed, that a bill be recommitted to the committee from which it was reported or that a bill be committed to another specifically named committee in the original form of the bill as it was referred to the committee of origin, which shall be sustained if a majority of the members present vote in the affirmative.

Motion to Reconsider - Shall Be Made Within Three Days

Rule [83] **82.** When a motion that a bill be perfected and printed, or that a bill be agreed to, read a third time, and placed upon its passage fails, or when any other question is decided by the House, any member voting on the prevailing side may move to reconsider the vote, provided that the motion to reconsider is made within three legislative days after the day on which the vote was taken.

Procedure for Motion to Reconsider

Rule [84] **83.** A constitutional majority is required to sustain any motion to reconsider. If the motion to reconsider is sustained, the House shall proceed to the original question or motion immediately before proceeding to other questions; whereupon the original question shall be voted upon before any other business of the House is transacted. This shall not preclude further debate or amendment of the proposition, if otherwise appropriate. Any motion to reconsider having failed once shall not be reconsidered again, except to reconsider the vote by which an appropriation bill failed to pass. In the case of an appropriation bill, the motion to reconsider may be considered as many times as the House chooses.

On Speaking

Rule [85] **84.** When any member is about to speak in a debate or deliver a matter to the House, he or she shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madam Speaker". The member shall refer, as appropriate, to other members as "Lady", "Gentleman" or "Representative". The member shall confine himself or herself to the questions under debate and avoid personality and derogatory personal comments. If any member violates the rules of the House, the Speaker, or any member, may call him or her to order. Any member called to order shall immediately sit down, unless permitted to explain, and the House shall, if appealed to, decide the case.

Appeals

Rule [86] **85.** If there is no appeal, the decision of the Speaker is final. If the decision of the Speaker is in favor of the member called to order, he or she may proceed; if otherwise, and the case requires it, he or she shall be liable to the censure of the House.

Member to Rise or Seek Recognition

Rule [87] 86. The Speaker shall not recognize any member desiring to speak unless such member arises or appropriately seeks recognition at or near his or her desk. When two or more members seek recognition at the same time, the Speaker shall name the member who is to speak first, the other members having the preference next to speak.

Member May Speak - How Often

Rule [88] 87. No member shall speak more than twice on the same question without leave of the House, nor more than once until all other members desiring to speak have spoken. Except when reporting a bill or resolution from a committee, no member may speak or inquire for more than fifteen minutes unless by unanimous consent of the House. When the question is to third read and pass a House Bill or House Joint Resolution, no member may speak or inquire for more than ten minutes unless by unanimous consent of the House. When the question is to third read and pass a House Consent Bill or a Senate Consent Bill, the floor handler of the bill and the ranking committee member from the party not the same as the bill handler shall not speak or inquire for more than ten minutes. Other members shall not speak or inquire for more than five minutes on such bills. The provisions of this rule shall not take precedence over any limitations set pursuant to Rule 24[(25)] (28).

No Member Shall Name Another Member in Debate

Rule [89] 88. No member shall name another member in debate, but shall refer to the member by district number or county.

Members Not to Use Profanity

Rule [90] 89. No member may use profanity either while speaking on the floor or in committee.

Members Not to Walk Across House - When

Rule [94] 90. While the Speaker is putting any question or addressing the House, no one shall walk out of or cross the House. When a member is speaking, no member shall engage in any private conversation; nor while a member is speaking shall anyone pass between him or her and the Speaker. No member shall walk between two members who are engaged in debate or inquiries in the Hall of the House.

Order of Questions

Rule [92] 91. Except as otherwise set forth in these rules, all questions shall be propounded in the order in which they are moved except privileged questions, which shall be propounded as stated in Rule [74] 73.

CONSTITUTIONAL MAJORITY AND QUORUM

Rule [93] 92. The term "constitutional majority", as used herein, shall mean eighty-two members of the House. A quorum shall be required at any time bills are considered, motions are made, or votes are taken.

Voting

Rule [94] 93. (1) Every member shall be present within the Hall of the House during its sittings, unless excused or necessarily prevented, and shall vote on each question put, unless he or she has a direct personal or pecuniary interest in such question. No member shall be recorded as voting when he or she was not present when the vote was taken. Nothing herein contained shall prohibit a member from voting "Present" on a question, and such vote shall be recorded in the Journal. In the case of equal division, the question shall be lost. In the event that a member's vote or absence is incorrectly recorded in the Journal, he or she shall file with the Chief Clerk an affidavit stating that he or she was in the chamber at the time the vote was taken, that he or she did in fact vote, that the vote or absence was incorrectly recorded, and the correct vote that should have been recorded. In addition to any other penalty provided by rule or law, the filing of a false affidavit shall subject that member to censure by the House.

(2) A member may not authorize any other person to cast his or her vote or record his or her presence. No other person may cast a member's vote or record a member's presence. A vote by a member of a committee with respect to any measure or matter may not be cast by proxy.

Verification of the Roll

Members Not to Interrupt Calling of Ayes and Noes; Changing Vote

Rule [95] 94. Except as otherwise specifically allowed by these rules, no member shall be permitted to interrupt a roll call, and no member shall be allowed to vote or change his or her vote, except to have his or her vote correctly recorded, after a verification has begun or after the final vote is announced.

Demand for Verification

Rule [96] 95. Any five members may demand a verification of the roll call if such is made at any time prior to the time the voting has ended; which, in the event of electronic voting, shall be when the Speaker orders the voting board closed. A demand for verification and a call for absentees are the only reasons for which a member may interrupt a roll call vote.

Bell to Signal Recorded Vote

Rule [97] 96. At a reasonable time prior to the beginning of calling the ayes and noes on any question, a bell notifying the members of a roll call shall be sounded. After the votes are registered, the absentees shall be noted and upon demand of any member, another bell signifying that a call of absentees is being taken shall be sounded and a reasonable time shall be allowed after the sounding of the bell before the voting is closed.

Roll Call Votes

Rule [98] 97. In all cases where a rule of the House of Representatives refers to the "calling of the names of the members" or "calling of the ayes or noes" or "calling of the roll", such reference shall be understood to refer also to the "taking" of the vote by electronic roll call system. There shall be a taking of the vote by electronic roll call system on the motion of any one member which is seconded by four other members immediately standing. A vote by electronic roll call shall be limited to thirty minutes, except in the cases of quorum calls. In the event that the electronic roll call system is inoperable, the taking and recording of such vote shall be done by calling the name of each member and recording the respective aye, no, or present votes. Any member not responding when his or her name is called shall be recorded as absent.

Dress Code

Rule [99] 98. At all times when the House is seated, proper attire for gentlemen shall be business attire, including coat, tie, dress trousers, and dress shoes or boots. Proper attire for women shall be dresses or skirts or slacks worn with a blazer or sweater and appropriate dress shoes or boots. This rule shall apply to all members and staff on the floor of the House and lower gallery.

Eating, Smoking, Distracting Activities

Rule [100] 99. No food, newspapers, props, or other items or activities distractive to House deliberations shall be permitted on the floor of the House while the House is in session. Smoking is prohibited in House space, except for in designated locations.

Electronic Devices

Rule [101] 100. ~~[Tape recorders, portable phones, video equipment, television equipment, photography equipment, or any other electronic recording devices are not authorized for use on the floor of the House or in any gallery of the House unless permission has been granted by the Speaker and notice has been given to the body.]~~ **The use of electronic devices for still photography or for audio or visual recording or broadcasting by any person other than the House photographer or his or her designee is:**

(1) Prohibited on the floor of the House unless permission has been granted by the Speaker and notice has been given to the body;

(2) Prohibited on the side galleries of the House except by current credentialed members of the press corps unless permission has been granted by the Speaker and notice has been given to the body.

Nothing contained in this rule shall prevent any member from using a portable laptop computer~~], which is hereby specifically authorized]~~ **or any electronic wireless communications device; except no such devices shall be used for still photography, recording or broadcasting, or for audible communications.**

Ascending the Dais

Rule ~~[402]~~ **101.** No person shall ascend to the dais without first being recognized to do so by the Speaker. The Speaker may invite any person to ascend the dais.

Chamber Desks

Rule ~~[403]~~ **102.** No person, except a member or employee of the House, shall distribute or cause to be distributed any pamphlets, materials, or other printed literature to the members' desks or mailboxes in the House. House employees shall only distribute such literature if instructed to do so by a member or by the Chief Clerk. All copies of pamphlets, materials, or printed literature distributed by a member or employee of the House shall bear the name of the person causing the copy to be distributed and its source of origin, and shall be approved by the Chief Clerk prior to distribution.

Personal Privilege

Rule ~~[404]~~ **103.** Any member may, as a matter of personal privilege, speak for a period not longer than five minutes upon such matters as may collectively affect the House, its rights, its dignity, and the integrity of its proceedings or the rights, reputation, and conduct of its individual members in their respective capacities only. No member shall be permitted to utilize personal privilege to debate any motion, bill, resolution, memorial, or other business pending before the House.

Subpoena Power

Rule ~~[405]~~ **104.** (1) Subpoenas for witnesses and the production of records or documents may be issued at the request of any member of the House. All process awarded by the House, and subpoenas and other process for witnesses whose attendance is required by the House, shall be under the hand of the Speaker and attested by the Chief Clerk and shall be executed by the sergeant-at-arms or by a special messenger appointed for that purpose.

(2) Any person who without adequate excuse fails to obey a subpoena served upon the person under subdivision (1) of this rule may be held in contempt.

(3) The House may enforce any issued subpoenas as otherwise provided by law.

INTERIM PROCEDURE

Bills - End of First Regular Session

Rule ~~[406]~~ **105.** All House Bills or House Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the Speaker's desk. All Senate Bills and Senate Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the President Pro Tem's desk.

Bills - Pre-Filing

Rule ~~[407]~~ **106.** A member or member-elect of the House of Representatives may file a bill or joint resolution by mail or in person with the Chief Clerk of the House at any time during the period beginning on December first and ending on the day before a regular session begins which next precedes the session at which the bill or joint resolution is to be

considered. No committee shall file a House Committee Bill during this pre-filing period. Upon receiving a bill or joint resolution filed during the pre-filing period preceding a regular session of the General Assembly in odd-numbered years, the Chief Clerk of the House shall immediately date, number, and have the bill or joint resolution printed in the most economical manner as approved by the Committee on Consent and House Procedure and made available according to the rules and practices of the General Assembly next preceding that for which the bill or joint resolution is filed and those bills and joint resolutions received during the filing period preceding a regular session in an even-numbered year shall be printed and made available according to the then effective rules of that General Assembly. All bills or joint resolutions that are pre-filed shall be deemed filed on the day the House begins its regular session.

Interim Committees

Rule ~~[108]~~ **107**. All regular or special standing committees ~~[named during the first regular session of a General Assembly]~~ may meet to consider bills or perform any other necessary legislative function during the interim ~~[between the session ending on the thirtieth day of May and the session commencing on the first Wednesday after the first Monday of January; except the Speaker may appoint a subcommittee, made up of members of the regular or special standing committee, to act in place of the regular or special standing committee during the interim], if approved by the Speaker~~. The Speaker may appoint special interim committees **or subcommittees** to consider bills or perform other necessary legislative duties. Members of each of the committees, or any subcommittee thereof, shall be reimbursed for their necessary and actual expenses incurred while attending meetings of the committee or subcommittee, if approved by the Speaker.

CALL OF THE HOUSE

Names of Absentees to Be Called

Rule ~~[109]~~ **108**. A call of the House may be made at any time on motion seconded by ten members and sustained by a majority of those present; (names of members may be called orally or by electronic roll call) and under a call of the House a majority of those present may send for and compel the attendance of absent members; and a majority of all the members present shall be a sufficient number to adjourn.

Absent Members May Be Sent For

Rule ~~[110]~~ **109**. Upon the call of the House, the names of those members present shall be recorded and the absentees noted, and those whose names do not appear may be sent for and taken into custody wherever found by the Sergeant-at-Arms or special messenger appointed.

Prohibited While Voting In Progress

Rule ~~[111]~~ **110**. No call of the House shall be made after the Speaker has directed the clerk to open the electronic voting device to record the names of the members and until the vote be announced.

Majority Not Under Arrest May Censure And Fine Delinquent Members

Rule ~~[112]~~ **111**. The majority of those present, not under arrest, may make an order for the censure or fine of delinquent members and prescribe the terms under which they shall be discharged.

Release from Custody

Rule ~~[113]~~ **112**. When a member shall have been discharged from custody and admitted to his or her seat, the House shall decide whether such discharge shall be with or without fees; and, in like manner, whether a delinquent member, taken into custody by a special messenger shall defray the expense of such special messenger.

COMMITTEE OF WHOLE HOUSE

When Permitted

Rule ~~[114]~~ **113**. On motion, the House may resolve itself into a Committee of the Whole House for consideration of any business which may properly come before it.

Chair Appointed by Speaker

Rule ~~[445]~~ 114. In forming a Committee of the Whole House, the Speaker shall leave his or her chair, and a Chair preside in the Committee, who shall be appointed by the Speaker.

Procedure upon Bills

Rule ~~[446]~~ 115. Upon a bill being committed to a Committee of the Whole House, the same shall be read and debated by clauses or sections, as determined by the committee, leaving the preamble to be last considered. After report, the bill shall again be subject to debate and amendment before being perfected and printed.

Chief Clerk Shall Keep and Record Proceedings

Rule ~~[447]~~ 116. The Chief Clerk shall keep and record the proceedings of the Committee of the Whole House and shall include its proceedings in the Journal of the House when appropriate.

Amendments Shall Be Noted

Rule ~~[448]~~ 117. All amendments made to reports, resolutions, or other matters committed to a Committee of the Whole House shall be noted and reported, as in case of bills.

Rules of Proceedings

Rule ~~[449]~~ 118. Rules and proceedings of the House shall be observed in Committee of the Whole House, as far as they are applicable.

Quorum

Rule ~~[420]~~ 119. A majority of the members elected shall be a quorum to do business, and if, at any time, a sufficient number shall not be present in Committee of the Whole House, and the Committee shall arise, and the Speaker shall resume the chair and the chair report the cause of the rising of the Whole Committee.

VETO AND WITHHOLD OVERRIDE PROCEDURES

Rule ~~[424]~~ 120. *Veto Procedures.* Any bill, or item or portion of an item in an appropriations bill, vetoed by the Governor and returned to the House by the Governor or received from the Senate shall stand as reconsidered and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, the message containing the Governor's actions may be read and shall be entered into the Journal. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall be in order at any time during sessions of the House. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

Rule ~~[422]~~ 121. *Withhold Override Procedures.*

(1) Any appropriation for which the rate of expenditure of allotments is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation, shall stand as reconsidered with respect to such allotments and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such allotments may be read and shall be entered into the Journal. Reconsideration of the allotments of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the allotments of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

(2) Any appropriation for which the Governor reduces the expenditures of the state or any of its agencies below their appropriations shall stand as reconsidered with respect to such reductions and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the

Governor relating to such reductions may be read and shall be entered into the Journal. Reconsideration of the reduction of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the reduction of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

ADMISSION TO HALL

Definitions

Rule ~~[123]~~ **122.** The space between the granite columns shall be known as the floor of the House and the space beyond the granite columns on either side shall be known as the lower gallery, and the space on the upper floor of the House shall be known as the upper gallery.

Admission to House Floor

Rule ~~[124]~~ **123.** No person shall be admitted to the floor of the House or the House East Gallery other than the officers and members of the House and the staffs of the Speaker, Speaker Pro Tem, Majority and Minority Floor Leaders, Assistant Majority and Minority Floor Leaders, Majority and Minority Whips, and Chair of the Budget Committee and, at the request of the Speaker, technical support staff needed to maintain data processing equipment and other equipment. Other persons may be admitted to the floor and East Gallery with the consent of the House. For the purposes of this rule, the Chief Clerk's staff, the Assistant Chief Clerk, any doormen, sergeant-at-arms and House Photographer are considered officers of the House. Guests may upon written request, submitted five days in advance and with the consent of the Speaker, address the House from the dais at the beginning or adjournment of a daily legislative session or any recess thereof.

Admission to Lower Gallery

Rule ~~[125]~~ **124.** No person shall be admitted to the lower gallery of the House except members of the General Assembly, spouses of members, employees of the General Assembly, Joint Committee staff, the Governor, the Lieutenant Governor, the Secretary of State, the State Auditor, the State Treasurer, the State Attorney General, Judges of the Supreme Court, Clerk of the Supreme Court, Judges of the Courts of Appeal or Circuit Courts, Members of Congress, the Governor's Chief of Staff and former members of the General Assembly who are not registered lobbyists or who do not lobby for an individual or organization, and physically disabled persons. No official or other person, except current members of the General Assembly, otherwise allowed to enter the lower gallery by this rule shall engage in any activity supporting or opposing any bill or resolution before the House from the lower gallery. Other persons may be admitted to the gallery by the Speaker upon special request of any Representative when the House is in session. Members of the press may enter the lower galleries while the House is in session for the purpose of interviewing members of the House. **The Speaker may, at any time, restrict or limit admission of guests to the lower gallery.**

Admission to Upper Gallery

Rule ~~[126]~~ **125.** The gallery at the front of the chamber above the Speaker's dais shall be reserved for members of the Missouri Capitol News Association holding valid credentials issued by the Speaker and any other member of the press issued credentials by the Speaker. All other upper galleries shall be open to the public.

HOUSE RECORDS

Rule ~~[127]~~ **126. (1)** Members may keep constituent case files, and records of the caucus of the majority or minority party of the house that contain caucus strategy, confidential. Constituent case files include any correspondence, written or electronic, between a member and a constituent, or between a member and any other party pertaining to a constituent's grievance, a question of eligibility for any benefit as it relates to a particular constituent, or any issue regarding a constituent's request for assistance.

(2) All records obtained by a committee operating in an oversight or investigative capacity shall be open records unless closed by the committee pursuant to the Constitution of Missouri, House Rule, regulations, or other law.

RULES

May Be Rescinded or Amended - How

Rule ~~[128]~~ 127. Any motion or resolution purporting to rescind or change the standing rules of the House or to introduce a new rule shall stand without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure. Such motions or resolutions as shall be favorably recommended by such committee for adoption by the House shall, upon such recommendation, be printed in the Journal and shall be placed upon a Resolutions Calendar. A constitutional majority shall be required to pass such a resolution. Nothing herein shall prohibit a member from offering substitute rules or amendments to rules recommended by the committee.

May Be Dispensed With

Rule ~~[129]~~ 128. Rules ~~[74, 83, 84,]~~ 73, 82, 83, and this rule of the House shall not be suspended or dispensed with, unless by unanimous consent or unless two-thirds (2/3) of the elected members concur therein. No other standing rule or order of the House shall be dispensed with, except by unanimous consent or unless a constitutional majority concurs therein and motions for that purpose shall be limited to the question or proposition under consideration.

JEFFERSON'S MANUAL

Rule ~~[130]~~ 129. The rules of parliamentary practice comprised in "Jefferson's Manual" and the "Rules of the House of Representatives of the United States", and the official collection of precedents and interpretations of the rules by parliamentary authorities of the United States House of Representatives shall govern the House in all cases in which they are applicable and not inconsistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives. The Chief Clerk, the Speaker, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Minority Floor Leader, and the Assistant Minority Floor Leader will make available copies of these documents in their offices to any member who so requests. Three copies of these documents shall be available during sessions of the House: one copy shall be at a location determined by the majority party and one copy shall be at a location determined by the minority party and one copy shall be in the possession of the Chief Clerk or his or her designee. **If digital copies exist, links shall be available on the House intranet.** The documents shall be purchased by the House and shall be the property of the House and not of the individual holding office. The Manual, Rules, precedents, and interpretations above referred to shall be taken as authority in deciding questions not otherwise provided for in these rules. The House may additionally consult "Robert's Rules of Order" and "Mason's Manual of Legislative Procedure" as supplemental authority, to the extent consistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives.

Representative DeGroot offered House Resolution No. 8.

WITHDRAWAL OF HOUSE BILLS

December 15, 2020

Chief Clerk of the MO House of Representatives:

This is my formal request to withdraw **House Bill No. 315** that was filed by me previously this month.

House Drafting notified me after it was filed, that there was an error/omission in **House Bill No. 315**. The correction has now been made and was filed yesterday as a new bill.

If you have any questions please contact me.

Sincerely,

/s/ Cheri Toalson Reisch
Representative, District 44

December 10, 2020

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dana Rademan Miller,

I respectfully request that **House Bill No. 348** be withdrawn from the 2021 Session.

Sincerely,

/s/ Rudy Veit
Representative, District 59

December 9, 2020

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dana Rademan Miller,

I respectfully request that **House Bill No. 356** be withdrawn from the 2021 Session. Thank you.

Sincerely,

/s/ Ben Baker
Representative, District 160

December 9, 2020

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dana Rademan Miller,

I respectfully request that **House Bill No. 360** be withdrawn from the 2021 Session. Thank you.

Sincerely,

/s/ Ben Baker
Representative, District 160

January 4, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Room 310
Jefferson City, MO 65101

Dear Chief Clerk Rademan Miller:

I would like to respectfully request that **House Bill No. 603** be withdrawn from consideration by the members of the Missouri House of Representatives as another bill with material changes will be filed in its place.

Thank you in advance for your assistance.

Sincerely,

/s/ Dan Houx
54th District Representative

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 1, introduced by Representative Hannegan, relating to trauma services.

HCR 2, introduced by Representative Trent, relating to national American history and founders month.

HCR 3, introduced by Representative McDaniel, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials.

HCR 4, introduced by Representative Proudie, relating to the Dred Scott decision issued by the Missouri Supreme Court.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 1, introduced by Representative Pollock (123), relating to parents' exclusive right to control the upbringing of their children.

HJR 2, introduced by Representative Billington, relating to signatures on initiative petitions.

HJR 3, introduced by Representative Dinkins, relating to property tax.

HJR 4, introduced by Representative Terry, relating to property tax.

HJR 5, introduced by Representative Schnelting, relating to constitutional amendments.

HJR 6, introduced by Representative Schnelting, relating to the state department of defense.

HJR 7, introduced by Representative Ellebracht, relating to taxation of real property.

HJR 8, introduced by Representative Ellebracht, relating to property assessments.

HJR 9, introduced by Representative McGirl, relating to constitutional amendments.

HJR 10, introduced by Representative Gray, relating to property tax.

HJR 11, introduced by Representative Hill, relating to roadside checkpoints or roadblocks.

HJR 12, introduced by Representative Mosley, relating to the right of trial by jury.

HJR 13, introduced by Representative Coleman (32), relating to property tax assessments.

HJR 14, introduced by Representative Lewis (6), relating to constitutional amendments.

HJR 15, introduced by Representative Lewis (6), relating to constitutional amendments.

HJR 16, introduced by Representative Evans, relating to the right to bear arms.

HJR 17, introduced by Representative Kidd, relating to taxation of real property.

HJR 18, introduced by Representative Merideth, relating to motor vehicle fuel tax.

HJR 19, introduced by Representative Young, relating to persons entitled to vote.

HJR 20, introduced by Representative Henderson, relating to ballot initiatives.

HJR 21, introduced by Representative Baker, relating to initiative petitions and referendums.

HJR 22, introduced by Representative Eggleston, relating to initiative petitions proposing amendments to the constitution.

HJR 23, introduced by Representative Black (137), relating to the right to hunt and fish.

HJR 24, introduced by Representative Hardwick, relating to judges.

HJR 25, introduced by Representative Davidson, relating to constitutional amendments.

HJR 26, introduced by Representative Falkner, relating to ballot initiatives.

HJR 27, introduced by Representative Falkner, relating to signatures on initiative petitions.

HJR 28, introduced by Representative Rone, relating to excursion gambling boats.

HJR 29, introduced by Representative Derges, relating to limitations on school district indebtedness.

HJR 30, introduced by Representative Dogan, relating to the legalization of marijuana for adult use.

HJR 31, introduced by Representative Schroer, relating to property tax assessments.

HJR 32, introduced by Representative Griffith, relating to property tax exemptions.

HJR 33, introduced by Representative Rowland, relating to taxation of real property.

INTRODUCTION OF HOUSE REVISION BILLS

The following House Revision Bill was read the first time and copies ordered printed:

HRB 1, introduced by Representative Shaul, for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 26, introduced by Representative Stacy, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 27, introduced by Representative Walsh (50), relating to the sunshine law.

HB 28, introduced by Representative Walsh (50), relating to transient guest taxes.

HB 29, introduced by Representative Walsh (50), relating to the Missouri accountability portal.

HB 30, introduced by Representative Walsh (50), relating to election offenses, with penalty provisions.

HB 31, introduced by Representative Walsh (50), relating to the offense of using a laser pointer, with a penalty provision.

HB 32, introduced by Representative Walsh (50), relating to licensed child care facilities, with an emergency clause.

HB 33, introduced by Representative Pollock (123), relating to transition-related care for children under eighteen years of age, with penalty provisions.

HB 34, introduced by Representative Pollock (123), relating to certificates of death.

HB 35, introduced by Representative Pollock (123), relating to immunizations.

HB 36, introduced by Representative Pollock (123), relating to the offense of trespass in the first degree, with penalty provisions.

HB 37, introduced by Representative Pollock (123), relating to immunizations.

HB 38, introduced by Representative Windham, relating to the POST commission.

HB 39, introduced by Representative Windham, relating to peace officer training.

HB 40, introduced by Representative Brown (27), relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 41, introduced by Representative Brown (27), relating to firearms.

HB 42, introduced by Representative Unsicker, relating to MO HealthNet.

HB 43, introduced by Representative Unsicker, relating to protection of children, with penalty provisions and a delayed effective date for a certain section.

HB 44, introduced by Representative Unsicker, relating to protections for immigrant tenants, with penalty provisions.

HB 45, introduced by Representative Unsicker, relating to the drug utilization review board.

HB 46, introduced by Representative Unsicker, relating to certified midwife services.

HB 47, introduced by Representative Unsicker, relating to duties of the pregnancy-associated mortality review board.

HB 48, introduced by Representative Unsicker, relating to the department of revenue.

HB 49, introduced by Representative Unsicker, relating to the taxation of property, with a delayed effective date.

HB 50, introduced by Representative Unsicker, relating to repealing the death penalty, with a penalty provision.

HB 51, introduced by Representative Unsicker, relating to education savings program expenses.

HB 52, introduced by Representative Schnelting, relating to firearms on public transportation systems, with penalty provisions.

HB 53, introduced by Representative Schnelting, relating to the patriotism advisory commission.

HB 54, introduced by Representative Schnelting, relating to standing to bring a civil action.

HB 55, introduced by Representative Schnelting, relating to the Missouri monument preservation act, with penalty provisions.

HB 56, introduced by Representative Schnelting, relating to liability for fleeing an unlawful or a riotous assemblage in a motor vehicle.

HB 57, introduced by Representative Schnelting, relating to the deterrent to rioting act.

HB 58, introduced by Representative Schnelting, relating to the mission of the department of health and senior services.

HB 59, introduced by Representative Schnelting, relating to the protection of first responders, with penalty provisions.

HB 60, introduced by Representative Schnelting, relating to the state department of defense, with a contingent effective date.

HB 61, introduced by Representative Schnelting, relating to the Missouri religious liberty act.

HB 62, introduced by Representative Pike, relating to academic performance standards and instruction.

HB 63, introduced by Representative Pike, relating to intoxicating liquor.

HB 64, introduced by Representative Pike, relating to reimbursement for special education.

HB 65, introduced by Representative Pike, relating to a transient guest tax.

HB 66, introduced by Representative Pike, relating to aircraft taxation.

HB 67, introduced by Representative Billington, relating to abortion.

HB 68, introduced by Representative Billington, relating to firearms on employer property.

HB 69, introduced by Representative Billington, relating to the sale of copper, with penalty provisions.

HB 70, introduced by Representative Billington, relating to the name of the party in interest in certain civil actions.

HB 71, introduced by Representative Billington, relating to the time frame to appeal landlord-tenant actions.

HB 72, introduced by Representative Dinkins, relating to immunity from liability for inherent risks of camping.

HB 73, introduced by Representative Dinkins, relating to the use of hand-held wireless communication devices, with penalty provisions.

HB 74, introduced by Representative Murphy, relating to the joint committee on media literacy.

HB 75, introduced by Representative Murphy, relating to powers of government entities, with an emergency clause.

HB 76, introduced by Representative Murphy, relating to newborn safety incubators.

HB 77, introduced by Representative Murphy, relating to prosecuting attorneys.

HB 78, introduced by Representative Barnes, relating to school or recreation athletic contest offenses, with penalty provisions.

HB 79, introduced by Representative Barnes, relating to special victims.

HB 80, introduced by Representative Barnes, relating to child care facilities.

HB 81, introduced by Representative Terry, relating to child support payments.

HB 82, introduced by Representative Terry, relating to the custody of children.

HB 83, introduced by Representative Terry, relating to criminal offenses involving the custody of children, with penalty provisions.

HB 84, introduced by Representative Stephens (128), relating to advanced practice registered nurses.

HB 85, introduced by Representative Taylor (139), relating to the sole purpose of adding additional protections to the right to bear arms.

HB 86, introduced by Representative Taylor (139), relating to firearms, with penalty provisions.

HB 87, introduced by Representative Taylor (139), relating to labor organizations, with penalty provisions.

HB 88, introduced by Representative Taylor (139), relating to the authorization of the deduction of moneys from the paychecks of public employees for the benefit of public labor organizations.

HB 89, introduced by Representative Taylor (139), relating to wage rates on public works, with penalty provisions.

HB 90, introduced by Representative Taylor (139), relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 91, introduced by Representative Taylor (139), relating to property tax.

HB 92, introduced by Representative Taylor (139), relating to autocycles.

HB 93, introduced by Representative Taylor (139), relating to school superintendents.

HB 94, introduced by Representative Taylor (139), relating to statewide assessments.

HB 95, introduced by Representative Taylor (139), relating to products sold in the state capitol.

HB 96, introduced by Representative Sharp (36), relating to detention on arrest without a warrant.

HB 97, introduced by Representative Sharp (36), relating to expungement of records.

HB 98, introduced by Representative Sharp (36), relating to residency requirements for the A+ schools program.

HB 99, introduced by Representative Sharp (36), relating to Blair's law, with penalty provisions.

HB 100, introduced by Representative Sharp (36), relating to a Negro Leagues Baseball Museum special license plate.

HB 101, introduced by Representative Pollitt (52), relating to workforce development in elementary and secondary education, with a delayed effective date for certain sections.

HB 102, introduced by Representative Pollitt (52), relating to special victims.

HB 103, introduced by Representative Pollitt (52), relating to the use of a hand-held wireless communication device while in a school zone, with penalty provisions.

HB 104, introduced by Representative Bangert, relating to payments via mobile payment services.

HB 105, introduced by Representative Bangert, relating to firearms in motor vehicles, with penalty provisions.

HB 106, introduced by Representative Bangert, relating to substitute teachers.

HB 107, introduced by Representative Bangert, relating to school supplies.

HB 108, introduced by Representative Bangert, relating to instruction in cursive writing.

HB 109, introduced by Representative Bangert, relating to maintaining a list of persons appointed by the governor.

HB 110, introduced by Representative Bangert, relating to the use of hand-held electronic wireless communications devices while driving.

HB 111, introduced by Representative Bangert, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 112, introduced by Representative Bangert, relating to a course on career readiness for eighth grade students.

HB 113, introduced by Representative Butz, relating to campaign finance disclosure reports, with penalty provisions.

HB 114, introduced by Representative Butz, relating to taxation of motor fuel.

HB 115, introduced by Representative Walsh Moore (93), relating to the Missouri employment first act.

HB 116, introduced by Representative Walsh Moore (93), relating to responsibilities of the office of administration.

HB 117, introduced by Representative Walsh Moore (93), relating to blind pensions.

HB 118, introduced by Representative Walsh Moore (93), relating to MO HealthNet eligibility.

HB 119, introduced by Representative Mackey, relating to school district policies on restrictive behavioral interventions.

HB 120, introduced by Representative Mackey, relating to suspension of students.

HB 121, introduced by Representative Mackey, relating to school attendance.

HB 122, introduced by Representative Mackey, relating to meals for students.

HB 123, introduced by Representative Mackey, relating to donations of unused food.

HB 124, introduced by Representative Mackey, relating to high school physical education credits.

HB 125, introduced by Representative Mackey, relating to whistleblower protections.

HB 126, introduced by Representative Mackey, relating to extreme risk protection orders, with penalty provisions.

HB 127, introduced by Representative Mackey, relating to repealing the death penalty, with a penalty provision.

HB 128, introduced by Representative Mackey, relating to the sale of firearms.

HB 129, introduced by Representative Mackey, relating to the compassionate assistance for rape emergencies (CARE) act.

HB 130, introduced by Representative Mackey, relating to the uniform collaborative law act.

HB 131, introduced by Representative Mackey, relating to autopsies, with penalty provisions.

HB 132, introduced by Representative Mackey, relating to compensation of expert witnesses.

HB 133, introduced by Representative Mackey, relating to journal contents of notaries.

HB 134, introduced by Representative Mackey, relating to customer access to restrooms, with a penalty provision.

HB 135, introduced by Representative Mackey, relating to the official food of the Missouri State Fair.

HB 136, introduced by Representative Mackey, relating to loans obtained through a certain federal program.

HB 137, introduced by Representative Richey, relating to funding for charter schools.

HB 138, introduced by Representative Pietzman, relating to assistance for applicants for permits issued by the department of natural resources.

HB 139, introduced by Representative Hudson, relating to lodging establishments.

HB 140, introduced by Representative Pietzman, relating to department of conservation administrative penalties.

HB 141, introduced by Representative Richey, relating to disclosures of allegations of sexual misconduct.

HB 142, introduced by Representative Pietzman, relating to electronic monitoring of certain sexual offenders while relocating.

HB 143, introduced by Representative DeGroot, relating to the law library surcharge.

HB 144, introduced by Representative DeGroot, relating to applications for a marriage license.

HB 145, introduced by Representative DeGroot, relating to property assessment contracts for energy efficiency.

HB 146, introduced by Representative DeGroot, relating to limited access to certain court records.

HB 147, introduced by Representative DeGroot, relating to the collateral source rule.

HB 148, introduced by Representative DeGroot, relating to noneconomic damages.

HB 149, introduced by Representative Shields, relating to earnings tax.

HB 150, introduced by Representative Shields, relating to bleeding control kits in public schools.

HB 151, introduced by Representative Shields, relating to school district superintendent sharing.

HB 152, introduced by Representative Rone, relating to the designation of a memorial highway.

HB 153, introduced by Representative Rone, relating to farm vehicle fleet registration.

HB 154, introduced by Representative Rone, relating to utilities.

HB 155, introduced by Representative Richey, relating to abortion, with penalty provisions.

HB 156, introduced by Representative Veit, relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

HB 157, introduced by Representative Veit, relating to change of venue costs for capital cases.

HB 158, introduced by Representative Hudson, relating to meeting fees for certain county bodies.

HB 159, introduced by Representative Veit, relating to renewable energy technology.

HB 160, introduced by Representative Veit, relating to compensation for jurors.

HB 161, introduced by Representative Hudson, relating to alternative county highway commissions.

HB 162, introduced by Representative Veit, relating to limited liability companies.

HB 163, introduced by Representative Veit, relating to workers' compensation.

HB 164, introduced by Representative Veit, relating to school district subdistricts.

HB 165, introduced by Representative Richey, relating to county commissioners.

HB 166, introduced by Representative Hardwick, relating to the offense of assault in the fourth degree, with penalty provisions.

HB 167, introduced by Representative Hardwick, relating to military site designations.

HB 168, introduced by Representative Ellebracht, relating to fines for municipal violations, with penalty provisions.

HB 169, introduced by Representative Ellebracht, relating to conveyances of land.

HB 170, introduced by Representative Ellebracht, relating to offenses against certain persons, with penalty provisions.

HB 171, introduced by Representative Ellebracht, relating to the filing of petitions for review of certain decisions.

HB 172, introduced by Representative Ellebracht, relating to probation officers.

HB 173, introduced by Representative Ellebracht, relating to fines for traffic violations, with penalty provisions.

HB 174, introduced by Representative Ellebracht, relating to the sunshine law.

HB 175, introduced by Representative Ellebracht, relating to special prosecutors.

HB 176, introduced by Representative Ellebracht, relating to the offense of failure to identify, with penalty provisions.

HB 177, introduced by Representative Ellebracht, relating to closed meetings of governmental bodies.

HB 178, introduced by Representative Ellebracht, relating to the dissolution of candidate committees, with penalty provisions.

HB 179, introduced by Representative Ellebracht, relating to campaign finance, with penalty provisions.

HB 180, introduced by Representative Ellebracht, relating to property tax penalties.

HB 181, introduced by Representative Ellebracht, relating to heritage value in condemnation proceedings.

HB 182, introduced by Representative Ellebracht, relating to rights of military servicemembers.

HB 183, introduced by Representative Ellebracht, relating to ethics, with penalty provisions.

HB 184, introduced by Representative Ellebracht, relating to the offense of driving while intoxicated, with penalty provisions.

HB 185, introduced by Representative Ellebracht, relating to funding of inaugural activities, with penalty provisions.

HB 186, introduced by Representative Ellebracht, relating to audit requests while investigating offenses committed by public servants.

HB 187, introduced by Representative Ellebracht, relating to discipline procedures for certain health care professionals.

HB 188, introduced by Representative Ellebracht, relating to automated external defibrillators, with penalty provisions.

HB 189, introduced by Representative Ellebracht, relating to tax returns.

HB 190, introduced by Representative Ellebracht, relating to mandatory driver's education and training, with a contingent effective date.

HB 191, introduced by Representative Ellebracht, relating to administrative procedures for driver's license suspension or revocation, with penalty provisions.

HB 192, introduced by Representative Ellebracht, relating to advanced placement examinations.

HB 193, introduced by Representative Ellebracht, relating to internet provider practices.

HB 194, introduced by Representative Ellebracht, relating to deceased persons.

HB 195, introduced by Representative Ellebracht, relating to arbitration agreements.

HB 196, introduced by Representative Ellebracht, relating to county commissioners.

HB 197, introduced by Representative Ellebracht, relating to call centers, with a delayed effective date for certain sections.

HB 198, introduced by Representative Ellebracht, relating to medical marijuana, with a penalty provision.

HB 199, introduced by Representative Ellebracht, relating to the offense of nonsupport, with penalty provisions.

HB 200, introduced by Representative Ellebracht, relating to medical records.

HB 201, introduced by Representative McGirl, relating to confidentiality of motor vehicle registration records.

HB 202, introduced by Representative McGirl, relating to random acts of kindness day.

HB 203, introduced by Representative Gray, relating to great Missouri smokeout day.

HB 204, introduced by Representative Gray, relating to false-alarm fees in certain cities.

HB 205, introduced by Representative Gray, relating to annual leave for state employees.

HB 206, introduced by Representative Gray, relating to the establishment of a council for community education.

HB 207, introduced by Representative Gray, relating to the creation of subdistricts in certain school districts.

HB 208, introduced by Representative Gray, relating to street light maintenance districts.

HB 209, introduced by Representative Gray, relating to the use of credit scores by insurance companies, with penalty provisions.

HB 210, introduced by Representative Gray, relating to sales tax.

HB 211, introduced by Representative Gray, relating to retirement benefits for certain teacher retirement systems.

HB 212, introduced by Representative Hill, relating to the transportation and storage of firearms.

HB 213, introduced by Representative Hill, relating to community improvement districts, with penalty provisions.

HB 214, introduced by Representative Hill, relating to misclassification of workers.

HB 215, introduced by Representative Hill, relating to employment security, with a delayed effective date for certain provisions.

HB 216, introduced by Representative Hill, relating to law enforcement, with a penalty provision.

HB 217, introduced by Representative Perkins, relating to the supplemental nutrition assistance program.

HB 218, introduced by Representative Burnett, relating to a child's right to counsel.

HB 219, introduced by Representative Burnett, relating to higher education tuition policy, with an emergency clause.

HB 220, introduced by Representative Burnett, relating to higher education tuition.

HB 221, introduced by Representative Burnett, relating to animal abuse, with penalty provisions.

HB 222, introduced by Representative Burnett, relating to animal abuse, with penalty provisions.

HB 223, introduced by Representative Burnett, relating to judges.

HB 224, introduced by Representative Burnett, relating to school counseling week.

HB 225, introduced by Representative Burnett, relating to services provided to students.

HB 226, introduced by Representative Burnett, relating to the designation of the official state work chronicling the 1993 flood.

HB 227, introduced by Representative Burnett, relating to political subdivisions.

HB 228, introduced by Representative Basye, relating to recordings of certain school district meetings.

HB 229, introduced by Representative Basye, relating to school board member recall elections.

HB 230, introduced by Representative Basye, relating to firearm offenses, with penalty provisions.

HB 231, introduced by Representative Basye, relating to animal abuse, with penalty provisions.

HB 232, introduced by Representative Basye, relating to firearm offenses, with penalty provisions.

HB 233, introduced by Representative Basye, relating to information provided to students.

HB 234, introduced by Representative Basye, relating to firearm offenses.

HB 235, introduced by Representative Mosley, relating to motor vehicle sales tax.

HB 236, introduced by Representative Mosley, relating to the issuance of judgments by the court, with penalty provisions.

HB 237, introduced by Representative Kelley (127), relating to applications for a substitute certificate of license to teach.

HB 238, introduced by Representative Porter, relating to alcoholic beverages.

HB 239, introduced by Representative Porter, relating to credit for reinsurance.

HB 240, introduced by Representative Porter, relating to funding agreements in the business of insurance.

HB 241, introduced by Representative Porter, relating to hand-held electronic wireless communication devices.

HB 242, introduced by Representative Porter, relating to telecommunication practices, with penalty provisions.

HB 243, introduced by Representative Porter, relating to virtual class attendance.

HB 244, introduced by Representative Porter, relating to the implementation of the utilizing streamlined sales and use tax services act, with penalty provisions and a delayed effective date.

HB 245, introduced by Representative Porter, relating to charitable organizations.

HB 246, introduced by Representative Porter, relating to school opening dates.

HB 247, introduced by Representative Porter, relating to public assistance benefits.

HB 248, introduced by Representative Coleman (32), relating to property tax assessments, with a contingent effective date.

HB 249, introduced by Representative Ruth, relating to advanced industrial manufacturing zones.

HB 250, introduced by Representative Ruth, relating to the MO HealthNet drug utilization review board.

HB 251, introduced by Representative Schroer, relating to expungement.

HB 252, introduced by Representative Fishel, relating to transient guest taxes.

HB 253, introduced by Representative Fishel, relating to an urban school board election process.

HB 254, introduced by Representative Brown (70), relating to accommodations for breast-feeding mothers in school buildings.

HB 255, introduced by Representative Brown (70), relating to accreditation of school districts.

HB 256, introduced by Representative Brown (70), relating to the suspension of pupils.

HB 257, introduced by Representative Evans, relating to Head Start school buses.

HB 258, introduced by Representative Evans, relating to hand-held electronic wireless communications devices.

HB 259, introduced by Representative Evans, relating to sexual offenses, with penalty provisions.

HB 260, introduced by Representative Kelley (127), relating to labels indicating the origin of meat.

HB 261, introduced by Representative Black (137), relating to the Missouri nuclear clean power act.

HB 262, introduced by Representative Black (137), relating to veteran designations on driver's licenses and identification cards.

HB 263, introduced by Representative Merideth, relating to the legalization of marijuana, with penalty provisions.

HB 264, introduced by Representative Merideth, relating to unclaimed lottery prizes.

HB 265, introduced by Representative Merideth, relating to initiative and referendum petitions.

HB 266, introduced by Representative Merideth, relating to taxation of cigarettes and tobacco products.

HB 267, introduced by Representative Merideth, relating to the agreement among the states to elect the president by national popular vote act.

HB 268, introduced by Representative Quade, relating to a sales tax for early childhood education programs, with penalty provisions.

HB 269, introduced by Representative Quade, relating to the hand-up program.

HB 270, introduced by Representative Quade, relating to the behavioral crisis grant program.

HB 271, introduced by Representative Wiemann, relating to the Missouri local government expenditure database.

HB 272, introduced by Representative Gregory (96), relating to an income tax deduction.

HB 273, introduced by Representative Hannegan, relating to the practice of shampooing.

HB 274, introduced by Representative Hannegan, relating to trauma centers, with penalty provisions.

HB 275, introduced by Representative Hannegan, relating to discrimination based on sexual orientation or gender identity.

HB 276, introduced by Representative Hannegan, relating to the animal abuse registry.

HB 277, introduced by Representative Hannegan, relating to parole eligibility.

HB 278, introduced by Representative Hannegan, relating to murder in the first degree, with a penalty provision.

HB 279, introduced by Representative Hannegan, relating to human trafficking.

HB 280, introduced by Representative Bland Manlove, relating to the use of a chokehold by a law enforcement officer, with a penalty provision.

HB 281, introduced by Representative Bland Manlove, relating to the certification of juveniles for trial as adults.

HB 282, introduced by Representative Bland Manlove, relating to discriminatory practices.

HB 283, introduced by Representative Bland Manlove, relating to the health professional student loan repayment program.

HB 284, introduced by Representative Bland Manlove, relating to civics courses of instruction.

HB 285, introduced by Representative Bland Manlove, relating to printed materials.

HB 286, introduced by Representative Bland Manlove, relating to a civil action for summoning a police officer.

HB 287, introduced by Representative Bland Manlove, relating to investigations of officer-involved incidents.

HB 288, introduced by Representative Henderson, relating to county health ordinances.

HB 289, introduced by Representative Kelley (127), relating to services covered by health benefit plans.

HB 290, introduced by Representative Roberts, relating to the offense of organized retail theft, with penalty provisions.

HB 291, introduced by Representative Roberts, relating to the offense of making a false report, with penalty provisions.

HB 292, introduced by Representative Roberts, relating to stalking.

HB 293, introduced by Representative Roberts, relating to offender registries.

HB 294, introduced by Representative Roberts, relating to traffic offenses, with penalty provisions.

HB 295, introduced by Representative Roberts, relating to peace officer tuition reimbursement.

HB 296, introduced by Representative Wallingford, relating to state personnel.

HB 297, introduced by Representative Wallingford, relating to statewide missions of institutions of higher education.

HB 298, introduced by Representative Wallingford, relating to income tax refund donations.

HB 299, introduced by Representative Wallingford, relating to child custody arrangements.

HB 300, introduced by Representative Roberts, relating to the offense of failure to execute an arrest warrant, with penalty provisions.

HB 301, introduced by Representative Haffner, relating to the offense of resisting or interfering with arrest, with penalty provisions.

HB 302, introduced by Representative Haffner, relating to taxation.

HB 303, introduced by Representative Wiemann, relating to admission of nonresident pupils, with a delayed effective date.

HB 304, introduced by Representative Kelley (127), relating to suicide prevention.

HB 305, introduced by Representative Kelley (127), relating to child care assistance for children in foster care.

HB 306, introduced by Representative Griesheimer, relating to gifted children.

HB 307, introduced by Representative Griesheimer, relating to electric bicycles, with penalty provisions.

HB 308, introduced by Representative Kelley (127), relating to orders to prevent the spread of contagious diseases.

HB 309, introduced by Representative Kelley (127), relating to the selling of raw milk or cream.

HB 310, introduced by Representative Davidson, relating to additional protections to the right to bear arms.

HB 311, introduced by Representative Kelley (127), relating to higher education tuition rates.

HB 312, introduced by Representative Kelley (127), relating to reading success in schools.

HB 313, introduced by Representative Bromley, relating to victim impact programs for driving while intoxicated offenders.

HB 314, introduced by Representative Kelley (127), relating to a tax deduction for educator expenses.

HB 316, introduced by Representative Toalson Reisch, relating to activities extended to persons found guilty of certain criminal offenses.

HB 317, introduced by Representative Toalson Reisch, relating to reemployment rights of Missouri Task Force One members.

HB 318, introduced by Representative DeGroot, relating to the availability of feminine hygiene products to prisoners, with an emergency clause.

HB 319, introduced by Representative Fitzwater, relating to complaints against a psychologist's license.

HB 320, introduced by Representative Fitzwater, relating to computer science courses.

HB 321, introduced by Representative Fitzwater, relating to utilities.

HB 322, introduced by Representative Basye, relating to recovery programs for high school students.

HB 323, introduced by Representative Hill, relating to expenditures of political subdivisions.

HB 324, introduced by Representative Young, relating to voters who are visually impaired.

HB 325, introduced by Representative Price IV, relating to the legalization of marijuana for adult use, with penalty provisions.

HB 326, introduced by Representative Ingle, relating to foster care.

HB 327, introduced by Representative Ingle, relating to foster care.

HB 328, introduced by Representative Ingle, relating to sexual assault policies of institutions of higher education.

HB 329, introduced by Representative Ingle, relating to guidelines for opioid prescriptions.

HB 330, introduced by Representative Ingle, relating to the time limitations for prosecuting certain sexual offenses.

HB 331, introduced by Representative Ingle, relating to the reporting of child abuse and neglect.

HB 332, introduced by Representative Wright, relating to eligibility for MO HealthNet benefits.

HB 333, introduced by Representative Simmons, relating to initiative petitions and referendums.

HB 334, introduced by Representative Simmons, relating to elections.

HB 335, introduced by Representative Mosley, relating to the creation of wards in certain school districts.

HB 336, introduced by Representative Mosley, relating to required disclosures of preneed contracts.

HB 337, introduced by Representative Mosley, relating to pleadings.

HB 338, introduced by Representative Mayhew, relating to land surveys.

HB 339, introduced by Representative Mayhew, relating to residency requirements for boards.

HB 340, introduced by Representative Mayhew, relating to firearms.

HB 341, introduced by Representative Sander, relating to absentee ballots.

HB 342, introduced by Representative Sander, relating to political committee qualifications.

HB 343, introduced by Representative Schroer, relating to workers' compensation.

HB 344, introduced by Representative Kelley (127), relating to prescription drug costs.

HB 345, introduced by Representative DeGroot, relating to civil actions.

HB 346, introduced by Representative Kelley (127), relating to the state motor fuel tax.

HB 347, introduced by Representative Veit, relating to the uniform interstate depositions and discovery act.

HB 349, introduced by Representative Christofanelli, relating to educational scholarships, with penalty provisions.

HB 350, introduced by Representative Christofanelli, relating to kratom products, with penalty provisions.

HB 351, introduced by Representative Henderson, relating to regulations by a county, with a penalty provision.

HB 352, introduced by Representative Henderson, relating to the inmate canteen fund.

HB 353, introduced by Representative Henderson, relating to the electronic transfer of workers' compensation benefits.

HB 354, introduced by Representative Baker, relating to employment security.

HB 355, introduced by Representative Baker, relating to information provided to students.

HB 357, introduced by Representative Baker, relating to cottage food production operations.

HB 358, introduced by Representative Baker, relating to firearm buyback programs, with a penalty provision.

HB 359, introduced by Representative Baker, relating to concealed carry permits.

HB 361, introduced by Representative Baker, relating to tax credits.

HB 362, introduced by Representative DeGroot, relating to the sunshine law.

HB 363, introduced by Representative Gregory (96), relating to actions for damages due to exposure to asbestos.

HB 364, introduced by Representative Gregory (96), relating to antipsychotic drugs.

HB 365, introduced by Representative Gregory (96), relating to dogs.

HB 366, introduced by Representative Gregory (96), relating to the special joint committee on government oversight.

HB 367, introduced by Representative Gregory (96), relating to the scope of practice for physical therapists.

HB 368, introduced by Representative Gregory (96), relating to reading success in schools.

HB 369, introduced by Representative Taylor (48), relating to liability for prescribed burns.

HB 370, introduced by Representative Christofanelli, relating to HIV prevention.

HB 371, introduced by Representative Butz, relating to candidate committees.

HB 372, introduced by Representative McGaugh, relating to voter registration.

HB 373, introduced by Representative Hannegan, relating to offenses against animals, with penalty provisions.

HB 374, introduced by Representative Gunby, relating to tax credits.

HB 375, introduced by Representative Gunby, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 376, introduced by Representative Gunby, relating to insurer services.

HB 377, introduced by Representative Gunby, relating to election offenses, with penalty provisions.

HB 378, introduced by Representative Kelley (127), relating to animal-drawn vehicles.

HB 379, introduced by Representative Black (137), relating to workforce development.

HB 380, introduced by Representative Walsh (50), relating to flashing lights on motor vehicles.

HB 381, introduced by Representative McGaugh, relating to county financial statements.

HB 382, introduced by Representative Kelley (127), relating to taxation.

HB 383, introduced by Representative Kidd, relating to insurance coverage for mental health conditions.

HB 384, introduced by Representative Veit, relating to workers' compensation.

HB 385, introduced by Representative DeGroot, relating to the admission and licensure to practice law.

HB 386, introduced by Representative Fitzwater, relating to communication services offered in political subdivisions.

HB 387, introduced by Representative Bailey, relating to school district policies on restrictive behavioral interventions.

HB 388, introduced by Representative Griffith, relating to mailings by the department of revenue.

HB 389, introduced by Representative Griffith, relating to the towing of commercial vehicles.

HB 390, introduced by Representative Griffith, relating to purple star school districts.

HB 391, introduced by Representative Griffith, relating to members of the Missouri National Guard.

HB 392, introduced by Representative Kelley (127), relating to county health ordinances.

HB 393, introduced by Representative Knight, relating to a tax credit for the production of wood energy products.

HB 394, introduced by Representative Reedy, relating to public safety sales taxes.

HB 395, introduced by Representative Reedy, relating to historic cemeteries.

HB 396, introduced by Representative Richey, relating to law enforcement officer residency requirements.

HB 397, introduced by Representative Wallingford, relating to water and sewer infrastructure.

HB 398, introduced by Representative Wallingford, relating to hospital workplace violence prevention plans.

HB 399, introduced by Representative Kelley (127), relating to the collection of court costs.

HB 400, introduced by Representative Ingle, relating to state entity flower purchases.

HB 401, introduced by Representative Ingle, relating to epinephrine auto-injectors.

HB 402, introduced by Representative Mosley, relating to prohibiting the publishing of the names of lottery winners, with a penalty provision.

HB 403, introduced by Representative Mosley, relating to historic motor vehicles.

HB 404, introduced by Representative Aldridge, relating to limb loss awareness month.

HB 405, introduced by Representative Aldridge, relating to law enforcement agency accountability, with penalty provisions.

HB 406, introduced by Representative Aldridge, relating to sales tax.

HB 407, introduced by Representative Aldridge, relating to compensation for state employees.

HB 408, introduced by Representative Aldridge, relating to expungement of certain marijuana offenses.

HB 409, introduced by Representative Aldridge, relating to the regulation of employment practices by political subdivisions.

HB 410, introduced by Representative Aldridge, relating to voter qualification.

HB 411, introduced by Representative Aldridge, relating to suffrage of individuals confined in jails.

HB 412, introduced by Representative Price IV, relating to absentee voting.

HB 413, introduced by Representative Price IV, relating to civil rights for homeless persons.

HB 414, introduced by Representative Price IV, relating to elections.

HB 415, introduced by Representative Price IV, relating to elections.

HB 416, introduced by Representative Price IV, relating to voters with disabilities.

HB 417, introduced by Representative Price IV, relating to the election anti-fraud fairness act.

HB 418, introduced by Representative Price IV, relating to elections.

HB 419, introduced by Representative Proudie, relating to adoption expenses.

HB 420, introduced by Representative Proudie, relating to discriminatory practices.

HB 421, introduced by Representative Proudie, relating to the creation of subdistricts in certain school districts.

HB 422, introduced by Representative Proudie, relating to civil actions for abuse, bullying, or neglect.

HB 423, introduced by Representative Proudie, relating to voters who are blind or visually impaired.

HB 424, introduced by Representative Proudie, relating to limited liability companies.

HB 425, introduced by Representative Proudie, relating to tax credits.

HB 426, introduced by Representative Proudie, relating to public nuisance, with penalty provisions.

HB 427, introduced by Representative Proudie, relating to protective orders.

HB 428, introduced by Representative Proudie, relating to peace officer body cameras.

HB 429, introduced by Representative Kelly (141), relating to a tax deduction for foster parents.

HB 430, introduced by Representative Kelly (141), relating to adoption tax credits.

HB 431, introduced by Representative Kelly (141), relating to abortion, with penalty provisions.

HB 432, introduced by Representative Kelly (141), relating to the birth match program.

HB 433, introduced by Representative Appelbaum, relating to the MO HealthNet fraud reimbursement fund.

HB 434, introduced by Representative Appelbaum, relating to tax credits.

HB 435, introduced by Representative Appelbaum, relating to high-capacity magazines, with penalty provisions.

HB 436, introduced by Representative Appelbaum, relating to high-capacity magazines, with penalty provisions.

HB 437, introduced by Representative Appelbaum, relating to suicide prevention.

HB 438, introduced by Representative Appelbaum, relating to guidelines for opioid prescriptions.

HB 439, introduced by Representative Davidson, relating to school district teaching permits.

HB 440, introduced by Representative Knight, relating to anhydrous ammonia.

HB 441, introduced by Representative Falkner, relating to political subdivisions filing annual financial reports with the state auditor, with penalty provisions.

HB 442, introduced by Representative Basye, relating to a tax credit.

HB 443, introduced by Representative Kalberloh, relating to cemetery trust funds.

HB 444, introduced by Representative McGirl, relating to county public health orders.

HB 445, introduced by Representative McGirl, relating to special road districts.

HB 446, introduced by Representative Schwadron, relating to solid waste management.

HB 447, introduced by Representative Wright, relating to the official state monument.

HB 448, introduced by Representative Tate, relating to false identification cards.

HB 449, introduced by Representative Tate, relating to celiac awareness day.

HB 450, introduced by Representative Tate, relating to law enforcement appreciation day.

HB 451, introduced by Representative Bailey, relating to eligibility to participate in the supplemental nutrition assistance program.

HB 452, introduced by Representative Railsback, relating to transient guest taxes.

HB 453, introduced by Representative Mackey, relating to utility rates.

HB 454, introduced by Representative Mackey, relating to property exempt from attachment.

HB 455, introduced by Representative Dogan, relating to the use of chokeholds by law enforcement officers, with penalty provisions.

HB 456, introduced by Representative Dogan, relating to search warrants, with an emergency clause.

HB 457, introduced by Representative Dogan, relating to the offense of sexual conduct in the course of public duty, with a penalty provision and an emergency clause.

HB 458, introduced by Representative Dogan, relating to school district annexation procedures.

HB 459, introduced by Representative Dogan, relating to pelvic examinations.

HB 460, introduced by Representative Dogan, relating to prohibitions against discriminatory policing.

HB 461, introduced by Representative Dogan, relating to law enforcement agency policies regarding officer-involved deaths.

HB 462, introduced by Representative Dogan, relating to trial procedures for murder in the first degree.

HB 463, introduced by Representative Dogan, relating to the Missouri innocence inquiry commission.

HB 464, introduced by Representative Barnes, relating to the offense of mail theft, with penalty provisions.

HB 465, introduced by Representative Pike, relating to youth suicide awareness and prevention training for educators.

HB 466, introduced by Representative Price IV, relating to employment discrimination.

HB 467, introduced by Representative Dinkins, relating to a sexual offender's duty to report.

HB 468, introduced by Representative Dinkins, relating to dismemberment abortions.

HB 469, introduced by Representative Dinkins, to authorize the conveyance of certain state property.

HB 470, introduced by Representative Dinkins, relating to school protection officers.

HB 471, introduced by Representative Kidd, relating to registration certificates for roofing contractors, with penalty provisions.

HB 472, introduced by Representative Griesheimer, relating to election tabulating software.

HB 473, introduced by Representative Hicks, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 474, introduced by Representative Trent, relating to statutes of limitations.

HB 475, introduced by Representative Grier, relating to dietitians.

HB 476, introduced by Representative Grier, relating to license reciprocity for military members.

HB 477, introduced by Representative Christofanelli, relating to sales tax.

HB 478, introduced by Representative Christofanelli, relating to savings accounts for education expenses.

HB 479, introduced by Representative Christofanelli, relating to income tax deductions, with an emergency clause.

HB 480, introduced by Representative Christofanelli, relating to student journalists.

HB 481, introduced by Representative Coleman (32), relating to the practice of certain occupations.

HB 482, introduced by Representative Coleman (32), relating to a cause of action against a social media website for censorship.

HB 483, introduced by Representative Young, relating to vehicular stops and searches by law enforcement.

HB 484, introduced by Representative Hicks, relating to occupational diseases diagnosed in first responders.

HB 485, introduced by Representative Hicks, relating to adoption.

HB 486, introduced by Representative Hicks, relating to medical marijuana use in lodging establishments, with penalty provisions.

HB 487, introduced by Representative Hicks, relating to the carrying of firearms on public transportation systems, with penalty provisions.

HB 488, introduced by Representative Hicks, relating to utilities.

HB 489, introduced by Representative Hicks, relating to the International Swimming Pool and Spa Code.

HB 490, introduced by Representative Hicks, relating to the operation of certain motor vehicles on the shoulder of the roadway.

HB 491, introduced by Representative Grier, relating to regulations by local governments.

HB 492, introduced by Representative Grier, relating to inspection of classroom instructional material.

HB 493, introduced by Representative Dinkins, relating to court dockets for foster care cases.

HB 494, introduced by Representative Hurlbert, relating to the participation of home school students in public school activities.

HB 495, introduced by Representative Ruth, relating to telemedicine services.

HB 496, introduced by Representative Schroer, relating to a tax credit.

HB 497, introduced by Representative Schroer, relating to income tax.

HB 498, introduced by Representative Schroer, relating to compensation for student athletes.

HB 499, introduced by Representative Schroer, relating to law enforcement officer disciplinary actions, with penalty provisions.

HB 500, introduced by Representative Schroer, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 501, introduced by Representative Schroer, relating to medical marijuana, with a penalty provision.

HB 502, introduced by Representative Schroer, relating to nurses.

HB 503, introduced by Representative Bosley, relating to discriminatory practices.

HB 504, introduced by Representative Toalson Reisch, relating to parole eligibility.

HB 505, introduced by Representative Rone, relating to labor organizations, with penalty provisions.

HB 506, introduced by Representative Rone, relating to ownership limitations on agricultural property and products.

HB 507, introduced by Representative Rone, relating to gaming facilities.

HB 508, introduced by Representative Rone, relating to feral swine, with penalty provisions.

HB 509, introduced by Representative McGaugh, relating to county recorders of deeds.

HB 510, introduced by Representative Hill, relating to alternative instruction delivery systems for virtual instructional programs.

HB 511, introduced by Representative Lovasco, relating to the regulation of property uses.

HB 512, introduced by Representative Lovasco, relating to the expenditure of public funds on printed matter, with penalty provisions.

HB 513, introduced by Representative Smith (155), relating to fox trotter week.

HB 514, introduced by Representative Basye, relating to school district in-person instruction.

HB 515, introduced by Representative Baker, relating to ethics, with penalty provisions.

HB 516, introduced by Representative Shaul, relating to the Interstate Medical Licensure Compact.

HB 517, introduced by Representative Shaul, relating to tobacco products, with penalty provisions.

HB 518, introduced by Representative Shaul, relating to the enforcement of instruments by persons not in possession.

HB 519, introduced by Representative Knight, relating to landowner liability.

HB 520, introduced by Representative Richey, relating to competency-based education in elementary and secondary schools.

HB 521, introduced by Representative Windham, relating to motor vehicles abandoned by persons under arrest.

HB 522, introduced by Representative Windham, relating to Walthall Moore day.

HB 523, introduced by Representative Windham, relating to firearms, with penalty provisions.

HB 524, introduced by Representative Haden, relating to public utility company property assessments.

HB 525, introduced by Representative Haden, relating to ammonia limitations on certain waters of the state.

HB 526, introduced by Representative Haffner, relating to traffic violations.

HB 527, introduced by Representative Haffner, relating to eminent domain.

HB 528, introduced by Representative Haffner, relating to a tax deduction.

HB 529, introduced by Representative Haffner, relating to biodiesel fuel, with penalty provisions.

HB 530, introduced by Representative Evans, relating to criminal offenses.

HB 531, introduced by Representative Evans, relating to probation.

HB 532, introduced by Representative Kelley (127), relating to court costs.

HB 533, introduced by Representative Knight, relating to intoxicating liquor.

HB 534, introduced by Representative Kelly (141), relating to the designation of a memorial highway.

HB 535, introduced by Representative Kelley (127), relating to court costs.

HB 536, introduced by Representative Kelley (127), relating to MO HealthNet coverage for inmates of public institutions.

HB 537, introduced by Representative Kelley (127), relating to MO HealthNet coverage of mental health services.

HB 538, introduced by Representative Windham, relating to the minimum wage.

HB 539, introduced by Representative Knight, relating to the net metering and easy connection act.

HB 540, introduced by Representative Fitzwater, relating to educational savings programs.

HB 541, introduced by Representative Lewis (6), relating to accountability requirements for low-performing schools.

HB 542, introduced by Representative Shields, relating to the occupational therapy licensure compact.

HB 543, introduced by Representative Pollitt (52), relating to admission of nonresident pupils, with a delayed effective date.

HB 544, introduced by Representative Deaton, relating to the designation of a memorial highway.

HB 545, introduced by Representative Wiemann, relating to constitutional amendments.

HB 546, introduced by Representative Hicks, relating to expungement.

HB 547, introduced by Representative Schroer, relating to alcoholic beverages.

HB 548, introduced by Representative Hovis, relating to forfeiture by wrongdoing.

HB 549, introduced by Representative Christofanelli, relating to the department of corrections.

HB 550, introduced by Representative Derges, relating to assistant physicians.

HB 551, introduced by Representative Derges, relating to health care professionals.

HB 552, introduced by Representative Derges, relating to school district bonding capacity, with a contingent effective date.

HB 553, introduced by Representative Hicks, relating to employee residency requirements.

HB 554, introduced by Representative Eggleston, relating to taxation, with a penalty provision.

HB 555, introduced by Representative Eggleston, relating to taxation, with penalty provisions.

HB 556, introduced by Representative Eggleston, relating to labeling initiative and referendum measures in local elections

HB 557, introduced by Representative Veit, relating to the protection of children, with penalty provisions and an emergency clause.

HB 558, introduced by Representative Hardwick, relating to income tax.

HB 559, introduced by Representative Schroer, relating to occupational diseases diagnosed in first responders.

HB 560, introduced by Representative Ingle, relating to the protection of children, with penalty provisions and an emergency clause.

HB 561, introduced by Representative Derges, relating to warnings on pet food, with penalty provisions.

HB 562, introduced by Representative Porter, relating to intoxicating liquor.

HB 563, introduced by Representative Owen, relating to land banks.

HB 564, introduced by Representative Dinkins, relating to mining royalties on federal land.

HB 565, introduced by Representative Gunby, relating to law enforcement agency improvement plans.

HB 566, introduced by Representative Eggleston, relating to statewide health emergencies, with an emergency clause.

HB 567, introduced by Representative Terry, relating to special administrative boards for unaccredited school districts.

HB 568, introduced by Representative Basye, relating to the concealed carrying of firearms on campuses of higher education institutions.

HB 569, introduced by Representative Basye, relating to a cancer awareness special license plate.

HB 570, introduced by Representative Basye, relating to traffic control signals, with a penalty provision.

HB 571, introduced by Representative Owen, relating to consumer loans.

HB 572, introduced by Representative Haffner, relating to local health ordinances.

HB 573, introduced by Representative Haden, relating to landowner liability.

HB 574, introduced by Representative Haden, relating to the inspection of grounds or facilities used for certain agricultural purposes, with a penalty provision.

HB 575, introduced by Representative Riley, relating to the Missouri religious freedom protection act.

HB 576, introduced by Representative Riley, relating to administrative rules.

HB 577, introduced by Representative Riley, relating to the collateral source rule.

HB 578, introduced by Representative Bromley, relating to biennial motor vehicle registrations.

HB 579, introduced by Representative Bromley, relating to registration fees for watercraft.

HB 580, introduced by Representative Riggs, relating to home internet access of pupils.

HB 581, introduced by Representative Riggs, relating to the 21st-century Missouri education task force.

HB 582, introduced by Representative Riggs, relating to the 21st century Missouri patient education task force.

HB 583, introduced by Representative Riggs, relating to audits of state entities.

HB 584, introduced by Representative Derges, relating to licensure reciprocity, with an emergency clause.

HB 585, introduced by Representative Houx, relating to the right of sepulcher.

HB 586, introduced by Representative Knight, relating to local use taxes.

HB 587, introduced by Representative Porter, relating to worker classification.

HB 588, introduced by Representative Butz, relating to the implementation of the streamlined sales and use tax agreement, with penalty provisions and a delayed effective date.

HB 589, introduced by Representative Knight, relating to the confiscation of animals, with penalty provisions.

HB 590, introduced by Representative Houx, relating to contact information for public officials.

HB 591, introduced by Representative Hannegan, relating to income tax.

HB 592, introduced by Representative Fitzwater, relating to personal delivery devices.

HB 593, introduced by Representative Fitzwater, relating to use taxes, with penalty provisions, an emergency clause for a certain section, and a delayed effective date for certain sections.

HB 594, introduced by Representative Mackey, relating to farmers' markets.

HB 595, introduced by Representative Mackey, relating to breakfast served in schools.

HB 596, introduced by Representative Mackey, relating to tax credits for grocery stores.

HB 597, introduced by Representative Mackey, relating to the Missouri food security task force.

HB 598, introduced by Representative Mackey, relating to the agreement among the states to elect the president by national popular vote act.

HB 599, introduced by Representative Mackey, relating to motor vehicle sales tax.

HB 600, introduced by Representative Eggleston, relating to elections.

HB 601, introduced by Representative Rone, relating to a tax credit for the sale of ethanol fuel.

HB 602, introduced by Representative Grier, relating to emergency orders.

HB 604, introduced by Representative Gregory (51), relating to certificates of self-insurance.

HB 605, introduced by Representative Basye, relating to the designation of a memorial bridge.

HB 606, introduced by Representative Basye, relating to the designation of a memorial bridge.

HB 607, introduced by Representative Basye, relating to property regulations by certain counties.

HB 608, introduced by Representative Lewis (6), relating to substitute teacher licensing.

HB 609, introduced by Representative Rogers, relating to jury duty.

HB 610, introduced by Representative Rogers, relating to motor vehicle registration, with a penalty provision.

HB 611, introduced by Representative Rogers, relating to armed criminal action.

HB 612, introduced by Representative Rogers, relating to the Missouri secure choice savings program act.

HB 613, introduced by Representative Rogers, relating to compensation owed to discharged employees.

HB 614, introduced by Representative Rogers, relating to compensation for student athletes.

HB 615, introduced by Representative Rogers, relating to election day.

HB 616, introduced by Representative Rogers, relating to the use of body-worn cameras by law enforcement.

HB 617, introduced by Representative Rogers, relating to daylight saving time.

HB 618, introduced by Representative Rogers, relating to discovery procedures for certain municipal ordinance violations.

HB 619, introduced by Representative Rogers, relating to sports wagering, with penalty provisions.

HB 620, introduced by Representative Rogers, relating to net neutrality.

HB 621, introduced by Representative Rogers, relating to land banks.

HB 622, introduced by Representative Rogers, relating to the offense of driving while revoked, with penalty provisions.

HB 623, introduced by Representative Rogers, relating to conditions of release to assure appearance before trial.

HB 624, introduced by Representative Richey, relating to early high school graduation.

HB 625, introduced by Representative Richey, relating to competency-based education in elementary and secondary schools.

HB 626, introduced by Representative Griffith, relating to the designation of a memorial highway.

HB 627, introduced by Representative Patterson, relating to savings accounts for education expenses.

HB 628, introduced by Representative Busick, relating to vaccine administration by dentists.

HB 629, introduced by Representative Coleman (32), relating to group personal lines insurance.

HB 630, introduced by Representative Coleman (32), relating to motor clubs.

HB 631, introduced by Representative Bailey, relating to landfill properties in certain counties.

HB 632, introduced by Representative Roberts, relating to end-of-life care homes, with penalty provisions.

HB 633, introduced by Representative Roberts, relating to property taxes, with an emergency clause.

HB 634, introduced by Representative Schroer, relating to concealed carry permits.

HB 635, introduced by Representative Schroer, relating to abortion.

HB 636, introduced by Representative Schroer, relating to sentence review for certain persons.

HB 637, introduced by Representative Morse, relating to legislative requirements for public schools.

HB 638, introduced by Representative Morse, relating to farmers and ranchers day.

HB 639, introduced by Representative Morse, relating to school bus drivers' appreciation day.

HB 640, introduced by Representative Morse, relating to myasthenia gravis awareness month.

HB 641, introduced by Representative Merideth, relating to elections.

HB 642, introduced by Representative Merideth, relating to taxation, with penalty provisions and a delayed effective date.

HB 643, introduced by Representative Hannegan, relating to animal abuse, with penalty provisions.

HB 644, introduced by Representative Falkner, relating to use taxes.

HB 645, introduced by Representative Sharpe (4), relating to family farms.

HB 646, introduced by Representative Sharpe (4), relating to taxation of cigarettes and tobacco products.

HB 647, introduced by Representative Pollitt (52), relating to working animals.

HB 648, introduced by Representative Shaul, relating to utility districts.

HB 649, introduced by Representative Shaul, relating to employment security, with a delayed effective date.

HB 650, introduced by Representative Stevens (46), relating to distributors of hypodermic needles, with penalty provisions.

HB 651, introduced by Representative Stevens (46), relating to small loans, with penalty provisions and a referendum clause.

HB 652, introduced by Representative Stevens (46), relating to the Missouri farmers' market nutrition program.

HB 653, introduced by Representative Stevens (46), relating to period products in charter schools and public schools.

HB 654, introduced by Representative Stevens (46), relating to period products in charter schools and public schools.

HB 655, introduced by Representative Stevens (46), relating to an inclusive curriculum in public schools.

HB 656, introduced by Representative Stevens (46), relating to absentee voting.

HB 657, introduced by Representative Trent, relating to the sunshine law.

HB 658, introduced by Representative Merideth, relating to responsibilities of the department of revenue.

HB 659, introduced by Representative O'Donnell, relating to state employees.

HB 660, introduced by Representative O'Donnell, relating to special license plates for Boy Scouts of America.

HB 661, introduced by Representative Ruth, relating to the operation of a commercial motor vehicle, with penalty provisions.

HB 662, introduced by Representative Basye, relating to the designation of a memorial bridge.

HB 663, introduced by Representative Dinkins, relating to immunity for defending a person's property.

HB 664, introduced by Representative Ruth, relating to motor vehicle odometer readings, with penalty provisions.

HB 665, introduced by Representative Baringer, relating to qualifications of candidates for public office.

HB 666, introduced by Representative Baringer, relating to the senior citizens' services funds.

HB 667, introduced by Representative Baringer, relating to motor vehicle sales tax.

HB 668, introduced by Representative Baringer, relating to motor vehicle sales tax.

HB 669, introduced by Representative Baringer, relating to CBD oil products, with penalty provisions.

HB 670, introduced by Representative Houx, relating to Missouri state archives-St. Louis trust fund.

HB 671, introduced by Representative Knight, relating to outdoor advertising.

HB 672, introduced by Representative Coleman (97), relating to abortion, with penalty provisions.

HB 673, introduced by Representative Coleman (97), relating to the protection of children, with penalty provisions and an emergency clause for a certain section.

HB 674, introduced by Representative Coleman (97), relating to the designation of a highway.

HB 675, introduced by Representative Coleman (97), relating to the offense of mail theft, with penalty provisions.

HB 676, introduced by Representative Coleman (97), relating to assessing punishment in first degree murder cases.

HB 677, introduced by Representative Coleman (97), relating to the county employees' retirement system, with penalty provisions.

HB 678, introduced by Representative Eggleston, relating to areas of a court of law.

HB 679, introduced by Representative Dinkins, relating to school district local effort calculations, with an emergency clause.

HB 680, introduced by Representative Schwadron, relating to the presidential preference primary.

HB 681, introduced by Representative Chipman, relating to health care for students at public institutions of higher education.

HB 682, introduced by Representative Chipman, relating to student lodging.

HB 683, introduced by Representative Chipman, relating to student tracking in public institutions of higher education.

HB 684, introduced by Representative Chipman, relating to medical procedures.

HB 685, introduced by Representative Chipman, relating to requirements to run for certain public offices.

HB 686, introduced by Representative Chipman, relating to foreign gifts to educational institutions.

HB 687, introduced by Representative Riley, relating to motor vehicles.

HB 688, introduced by Representative Murphy, relating to earnings tax.

HB 689, introduced by Representative Shields, relating to limited tax credits for certain medical education-related preceptorships.

HB 690, introduced by Representative Mayhew, relating to tax credits.

HB 691, introduced by Representative Ruth, relating to railroad grade crossings.

HB 692, introduced by Representative Francis, relating to service territories of retail electric service providers.

HB 693, introduced by Representative Francis, relating to tax credits.

HB 694, introduced by Representative Francis, relating to the taxation of motor fuel, with a referendum clause.

HB 695, introduced by Representative Houx, relating to real estate licensees.

HB 696, introduced by Representative McGirl, relating to contagious illnesses.

HB 697, introduced by Representative DeGroot, relating to property assessment contracts for energy efficiency, with penalty provisions.

HB 698, introduced by Representative Schroer, relating to criminal proceedings, with penalty provisions.

HB 699, introduced by Representative Doll, relating to sales tax.

HB 700, introduced by Representative Black (7), relating to the inhalation of substances, with penalty provisions.

HB 701, introduced by Representative Black (7), relating to retirement systems.

HB 702, introduced by Representative Merideth, relating to medical marijuana.

HB 703, introduced by Representative Davis, relating to the issuance of license plates.

HB 704, introduced by Representative Davis, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 705, introduced by Representative Davis, relating to earnings tax.

HB 706, introduced by Representative Davis, relating to qualifications for elective public office.

HB 707, introduced by Representative Trent, relating to compensation of court reporters.

HB 708, introduced by Representative Trent, relating to the designation of a memorial highway.

HB 709, introduced by Representative Trent, relating to elections.

HB 710, introduced by Representative Derges, relating to access to certain court records.

HB 711, introduced by Representative Lovasco, relating to the public domain preservation act.

HB 712, introduced by Representative Ellebracht, relating to discovery in municipal courts.

HB 713, introduced by Representative Ellebracht, relating to tax credits.

HB 714, introduced by Representative Rowland, relating to mortgage foreclosures.

HB 715, introduced by Representative Rowland, relating to accounting practices.

HB 716, introduced by Representative Rowland, relating to property assessments.

HB 717, introduced by Representative Rowland, relating to tax credits.

HB 718, introduced by Representative Rowland, relating to property assessments.

HB 719, introduced by Representative Rowland, relating to property assessments.

HB 720, introduced by Representative Sharp (36), relating to tax credits for urban farms.

HB 721, introduced by Representative Sharp (36), relating to trauma center designations.

HB 722, introduced by Representative Rowland, relating to Blair's law, with penalty provisions.

HB 723, introduced by Representative Houx, relating to alcohol trade practices.

HB 724, introduced by Representative Porter, relating to the licensing of persons performing certain funeral-related services.

HB 725, introduced by Representative Coleman (32), relating to public health, with an emergency clause.

HB 726, introduced by Representative Smith (163), relating to the state minimum wage rate, with a delayed effective date.

HB 727, introduced by Representative Smith (163), relating to income tax deductions for certain educators.

HB 728, introduced by Representative Smith (163), relating to reimbursement allowance taxes.

HB 729, introduced by Representative O'Donnell, relating to alternative educational options for students in elementary and secondary education programs, with penalty provisions.

HB 730, introduced by Representative Christofanelli, relating to sports wagering, with penalty provisions.

HB 731, introduced by Representative Perkins, to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

HB 732, introduced by Representative Hannegan, relating to human and pet cemeteries.

HB 733, introduced by Representative Patterson, relating to the workforce diploma program.

HOUSE COMPLAINTS

House Complaint No. 1 was reported by the Committee on Ethics on Dec 16, 2020:

HOUSE ETHICS COMPLAINT NO. 20-001

In the Matter of Representative Wiley Price

REPORT OF THE COMMITTEE ON ETHICS

WHEREON, the Committee on Ethics, of the Missouri House of Representatives, 100th General Assembly, pursuant to Rule 8 of House Committee Substitute for House Resolution 137, reports as follows:

1. On Monday, January 27, 2020, the administrative staff of the House of Representatives received a verbal report of a potential violation of House Policy B-5, which prohibits sexual harassment, and House Policy F-8, which prohibits amorous or romantic relationships between a representative and a House employee or intern. The report involved Representative Wiley Price (Respondent) and a House intern.

2. Immediately upon receiving the verbal report, the Chief Clerk of the House, pursuant to existing policy, retained outside counsel to investigate the complaint. Investigative counsel conducted an investigation of the complaint, which included interviewing the Respondent, intern, Respondent's legislator assistant (Witness 1), and another representative (Witness 2) with whom Respondent shared Witness 1 in a legislator assistant share agreement. The investigator prepared an investigative report, which was received by the House on February 12, 2020, and forwarded to the Committee on Ethics.

3. The investigative report stated that on Thursday, January 23, 2020, Respondent shared with Witness 1 that he had sex with the intern the night before, after Respondent, the intern, Witness 1, and numerous others attended a party at a local bar and grill. The report also alleged that upon learning that he would be subject to an ethics investigation in this matter, Respondent attempted to coerce Witness 1 into being untruthful with the investigator and the Committee in order to cover up the offense.

4. On February 6, 2020, the investigator interviewed Witness 1. Witness 1 provided the investigator a detailed report that was consistent with her initial report to House staff. Witness 1 stated that Respondent shared with Witness 1 that he had sex with the intern. Witness 1 stated that Respondent began harassing her upon learning that she had made the report to House staff as a mandated reporter. Witness 1 stated Respondent told her that he and the intern had agreed to lie and state nothing happened between them, and they had deleted each other's phone numbers and all text messages and calls between them from their phones. The investigator deemed Witness 1 to be credible.

5. On February 9, 2020, the investigator interviewed Witness 2. Witness 2's statements were consistent with the testimony of Witness 1. Witness 2 recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1. The investigator deemed Witness 2 to be credible.

6. On February 10, 2020, the investigator interviewed the intern. The intern denied any romantic or sexual relationship with Respondent. The intern denied speaking with or texting Respondent on her cell phone. The intern denied ever having Respondent's cell phone number. Although initially indicating she would provide a copy of her cell phone records to the investigator, the intern later indicated she did not know how to obtain such records, and that any attempt to acquire such records would alert her mother to the investigation, which the intern did not want to do. The investigator deemed the credibility of the intern to be questionable.

7. On February 10, 2020, the investigator interviewed Respondent. Respondent denied any sexual relationship with the intern. Respondent denied claiming he had a sexual relationship with the intern to anyone, including Witness 1. Respondent stated although he and Witness 1 would have work related "spats" from time to time, they were nothing serious and he had no issues with Witness 1. Respondent stated that he has not called the intern on his cell phone, and that he does not have and has never had her cell phone number. Respondent indicated he would be willing to provide a copy of his cell phone records to confirm this, but stated he was not sure how to obtain the records. The investigator deemed the credibility of Respondent to be questionable.

8. On February 17, 2020, in order to prevent the possibility of further harassment or retaliation against Witness 1, the House completed moving Respondent to a different office complex within the Capitol, and assigned Witness 1 to be a full-time legislator assistant for Witness 2. Respondent offered no substitute legislator assistant, so the House assigned a different current legislator assistant for Respondent.

9. The Committee met on February 20, 2020, and, after reviewing the report from outside counsel, voted (9-0) to proceed to a preliminary hearing.

10. The Committee confirmed that the intern was a current House intern assigned to a representative not related to this matter in January 2020. The intern was invited to testify before the Committee on multiple occasions. However, through her Title IX coordinator, she declined to cooperate with the Committee's investigation. Although the Committee made multiple requests for phone records to the intern, she ultimately failed to supply any records to the Committee.

11. On February 27, 2020, Witness 1 testified before the Committee. The testimony of Witness 1 was consistent with her initial report to House staff and to the investigator. Some of the testimony of Witness 1 is as follows:

a. Witness 1 stated "The next day when he got to work, we went into his office and he closed the door and that's when he told me that he had sex with [the intern] the night before."

b. Witness 1 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex.

c. Witness 1 stated "[Respondent] told me that he had contacted [the intern] and that he had told her to delete his phone number, delete their text messages, and that she wasn't supposed to contact him anymore."

d. Witness 1 stated that Respondent said "It was consensual. There's nothing wrong with what I did. You're the one that messed up by telling [Witness 2]."

e. Witness 1 stated that Respondent urged her "to say that [Witness 2] misspoke or I misspoke and that he didn't do anything and it was all wrong. And it was my mess and I had to clean it up."

f. Witness 1 stated that Respondent said that "if I didn't back his play or back his idea that I was going to lose my job."

g. Witness 1 stated Respondent told her "where I come from, people die for doing s*** like this", referring to Witness 1 revealing the contents of her conversation with Respondent as a mandated reporter, and Witness 1 not vouching for Respondent's narrative of the events. Witness 1 stated she was afraid of Respondent after this conversation.

The Committee deemed Witness 1 to be credible.

12. On February 27, 2020, Witness 2 testified before the Committee. The testimony of Witness 2 was consistent with the testimony of Witness 1. Witness 2 recalls Witness 1 telling about Respondent and the intern, and that Witness 2 immediately recognized their duty to report as mandated reporters. Witness 2 also recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1 (not on speaker phone). Also, Witness 2 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex. The Committee carefully examined the testimony of Witness 1 and Witness 2 and found their accounts to be consistent. The Committee finds the testimony of Witness 2 to be credible.

13. After verifying the cellular telephone numbers for Respondent and the intern in use in January 2020, the Committee requested the Speaker issue a subpoena for phone records relating to this matter. The subpoena requested historical transaction detail for the dates of January 22, 2020 through January 27, 2020.

14. The cell phone transaction records received in response to the House subpoena contained seven phone calls and 26 text messages between Respondent and the intern. Some of these communications were initiated by Respondent and some initiated by the intern. The first call originated from Respondent on January 23, 2020 at 12:40 AM. The final communication was a phone call originated by Respondent in the evening of January 26, 2020 lasting 42 minutes. These phone records clearly indicate Respondent and the intern had each other's cell phone numbers and had communicated, which contradicts their testimony to the investigator, and part of Respondent's testimony under oath to the Committee.

15. On September 15, 2020, Respondent provided sworn testimony before the Committee. Respondent was present with counsel, and both counsel and Respondent were given an opportunity to provide a verbal statement to the Committee in addition to Respondent's testimony. Some of Respondent's testimony is as follows:

- a. Respondent denied any sexual relationship with the intern.
- b. Respondent denied claiming he had a sexual relationship with the intern.
- c. Respondent and his counsel initially denied (four times) ever calling or texting the intern. After being shown an excerpt of the phone records the Committee acquired by subpoena, Respondent then claimed he communicated with the intern to see if Witness 1 had made it home safely from a party the three of them had attended on the night in question. Respondent claimed that the part of the investigator's report that stated he said he did not have the intern's cell phone number was false.
- d. Respondent testified he switched cell phones and is not certain of the location of the phone he was using in January 2020. Respondent stated he would search for the original phone in his home and provide it to the Committee.
- e. Respondent claimed that a week before the alleged sexual encounter with the intern he had given notice to Witness 1 that she was going to be fired within 30 days. This contradicts the testimony of Witness 1 and the investigator's report in which he said he had no serious issues with Witness 1. Respondent claimed Witness 1 fabricated the story of Respondent and the intern as retaliation. When asked, Respondent said he had not told Witness 2 (with whom he shared in a legislator assistant share agreement with Witness 1) that he had given notice to Witness 1; he had not told House administration that he had given notice to Witness 1; and had not documented his issues with Witness 1 or that she had been given notice. Respondent testified that he had arranged for a friend of his from his district to replace Witness 1, but could not recall his name and did not mention him to House administration when they separated Respondent from Witness 1. Respondent testified that the ex-boyfriend of Witness 1 (Witness 3) was

aware that Witness 1 was being fired and "came into my office to save his ex-girlfriend's job." On September 22, 2020, Witness 3 testified before the committee that he was unaware that Witness 1 was to be fired, and that he never spoke to Respondent to save Witness 1's job. The Committee deemed the testimony of Witness 3 to be credible.

Ultimately, Respondent also failed to supply the original cell phone or any phone records that would corroborate his version of the events in response to requests from the Committee. The Committee deemed Respondent to be not credible.

16. At the conclusion of Respondent's testimony, held in closed session before the Committee, a cell phone was discovered on the witness stand that was recording audio. The witness stand had just been vacated by Respondent and his counsel, who had both left the room. The phone had been recording Respondent's testimony, and would have continued recording the Committee's private deliberations. The phone was determined to belong to counsel for the Respondent, who stated he was recording the testimony of Respondent before the Committee. Counsel was not given permission to make a recording, and was in direct violation of House rules providing for the confidentiality of the Committee proceedings. The phone was returned to counsel after the audio file was deleted from the device and counsel stipulated that he would not take any steps to recover or otherwise attempt to use the audio file.

17. House records confirm that Respondent attended the mandatory Preventing Sexual Harassment training with all House members on January 14, 2020, and on March 11, 2019.

18. The Committee finds, based upon the testimony and evidence received by the Committee, that:

a. Respondent misled the House investigator by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denied that he had engaged in any cell phone communications whatsoever with the intern;

b. Respondent committed perjury before the Committee on Ethics by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denying that he had engaged in any cell phone communications whatsoever with the intern;

c. Respondent intimidated and threatened his legislator assistant in retaliation for performing her duties as a mandated reporter;

d. Respondent obstructed this Committee's investigation by misleading the Committee investigator with regard to his attempts to coerce Witness 1 into changing her testimony;

e. Respondent obstructed this Committee's investigation by committing perjury before the Committee by denying his attempts to coerce Witness 1 into changing her testimony; and

f. Respondent's conduct has compromised the ability of the House to provide a respectful, professional work environment.

19. The Committee finds that Respondent's actions involving both the intern and his legislator assistant, and his conduct before this Committee during its investigation, to constitute ethical misconduct and conduct unbecoming of a state legislator of sufficient severity to warrant censure.

NOW THEREFORE, the Committee on Ethics, having given full consideration to this complaint concludes that the issuance of this report is warranted, and recommends that the House of Representatives consider the following sanctions against the Respondent:

1. Censure by the 100th General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

2. Censure by the 101st General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

3. Payment of \$22,492.25 to the House of Representatives in costs related to the investigation of this complaint; and

Until the House considers a resolution to censure, the following actions should immediately be taken:

4. Respondent shall conduct himself in a manner that respects the commitment of the House to provide a work environment free of sexual harassment to all members, employees, and interns;

5. Respondent shall have no service from or supervision over any intern for the remainder of his membership in the House. Any legislative employee assigned to Respondent for the remainder of his membership in the House shall be under the direct supervision of the Chief Clerk, who should monitor the Respondent's contact with House employees as appropriate;

6. House Speaker and Minority Floor Leader remove Respondent from any committee assignments;

7. House Speaker and Minority Floor Leader withhold from Respondent any of the privileges of office that the Speaker or Minority Floor Leader deem appropriate;

8. Respondent not be allowed to hold any leadership position; and

9. Any other sanctions the House of Representatives deems just and proper under the circumstances.

At the Committee hearing on December 15, 2020, Respondent was given until 1 PM the following day to resign as Representative of the 100th General Assembly and resign as Representative-Elect of the 101st General Assembly. Respondent failed to meet this deadline.

This report was adopted by the Committee by a vote of 10 to 0:

Ayes: Eggleston, Kendrick, Anderson, Andrews, Barnes, Brown, Ellebracht, Francis, Lynch, Stevens
Date: December 15, 2020

Read the first time.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 2**.

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the First Regular Session of the One-hundred and First General Assembly is duly convened and is now in session and ready for consideration of business;

BE IT FURTHER RESOLVED that the Secretary of the Senate notify the House of Representatives that the Senate is now organized with the election of the following named officers:

President Pro Tem Dave Schatz
Secretary of Senate Adriane D. Crouse
Sergeant-at-Arms Marty Drewel

COMMITTEE APPOINTMENTS

January 6, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Children and Families, and appoint the following members:

Representative Mary Elizabeth Coleman, Chair
Representative Dottie Bailey, Vice Chair
Representative Shamed Dogan
Representative Tom Hannegan
Representative Jonathan Patterson
Representative Randy Pietzman
Representative Brenda Shields

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 6, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Consent and House Procedure, and appoint the following members:

Representative Sara Walsh, Chair
Representative Craig Fishel, Vice Chair
Representative Allen Andrews
Representative Jim Kalberloh
Representative Sean Pouche
Representative Randy Railsback
Representative Nick Schroer
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 6, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Ethics, and appoint the following members:

Representative Travis Fitzwater, Chair
Representative Allen Andrews
Representative J. Eggleston
Representative Rick Francis
Representative Hannah Kelly

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

January 6, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint the following to serve on the Committee on Consent and House Procedure:

Representative Tracy McCreery (ranking member)
Representative Kevin Windham
Representative Bridget Walsh Moore

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

January 6, 2021

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Chuck Basye to the Missouri Veterans Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Rob Vescovo
Speaker of the House

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 7 - Consent and House Procedure

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael L. Parson.

GOVERNOR'S PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the One Hundredth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that through the first quarter of fiscal year 2021, the rate of expenditure for each of the appropriation lines in the fiscal year 2021 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2021 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 20th day of October, 2020.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

Exhibit A		
	Agency	Budget Appropriation Line
1	OFFICE ADMINISTRATION-OPER	01.010
2	OFFICE ADMINISTRATION-OPER	01.015
3	OFFICE ADMINISTRATION-OPER	01.015
4	OFFICE ADMINISTRATION-OPER	01.020
5	OFFICE ADMINISTRATION-OPER	01.020
6	OFFICE ADMINISTRATION-OPER	01.025
7	OFFICE ADMINISTRATION-OPER	01.025
8	OFFICE ADMINISTRATION-OPER	01.030
9	OFFICE ADMINISTRATION-OPER	01.035
10	ELEM & SEC EDUCATION-OPER	02.005
11	ELEM & SEC EDUCATION-OPER	02.005
12	ELEM & SEC EDUCATION-OPER	02.005
13	ELEM & SEC EDUCATION-OPER	02.005
14	ELEM & SEC EDUCATION-OPER	02.010
15	ELEM & SEC EDUCATION-OPER	02.010
16	ELEM & SEC EDUCATION-OPER	02.015
17	ELEM & SEC EDUCATION-OPER	02.015
18	ELEM & SEC EDUCATION-OPER	02.015
19	ELEM & SEC EDUCATION-OPER	02.015
20	ELEM & SEC EDUCATION-OPER	02.015

21	ELEM & SEC EDUCATION-OPER	02.015
22	ELEM & SEC EDUCATION-OPER	02.015
23	ELEM & SEC EDUCATION-OPER	02.015
24	ELEM & SEC EDUCATION-OPER	02.015
25	ELEM & SEC EDUCATION-OPER	02.015
26	ELEM & SEC EDUCATION-OPER	02.015
27	ELEM & SEC EDUCATION-OPER	02.015
28	ELEM & SEC EDUCATION-OPER	02.015
29	ELEM & SEC EDUCATION-OPER	02.015
30	ELEM & SEC EDUCATION-OPER	02.015
31	ELEM & SEC EDUCATION-OPER	02.015
32	ELEM & SEC EDUCATION-OPER	02.015
33	ELEM & SEC EDUCATION-OPER	02.015
34	ELEM & SEC EDUCATION-OPER	02.015
35	ELEM & SEC EDUCATION-OPER	02.016
36	ELEM & SEC EDUCATION-OPER	02.017
37	ELEM & SEC EDUCATION-OPER	02.018
38	ELEM & SEC EDUCATION-OPER	02.020
39	ELEM & SEC EDUCATION-OPER	02.025
40	ELEM & SEC EDUCATION-OPER	02.030
41	ELEM & SEC EDUCATION-OPER	02.035
42	ELEM & SEC EDUCATION-OPER	02.040
43	ELEM & SEC EDUCATION-OPER	02.045
44	ELEM & SEC EDUCATION-OPER	02.050
45	ELEM & SEC EDUCATION-OPER	02.055
46	ELEM & SEC EDUCATION-OPER	02.056
47	ELEM & SEC EDUCATION-OPER	02.060
48	ELEM & SEC EDUCATION-OPER	02.061
49	ELEM & SEC EDUCATION-OPER	02.066
50	ELEM & SEC EDUCATION-OPER	02.070
51	ELEM & SEC EDUCATION-OPER	02.070
52	ELEM & SEC EDUCATION-OPER	02.070
53	ELEM & SEC EDUCATION-OPER	02.075
54	ELEM & SEC EDUCATION-OPER	02.080
55	ELEM & SEC EDUCATION-OPER	02.080
56	ELEM & SEC EDUCATION-OPER	02.080
57	ELEM & SEC EDUCATION-OPER	02.085
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1995	MENTAL HEALTH-OPERATING	10.225
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2160	HEALTH & SENIOR SERVICES-OPER	10.615
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2165	HEALTH & SENIOR SERVICES-OPER	10.625
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2823	LT. GOVERNOR-OPERATING	12.045
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2985	PUBLIC DEFENDER-OPERATING	12.400
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2995	LEGISLATURE-LEASING	13.005
2996	JUDICIARY-LEASING	13.005
2997	LT. GOVERNOR-LEASING	13.005
2998	SECRETARY OF STATE-LEASING	13.005
2999	STATE AUDITOR-LEASING	13.005
3000	ATTORNEY GENERAL-LEASING	13.005
3001	OFFICE ADMINISTRATION-LEAS	13.005
3002	OFFICE ADMINISTRATION-LEAS	13.005

3003	AGRICULTURE-LEASING	13.005
3004	DCI-LEASING	13.005
3005	ECONOMIC DEVELOPMENT-LEAS	13.005
3006	ELEM & SEC EDUCATION-LEAS	13.005
3007	HEALTH & SENIOR SERVICES-LEAS	13.005
3008	LABOR & INDUSTRIAL REL-LEAS	13.005
3009	MENTAL HEALTH-LEASING	13.005
3010	NATURAL RESOURCES-LEASING	13.005
3011	PUBLIC SAFETY-LEASING	13.005
3012	PUBLIC SAFETY-LEASING	13.005
3013	REVENUE-LEASING	13.005
3014	SOCIAL SERVICES-LEASING	13.005
3015	CORRECTIONS-LEASING	13.005
3016	ELEM & SEC EDUCATION-LEAS	13.005
3017	ELEM & SEC EDUCATION-LEAS	13.005
3018	LABOR & INDUSTRIAL REL-LEAS	13.005
3019	LABOR & INDUSTRIAL REL-LEAS	13.005
3020	AGRICULTURE-LEASING	13.005
3021	ATTORNEY GENERAL-LEASING	13.005
3022	JUDICIARY-LEASING	13.005
3023	NATURAL RESOURCES-LEASING	13.005
3024	HEALTH & SENIOR SERVICES-LEAS	13.005
3025	PUBLIC SAFETY-LEASING	13.005
3026	PUBLIC SAFETY-LEASING	13.005
3027	DHEWD-LEASING	13.005
3028	ELEM & SEC EDUCATION-LEAS	13.005
3029	PUBLIC SAFETY-LEASING	13.005
3030	PUBLIC SAFETY-LEASING	13.005
3031	LT. GOVERNOR-LEASING	13.005
3032	NATURAL RESOURCES-LEASING	13.005
3033	ECONOMIC DEVELOPMENT-LEAS	13.005
3034	PUBLIC SAFETY-LEASING	13.005
3035	PUBLIC SAFETY-LEASING	13.005
3036	NATURAL RESOURCES-LEASING	13.005
3037	NATURAL RESOURCES-LEASING	13.005
3038	NATURAL RESOURCES-LEASING	13.005
3039	OFFICE ADMINISTRATION-LEAS	13.005
3040	OFFICE ADMINISTRATION-LEAS	13.005
3041	CORRECTIONS-LEASING	13.005
3042	PUBLIC SAFETY-LEASING	13.005
3043	DCI-LEASING	13.005
3044	DCI-LEASING	13.005

3045	NATURAL RESOURCES-LEASING	13.005
3046	ELEM & SEC EDUCATION-LEAS	13.005
3047	DCI-LEASING	13.005
3048	NATURAL RESOURCES-LEASING	13.005
3049	NATURAL RESOURCES-LEASING	13.005
3050	NATURAL RESOURCES-LEASING	13.005
3051	SECRETARY OF STATE-LEASING	13.005
3052	DCI-LEASING	13.005
3053	NATURAL RESOURCES-LEASING	13.005
3054	NATURAL RESOURCES-LEASING	13.005
3055	NATURAL RESOURCES-LEASING	13.005
3056	NATURAL RESOURCES-LEASING	13.005
3057	DCI-LEASING	13.005
3058	SOCIAL SERVICES-LEASING	13.005
3059	NATURAL RESOURCES-LEASING	13.005
3060	ATTORNEY GENERAL-LEASING	13.005
3061	PUBLIC SAFETY-LEASING	13.005
3062	AGRICULTURE-LEASING	13.005
3063	ATTORNEY GENERAL-LEASING	13.005
3064	LABOR & INDUSTRIAL REL-LEAS	13.005
3065	ATTORNEY GENERAL-LEASING	13.005
3066	REVENUE-LEASING	13.005
3067	AGRICULTURE-LEASING	13.005
3068	ATTORNEY GENERAL-LEASING	13.005
3069	NATURAL RESOURCES-LEASING	13.005
3070	NATURAL RESOURCES-LEASING	13.005
3071	ATTORNEY GENERAL-LEASING	13.005
3072	DCI-LEASING	13.005
3073	PUBLIC SAFETY-LEASING	13.005
3074	JUDICIARY-LEASING	13.005
3075	ELEM & SEC EDUCATION-LEAS	13.005
3076	LABOR & INDUSTRIAL REL-LEAS	13.005
3077	DHEWD-LEASING	13.005
3078	AGRICULTURE-LEASING	13.005
3079	LEGISLATURE-LEASING	13.010
3080	JUDICIARY-LEASING	13.010
3081	GOVERNOR-LEASING	13.010
3082	LT. GOVERNOR-LEASING	13.010
3083	SECRETARY OF STATE-LEASING	13.010
3084	STATE AUDITOR-LEASING	13.010
3085	ATTORNEY GENERAL-LEASING	13.010
3086	OFFICE ADMINISTRATION-LEAS	13.010

3087	AGRICULTURE-LEASING	13.010
3088	ECONOMIC DEVELOPMENT-LEAS	13.010
3089	ELEM & SEC EDUCATION-LEAS	13.010
3090	DHEWD-LEASING	13.010
3091	HEALTH & SENIOR SERVICES-LEAS	13.010
3092	LABOR & INDUSTRIAL REL-LEAS	13.010
3093	MENTAL HEALTH-LEASING	13.010
3094	NATURAL RESOURCES-LEASING	13.010
3095	PUBLIC SAFETY-LEASING	13.010
3096	REVENUE-LEASING	13.010
3097	SOCIAL SERVICES-LEASING	13.010
3098	CORRECTIONS-LEASING	13.010
3099	ELEM & SEC EDUCATION-LEAS	13.010
3100	ELEM & SEC EDUCATION-LEAS	13.010
3101	LABOR & INDUSTRIAL REL-LEAS	13.010
3102	LABOR & INDUSTRIAL REL-LEAS	13.010
3103	AGRICULTURE-LEASING	13.010
3104	ATTORNEY GENERAL-LEASING	13.010
3105	NATURAL RESOURCES-LEASING	13.010
3106	HEALTH & SENIOR SERVICES-LEAS	13.010
3107	MENTAL HEALTH-LEASING	13.010
3108	DHEWD-LEASING	13.010
3109	STATE TREASURER-LEASING	13.010
3110	LABOR & INDUSTRIAL REL-LEAS	13.010
3111	SOCIAL SERVICES-LEASING	13.010
3112	MENTAL HEALTH-LEASING	13.010
3113	SECRETARY OF STATE-LEASING	13.010
3114	NATURAL RESOURCES-LEASING	13.010
3115	ECONOMIC DEVELOPMENT-LEAS	13.010
3116	MENTAL HEALTH-LEASING	13.010
3117	SOCIAL SERVICES-LEASING	13.010
3118	PUBLIC SAFETY-LEASING	13.010
3119	AGRICULTURE-LEASING	13.010
3120	AGRICULTURE-LEASING	13.010
3121	PUBLIC SAFETY-LEASING	13.010
3122	AGRICULTURE-LEASING	13.010
3123	AGRICULTURE-LEASING	13.010
3124	NATURAL RESOURCES-LEASING	13.010
3125	AGRICULTURE-LEASING	13.010
3126	NATURAL RESOURCES-LEASING	13.010
3127	OFFICE ADMINISTRATION-LEAS	13.010
3128	PUBLIC SAFETY-LEASING	13.010

3129	ECONOMIC DEVELOPMENT-LEAS	13.010
3130	DCI-LEASING	13.010
3131	DCI-LEASING	13.010
3132	DCI-LEASING	13.010
3133	DCI-LEASING	13.010
3134	ATTORNEY GENERAL-LEASING	13.010
3135	NATURAL RESOURCES-LEASING	13.010
3136	NATURAL RESOURCES-LEASING	13.010
3137	NATURAL RESOURCES-LEASING	13.010
3138	NATURAL RESOURCES-LEASING	13.010
3139	SECRETARY OF STATE-LEASING	13.010
3140	NATURAL RESOURCES-LEASING	13.010
3141	NATURAL RESOURCES-LEASING	13.010
3142	DCI-LEASING	13.010
3143	SOCIAL SERVICES-LEASING	13.010
3144	NATURAL RESOURCES-LEASING	13.010
3145	SOCIAL SERVICES-LEASING	13.010
3146	PUBLIC SAFETY-LEASING	13.010
3147	AGRICULTURE-LEASING	13.010
3148	AGRICULTURE-LEASING	13.010
3149	ATTORNEY GENERAL-LEASING	13.010
3150	LABOR & INDUSTRIAL REL-LEAS	13.010
3151	ATTORNEY GENERAL-LEASING	13.010
3152	AGRICULTURE-LEASING	13.010
3153	PUBLIC SAFETY-LEASING	13.010
3154	NATURAL RESOURCES-LEASING	13.010
3155	ATTORNEY GENERAL-LEASING	13.010
3156	NATURAL RESOURCES-LEASING	13.010
3157	NATURAL RESOURCES-LEASING	13.010
3158	DCI-LEASING	13.010
3159	OFFICE ADMINISTRATION-LEAS	13.010
3160	AGRICULTURE-LEASING	13.010
3161	SECRETARY OF STATE-LEASING	13.010
3162	AGRICULTURE-LEASING	13.010
3163	NATURAL RESOURCES-LEASING	13.010
3164	NATURAL RESOURCES-LEASING	13.010
3165	LABOR & INDUSTRIAL REL-LEAS	13.010
3166	LABOR & INDUSTRIAL REL-LEAS	13.010
3167	AGRICULTURE-LEASING	13.010
3168	ELEM & SEC EDUCATION-LEAS	13.015
3169	HEALTH & SENIOR SERVICES-LEAS	13.015
3170	MENTAL HEALTH-LEASING	13.015

3171	PUBLIC SAFETY-LEASING	13.015
3172	SOCIAL SERVICES-LEASING	13.015
3173	HEALTH & SENIOR SERVICES-LEAS	13.015
3174	SOCIAL SERVICES-LEASING	13.015
3175	PUBLIC SAFETY-LEASING	13.015
3176	OFFICE ADMINISTRATION-LEAS	13.020
3177	OFFICE ADMINISTRATION-LEAS	13.020
3178	OFFICE ADMINISTRATION-LEAS	13.020
3179	OFFICE ADMINISTRATION-LEAS	13.025
3180	ELEM & SEC EDUCATION-CI	17.005
3181	ELEM & SEC EDUCATION-CI	17.015
3182	ELEM & SEC EDUCATION-CI	17.015
3183	DHEWD-CI	17.030
3184	DHEWD-CI	17.035
3185	DHEWD-CI	17.045
3186	DHEWD-CI	17.050
3187	DHEWD-CI	17.055
3188	DHEWD-CI	17.060
3189	OFFICE ADMINISTRATION-CI	17.070
3190	OFFICE ADMINISTRATION-CI	17.075
3191	OFFICE ADMINISTRATION-CI	17.080
3192	OFFICE ADMINISTRATION-CI	17.080
3193	AGRICULTURE-CI	17.085
3194	AGRICULTURE-CI	17.090
3195	AGRICULTURE-CI	17.095
3196	NATURAL RESOURCES-CI	17.100
3197	NATURAL RESOURCES-CI	17.105
3198	NATURAL RESOURCES-CI	17.110
3199	NATURAL RESOURCES-CI	17.115
3200	NATURAL RESOURCES-CI	17.120
3201	NATURAL RESOURCES-CI	17.125
3202	NATURAL RESOURCES-CI	17.130
3203	NATURAL RESOURCES-CI	17.135
3204	NATURAL RESOURCES-CI	17.140
3205	NATURAL RESOURCES-CI	17.145
3206	NATURAL RESOURCES-CI	17.145
3207	NATURAL RESOURCES-CI	17.145
3208	NATURAL RESOURCES-CI	17.155
3209	NATURAL RESOURCES-CI	17.160
3210	NATURAL RESOURCES-CI	17.160
3211	NATURAL RESOURCES-CI	17.160
3212	NATURAL RESOURCES-CI	17.160

3213	CONSERVATION-CI	17.170
3214	CONSERVATION-CI	17.175
3215	PUBLIC SAFETY-CI	17.180
3216	PUBLIC SAFETY-CI	17.180
3217	PUBLIC SAFETY-CI	17.180
3218	PUBLIC SAFETY-CI	17.180
3219	PUBLIC SAFETY-CI	17.185
3220	PUBLIC SAFETY-CI	17.195
3221	PUBLIC SAFETY-CI	17.200
3222	PUBLIC SAFETY-CI	17.205
3223	PUBLIC SAFETY-CI	17.205
3224	PUBLIC SAFETY-CI	17.205
3225	PUBLIC SAFETY-CI	17.210
3226	PUBLIC SAFETY-CI	17.215
3227	PUBLIC SAFETY-CI	17.215
3228	PUBLIC SAFETY-CI	17.215
3229	CORRECTIONS-CI	17.220
3230	MENTAL HEALTH-CI	17.225
3231	MENTAL HEALTH-CI	17.230
3232	SOCIAL SERVICES-CI	17.235
3233	ELEM & SEC EDUCATION-CI	18.005
3234	ELEM & SEC EDUCATION-CI	18.005
3235	ELEM & SEC EDUCATION-CI	18.005
3236	REVENUE-CI	18.010
3237	REVENUE-CI	18.010
3238	OFFICE ADMINISTRATION-CI	18.015
3239	OFFICE ADMINISTRATION-CI	18.020
3240	OFFICE ADMINISTRATION-CI	18.020
3241	OFFICE ADMINISTRATION-CI	18.020
3242	OFFICE ADMINISTRATION-CI	18.020
3243	OFFICE ADMINISTRATION-CI	18.020
3244	OFFICE ADMINISTRATION-CI	18.020
3245	OFFICE ADMINISTRATION-CI	18.020
3246	OFFICE ADMINISTRATION-CI	18.020
3247	OFFICE ADMINISTRATION-CI	18.020
3248	OFFICE ADMINISTRATION-CI	18.020
3249	OFFICE ADMINISTRATION-CI	18.020
3250	OFFICE ADMINISTRATION-CI	18.020
3251	OFFICE ADMINISTRATION-CI	18.020
3252	OFFICE ADMINISTRATION-CI	18.020
3253	OFFICE ADMINISTRATION-CI	18.020
3254	OFFICE ADMINISTRATION-CI	18.020

3255	OFFICE ADMINISTRATION-CI	18.020
3256	OFFICE ADMINISTRATION-CI	18.020
3257	OFFICE ADMINISTRATION-CI	18.020
3258	OFFICE ADMINISTRATION-CI	18.020
3259	OFFICE ADMINISTRATION-CI	18.025
3260	AGRICULTURE-CI	18.030
3261	AGRICULTURE-CI	18.030
3262	AGRICULTURE-CI	18.030
3263	NATURAL RESOURCES-CI	18.035
3264	NATURAL RESOURCES-CI	18.035
3265	NATURAL RESOURCES-CI	18.035
3266	NATURAL RESOURCES-CI	18.040
3267	NATURAL RESOURCES-CI	18.040
3268	NATURAL RESOURCES-CI	18.040
3269	NATURAL RESOURCES-CI	18.040
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3282	NATURAL RESOURCES-CI	18.040
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3284	NATURAL RESOURCES-CI	18.040
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3286	NATURAL RESOURCES-CI	18.040
3287	NATURAL RESOURCES-CI	18.040
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3289	NATURAL RESOURCES-CI	18.040
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3291	NATURAL RESOURCES-CI	18.040
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3293	NATURAL RESOURCES-CI	18.040
3294	NATURAL RESOURCES-CI	18.040
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3296	NATURAL RESOURCES-CI	18.040

3297	NATURAL RESOURCES-CI	18.040
3298	NATURAL RESOURCES-CI	18.040
3299	NATURAL RESOURCES-CI	18.040
3300	NATURAL RESOURCES-CI	18.040
3301	NATURAL RESOURCES-CI	18.040
3302	NATURAL RESOURCES-CI	18.040
3303	CONSERVATION-CI	18.045
3304	CONSERVATION-CI	18.045
3305	CONSERVATION-CI	18.045
3306	LABOR & INDUSTRIAL REL-CI	18.050
3307	LABOR & INDUSTRIAL REL-CI	18.050
3308	LABOR & INDUSTRIAL REL-CI	18.050
3309	LABOR & INDUSTRIAL REL-CI	18.050
3310	PUBLIC SAFETY-CI	18.055
3311	PUBLIC SAFETY-CI	18.055
3312	PUBLIC SAFETY-CI	18.055
3313	PUBLIC SAFETY-CI	18.055
3314	PUBLIC SAFETY-CI	18.055
3315	PUBLIC SAFETY-CI	18.055
3316	PUBLIC SAFETY-CI	18.060
3317	PUBLIC SAFETY-CI	18.060
3318	PUBLIC SAFETY-CI	18.060
3319	PUBLIC SAFETY-CI	18.060
3320	PUBLIC SAFETY-CI	18.060
3321	PUBLIC SAFETY-CI	18.060
3322	PUBLIC SAFETY-CI	18.065
3323	PUBLIC SAFETY-CI	18.065
3324	PUBLIC SAFETY-CI	18.065
3325	PUBLIC SAFETY-CI	18.065
3326	PUBLIC SAFETY-CI	18.065
3327	PUBLIC SAFETY-CI	18.065
3328	PUBLIC SAFETY-CI	18.065
3329	PUBLIC SAFETY-CI	18.065
3330	CORRECTIONS-CI	18.070
3331	CORRECTIONS-CI	18.070
3332	CORRECTIONS-CI	18.070
3333	CORRECTIONS-CI	18.070
3334	CORRECTIONS-CI	18.075
3335	MENTAL HEALTH-CI	18.080
3336	MENTAL HEALTH-CI	18.080
3337	MENTAL HEALTH-CI	18.080
3338	MENTAL HEALTH-CI	18.080

3339	SOCIAL SERVICES-CI	18.085
3340	SOCIAL SERVICES-CI	18.085
3341	SOCIAL SERVICES-CI	18.085
3342	SOCIAL SERVICES-CI	18.085
3343	SOCIAL SERVICES-CI	18.085
3344	SOCIAL SERVICES-CI	18.085
3345	NATURAL RESOURCES-CI	19.015
3346	NATURAL RESOURCES-CI	19.015
3347	NATURAL RESOURCES-CI	19.015
3348	NATURAL RESOURCES-CI	19.015
3349	CONSERVATION-CI	19.020
3350	PUBLIC SAFETY-CI	19.025
3351	PUBLIC SAFETY-CI	19.030
3352	PUBLIC SAFETY-CI	19.030
3353	MENTAL HEALTH-CI	19.035

The following executive order was received from His Excellency, Governor Michael L. Parson.

EXECUTIVE ORDER
20-21

WHEREAS, the United States Department of Justice Bureau of Justice Assistance launched the Justice Reinvestment Initiative in 2006, which provides policymakers with resources and tools to increase public safety, hold offenders accountable, and control corrections costs, resulting in a more effective justice system; and

WHEREAS, the Missouri Justice Reinvestment Executive Oversight Council created under Executive Order 18-08 on October 25, 2018, was established to advise the Office of the Governor on the implementation of the Missouri Justice Reinvestment Act, monitor the progress of multi-agency working groups throughout the state, and provide additional recommendations based on data monitoring in order to foster sustainability of all justice reinvestment efforts is set to dissolve on December 31, 2020, unless reauthorized by Executive Order; and

WHEREAS, the Missouri Justice Reinvestment Executive Oversight Council continues to have an important role to play in continuing to advise the Office of the Governor on the implementation of the Missouri Justice Reinvestment Act, monitoring the progress of multi-agency working groups throughout the state, and providing guidance on the implementation of the recommendations developed in 2020;

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, hereby continue the Missouri Justice Reinvestment Executive Oversight Council as modified below:

The Council shall include the following members or their designees:

- a. The Lieutenant Governor;
- b. A member of the Senate appointed by the President Pro Tempore of the Senate;
- c. A member of the House of Representatives appointed by the Speaker of the House of Representatives;
- d. A member of the Missouri Supreme Court appointed by the Chief Justice of the Missouri Supreme Court;
- e. The Director of the Department of Corrections, who shall also serve as the co-chair;
- f. The Director of the Department of Mental Health, who shall also serve as the co-chair;
- g. The Director of the Department of Public Safety;

- h. The Director of the Department of Social Services;
- i. The Director of the Department of Higher Education and Workforce Development;
- j. The Chairman of the Board of Probation and Parole Board;
- k. A representative from a sheriff's office in a county of the third classification;
- l. A representative from a police agency in a city with a population greater than 100,000;
- m. A member of the Missouri Peace Officer Standards and Training Commission who is either a Sheriff or Police Chief to be selected by the Director of the Department of Public Safety;
- n. A representative from the Missouri Association of Prosecuting Attorneys;
- o. A representative from an association representing local governments; and
- p. Such other members as the Governor may appoint.

The Council shall advise the Office of the Governor on the implementation of the Missouri Justice Reinvestment Act by soliciting input from advisory groups on implementation protocols, monitoring the progress of multi-agency working groups throughout the state, and providing additional recommendations based on data monitoring in order to foster sustainability of all justice reinvestment efforts.

The Council shall submit an annual report of its actions and recommendations to the Governor.

The Council shall participate in the United States Department of Justice Bureau of Justice Assistance Justice Reinvestment Initiative (JRI). The JRI may provide assistance to the Council.

The Department of Corrections shall provide staff support for the Council.

Members of the Council shall not receive any compensation for their duties as members of the Council, but may be reimbursed for necessary expenses associated with performing their duties, subject to the availability of funds.

The Council shall dissolve as of December 31, 2023 unless reauthorized or terminated by a subsequent Executive Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 30th day of December, 2020.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

Benediction by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Look unto Me, and be ye saved, all the ends of the earth: for I am God, and there is no other. (Isaiah 45:22)

O Spirit of God, arise within our hearts and make us ready for the tasks of this session. Help us to turn our thoughts towards You and to open our hearts to Your spirit that we may always be honest in our dealings, understanding in our endeavors, and loving in our relationships.

From this quiet moment of profound prayer may there come a power which will carry us through every governmental experience with courage and with humility.

Bless our people with Your favor, that being mindful of Your spirit we may work together for peace and justice, and all of us vote for the good of all citizens.

And the House says, "Amen!"

The following members' presence was noted: Bland Manlove, DeGroot, Gray, Mosley, Pietzman, Price IV, and Rowland.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 10:00 a.m., Thursday, January 7, 2021.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE

Friday, January 8, 2021, 11:00 AM, House Hearing Room 3.

Public hearing will be held: HR 7

Executive session will be held: HR 7

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 7, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 1 through HCR 4

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 1 through HJR 33

HOUSE COMPLAINTS FOR SECOND READING

HC 1

HOUSE BILLS FOR SECOND READING – REVISION

HRB 1

HOUSE BILLS FOR SECOND READING

HB 26 through HB 314

HB 316 through HB 347

HB 349 through HB 355

HB 357 through HB 359

HB 361 through HB 602

HB 604 through HB 733

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 7, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 5, introduced by Representative Bailey, relating to the Dred Scott decision.

HCR 6, introduced by Representative Stevens (46), relating to opioid and heroin awareness month.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 34, introduced by Representative Fitzwater, relating to the general assembly, with a delayed effective date.

HJR 35, introduced by Representative Griesheimer, relating to the state treasurer's ability to invest.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 734, introduced by Representative O'Donnell, relating to financing for electrical corporations.

HB 735, introduced by Representative Riggs, relating to broadband infrastructure improvement districts.

HB 736, introduced by Representative Baringer, relating to absentee ballots.

HB 737, introduced by Representative Wiemann, relating to the transportation and storage of firearms.

HB 738, introduced by Representative Rone, relating to elections, with a delayed effective date and penalty provisions.

HB 739, introduced by Representative Collins, relating to higher education scholarships for children of incarcerated offenders.

HB 740, introduced by Representative Ellebracht, relating to private security professionals.

HB 741, introduced by Representative Bailey, relating to the rate of sales tax.

HB 742, introduced by Representative Wiemann, relating to the offense of assault in the first degree, with penalty provisions.

HB 743, introduced by Representative Wiemann, relating to trauma-informed school incident records.

HB 744, introduced by Representative Roberts, relating to orders of protection.

HB 745, introduced by Representative Roberts, relating to probation.

HB 746, introduced by Representative Baker, relating to restrictions on the free exercise of religion during an emergency.

HB 747, introduced by Representative Toalson Reisch, relating to sales taxes.

HB 748, introduced by Representative Houx, relating to charges for service of court orders.

HB 749, introduced by Representative Shaul, relating to the sale of returnable containers, with penalty provisions.

HB 750, introduced by Representative Lovasco, relating to asset forfeiture.

HB 751, introduced by Representative Stephens (128), relating to step therapy protocols.

HB 752, introduced by Representative Griesheimer, relating to alcoholic beverages.

HB 753, introduced by Representative Sander, relating to the state minimum wage rate.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 1, relating to trauma services.

HCR 2, relating to national American history and founders month.

HCR 3, relating to disapproving the recommendations of the Missouri Citizens' Commission on Compensation for Elected Officials.

HCR 4, relating to the Dred Scott decision issued by the Missouri Supreme Court.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 1, relating to parents' exclusive right to control the upbringing of their children.

HJR 2, relating to signatures on initiative petitions.

HJR 3, relating to property tax.

HJR 4, relating to property tax.

HJR 5, relating to constitutional amendments.

HJR 6, relating to the state department of defense.

HJR 7, relating to taxation of real property.

HJR 8, relating to property assessments.

HJR 9, relating to constitutional amendments.

HJR 10, relating to property tax.

HJR 11, relating to roadside checkpoints or roadblocks.

HJR 12, relating to the right of trial by jury.

HJR 13, relating to property tax assessments.

HJR 14, relating to constitutional amendments.

HJR 15, relating to constitutional amendments.

HJR 16, relating to the right to bear arms.

HJR 17, relating to taxation of real property.

HJR 18, relating to motor vehicle fuel tax.

HJR 19, relating to persons entitled to vote.

HJR 20, relating to ballot initiatives.

HJR 21, relating to initiative petitions and referendums.

HJR 22, relating to initiative petitions proposing amendments to the constitution.

HJR 23, relating to the right to hunt and fish.

HJR 24, relating to judges.

HJR 25, relating to constitutional amendments.

HJR 26, relating to ballot initiatives.

HJR 27, relating to signatures on initiative petitions.

HJR 28, relating to excursion gambling boats.

HJR 29, relating to limitations on school district indebtedness.

HJR 30, relating to the legalization of marijuana for adult use.

HJR 31, relating to property tax assessments.

HJR 32, relating to property tax exemptions.

HJR 33, relating to taxation of real property.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 1, for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 26, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 27, relating to the sunshine law.

HB 28, relating to transient guest taxes.

HB 29, relating to the Missouri accountability portal.

HB 30, relating to election offenses, with penalty provisions.

HB 31, relating to the offense of using a laser pointer, with a penalty provision.

HB 32, relating to licensed child care facilities, with an emergency clause.

HB 33, relating to transition-related care for children under eighteen years of age, with penalty provisions.

HB 34, relating to certificates of death.

HB 35, relating to immunizations.

HB 36, relating to the offense of trespass in the first degree, with penalty provisions.

HB 37, relating to immunizations.

HB 38, relating to the POST commission.

HB 39, relating to peace officer training.

HB 40, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 41, relating to firearms.

HB 42, relating to MO HealthNet.

HB 43, relating to protection of children, with penalty provisions and a delayed effective date for a certain section.

HB 44, relating to protections for immigrant tenants, with penalty provisions.

HB 45, relating to the drug utilization review board.

HB 46, relating to certified midwife services.

HB 47, relating to duties of the pregnancy-associated mortality review board.

HB 48, relating to the department of revenue.

HB 49, relating to the taxation of property, with a delayed effective date.

HB 50, relating to repealing the death penalty, with a penalty provision.

HB 51, relating to education savings program expenses.

HB 52, relating to firearms on public transportation systems, with penalty provisions.

HB 53, relating to the patriotism advisory commission.

HB 54, relating to standing to bring a civil action.

HB 55, relating to the Missouri monument preservation act, with penalty provisions.

HB 56, relating to liability for fleeing an unlawful or a riotous assemblage in a motor vehicle.

HB 57, relating to the deterrent to rioting act.

HB 58, relating to the mission of the department of health and senior services.

HB 59, relating to the protection of first responders, with penalty provisions.

HB 60, relating to the state department of defense, with a contingent effective date.

HB 61, relating to the Missouri religious liberty act.

HB 62, relating to academic performance standards and instruction.

HB 63, relating to intoxicating liquor.

HB 64, relating to reimbursement for special education.

HB 65, relating to a transient guest tax.

HB 66, relating to aircraft taxation.

HB 67, relating to abortion.

HB 68, relating to firearms on employer property.

HB 69, relating to the sale of copper, with penalty provisions.

HB 70, relating to the name of the party in interest in certain civil actions.

HB 71, relating to the time frame to appeal landlord-tenant actions.

HB 72, relating to immunity from liability for inherent risks of camping.

HB 73, relating to the use of hand-held wireless communication devices, with penalty provisions.

HB 74, relating to the joint committee on media literacy.

HB 75, relating to powers of government entities, with an emergency clause.

HB 76, relating to newborn safety incubators.

HB 77, relating to prosecuting attorneys.

HB 78, relating to school or recreation athletic contest offenses, with penalty provisions.

HB 79, relating to special victims.

HB 80, relating to child care facilities.

HB 81, relating to child support payments.

HB 82, relating to the custody of children.

HB 83, relating to criminal offenses involving the custody of children, with penalty provisions.

HB 84, relating to advanced practice registered nurses.

HB 85, relating to the sole purpose of adding additional protections to the right to bear arms.

HB 86, relating to firearms, with penalty provisions.

HB 87, relating to labor organizations, with penalty provisions.

HB 88, relating to the authorization of the deduction of moneys from the paychecks of public employees for the benefit of public labor organizations.

HB 89, relating to wage rates on public works, with penalty provisions.

HB 90, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 91, relating to property tax.

HB 92, relating to autocycles.

HB 93, relating to school superintendents.

HB 94, relating to statewide assessments.

HB 95, relating to products sold in the state capitol.

HB 96, relating to detention on arrest without a warrant.

HB 97, relating to expungement of records.

HB 98, relating to residency requirements for the A+ schools program.

HB 99, relating to Blair's law, with penalty provisions.

HB 100, relating to a Negro Leagues Baseball Museum special license plate.

HB 101, relating to workforce development in elementary and secondary education, with a delayed effective date for certain sections.

HB 102, relating to special victims.

HB 103, relating to the use of a hand-held wireless communication device while in a school zone, with penalty provisions.

HB 104, relating to payments via mobile payment services.

HB 105, relating to firearms in motor vehicles, with penalty provisions.

HB 106, relating to substitute teachers.

HB 107, relating to school supplies.

HB 108, relating to instruction in cursive writing.

HB 109, relating to maintaining a list of persons appointed by the governor.

HB 110, relating to the use of hand-held electronic wireless communications devices while driving.

HB 111, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 112, relating to a course on career readiness for eighth grade students.

HB 113, relating to campaign finance disclosure reports, with penalty provisions.

HB 114, relating to taxation of motor fuel.

HB 115, relating to the Missouri employment first act.

HB 116, relating to responsibilities of the office of administration.

HB 117, relating to blind pensions.

HB 118, relating to MO HealthNet eligibility.

HB 119, relating to school district policies on restrictive behavioral interventions.

HB 120, relating to suspension of students.

HB 121, relating to school attendance.

HB 122, relating to meals for students.

HB 123, relating to donations of unused food.

HB 124, relating to high school physical education credits.

HB 125, relating to whistleblower protections.

HB 126, relating to extreme risk protection orders, with penalty provisions.

HB 127, relating to repealing the death penalty, with a penalty provision.

HB 128, relating to the sale of firearms.

HB 129, relating to the compassionate assistance for rape emergencies (CARE) act.

HB 130, relating to the uniform collaborative law act.

HB 131, relating to autopsies, with penalty provisions.

HB 132, relating to compensation of expert witnesses.

HB 133, relating to journal contents of notaries.

HB 134, relating to customer access to restrooms, with a penalty provision.

HB 135, relating to the official food of the Missouri State Fair.

HB 136, relating to loans obtained through a certain federal program.

HB 137, relating to funding for charter schools.

HB 138, relating to assistance for applicants for permits issued by the department of natural resources.

HB 139, relating to lodging establishments.

HB 140, relating to department of conservation administrative penalties.

HB 141, relating to disclosures of allegations of sexual misconduct.

HB 142, relating to electronic monitoring of certain sexual offenders while relocating.

HB 143, relating to the law library surcharge.

HB 144, relating to applications for a marriage license.

HB 145, relating to property assessment contracts for energy efficiency.

HB 146, relating to limited access to certain court records.

HB 147, relating to the collateral source rule.

HB 148, relating to noneconomic damages.

HB 149, relating to earnings tax.

HB 150, relating to bleeding control kits in public schools.

HB 151, relating to school district superintendent sharing.

HB 152, relating to the designation of a memorial highway.

HB 153, relating to farm vehicle fleet registration.

HB 154, relating to utilities.

HB 155, relating to abortion, with penalty provisions.

HB 156, relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

HB 157, relating to change of venue costs for capital cases.

HB 158, relating to meeting fees for certain county bodies.

HB 159, relating to renewable energy technology.

HB 160, relating to compensation for jurors.

HB 161, relating to alternative county highway commissions.

HB 162, relating to limited liability companies.

HB 163, relating to workers' compensation.

HB 164, relating to school district subdistricts.

HB 165, relating to county commissioners.

HB 166, relating to the offense of assault in the fourth degree, with penalty provisions.

HB 167, relating to military site designations.

HB 168, relating to fines for municipal violations, with penalty provisions.

HB 169, relating to conveyances of land.

HB 170, relating to offenses against certain persons, with penalty provisions.

HB 171, relating to the filing of petitions for review of certain decisions.

HB 172, relating to probation officers.

HB 173, relating to fines for traffic violations, with penalty provisions.

HB 174, relating to the sunshine law.

HB 175, relating to special prosecutors.

HB 176, relating to the offense of failure to identify, with penalty provisions.

HB 177, relating to closed meetings of governmental bodies.

HB 178, relating to the dissolution of candidate committees, with penalty provisions.

HB 179, relating to campaign finance, with penalty provisions.

HB 180, relating to property tax penalties.

HB 181, relating to heritage value in condemnation proceedings.

HB 182, relating to rights of military servicemembers.

HB 183, relating to ethics, with penalty provisions.

HB 184, relating to the offense of driving while intoxicated, with penalty provisions.

HB 185, relating to funding of inaugural activities, with penalty provisions.

HB 186, relating to audit requests while investigating offenses committed by public servants.

HB 187, relating to discipline procedures for certain health care professionals.

HB 188, relating to automated external defibrillators, with penalty provisions.

HB 189, relating to tax returns.

HB 190, relating to mandatory driver's education and training, with a contingent effective date.

HB 191, relating to administrative procedures for driver's license suspension or revocation, with penalty provisions.

HB 192, relating to advanced placement examinations.

HB 193, relating to internet provider practices.

HB 194, relating to deceased persons.

HB 195, relating to arbitration agreements.

HB 196, relating to county commissioners.

HB 197, relating to call centers, with a delayed effective date for certain sections.

HB 198, relating to medical marijuana, with a penalty provision.

HB 199, relating to the offense of nonsupport, with penalty provisions.

HB 200, relating to medical records.

HB 201, relating to confidentiality of motor vehicle registration records.

HB 202, relating to random acts of kindness day.

HB 203, relating to great Missouri smokeout day.

HB 204, relating to false-alarm fees in certain cities.

HB 205, relating to annual leave for state employees.

HB 206, relating to the establishment of a council for community education.

HB 207, relating to the creation of subdistricts in certain school districts.

HB 208, relating to street light maintenance districts.

HB 209, relating to the use of credit scores by insurance companies, with penalty provisions.

HB 210, relating to sales tax.

HB 211, relating to retirement benefits for certain teacher retirement systems.

HB 212, relating to the transportation and storage of firearms.

HB 213, relating to community improvement districts, with penalty provisions.

HB 214, relating to misclassification of workers.

HB 215, relating to employment security, with a delayed effective date for certain provisions.

HB 216, relating to law enforcement, with a penalty provision.

HB 217, relating to the supplemental nutrition assistance program.

HB 218, relating to a child's right to counsel.

HB 219, relating to higher education tuition policy, with an emergency clause.

HB 220, relating to higher education tuition.

HB 221, relating to animal abuse, with penalty provisions.

HB 222, relating to animal abuse, with penalty provisions.

HB 223, relating to judges.

HB 224, relating to school counseling week.

HB 225, relating to services provided to students.

HB 226, relating to the designation of the official state work chronicling the 1993 flood.

HB 227, relating to political subdivisions.

HB 228, relating to recordings of certain school district meetings.

HB 229, relating to school board member recall elections.

HB 230, relating to firearm offenses, with penalty provisions.

HB 231, relating to animal abuse, with penalty provisions.

HB 232, relating to firearm offenses, with penalty provisions.

HB 233, relating to information provided to students.

HB 234, relating to firearm offenses.

HB 235, relating to motor vehicle sales tax.

HB 236, relating to the issuance of judgments by the court, with penalty provisions.

HB 237, relating to applications for a substitute certificate of license to teach.

HB 238, relating to alcoholic beverages.

HB 239, relating to credit for reinsurance.

HB 240, relating to funding agreements in the business of insurance.

HB 241, relating to hand-held electronic wireless communication devices.

HB 242, relating to telecommunication practices, with penalty provisions.

HB 243, relating to virtual class attendance.

HB 244, relating to the implementation of the utilizing streamlined sales and use tax services act, with penalty provisions and a delayed effective date.

HB 245, relating to charitable organizations.

HB 246, relating to school opening dates.

HB 247, relating to public assistance benefits.

HB 248, relating to property tax assessments, with a contingent effective date.

HB 249, relating to advanced industrial manufacturing zones.

HB 250, relating to the MO HealthNet drug utilization review board.

HB 251, relating to expungement.

HB 252, relating to transient guest taxes.

HB 253, relating to an urban school board election process.

HB 254, relating to accommodations for breast-feeding mothers in school buildings.

HB 255, relating to accreditation of school districts.

HB 256, relating to the suspension of pupils.

HB 257, relating to Head Start school buses.

HB 258, relating to hand-held electronic wireless communications devices.

HB 259, relating to sexual offenses, with penalty provisions.

HB 260, relating to labels indicating the origin of meat.

HB 261, relating to the Missouri nuclear clean power act.

HB 262, relating to veteran designations on driver's licenses and identification cards.

HB 263, relating to the legalization of marijuana, with penalty provisions.

HB 264, relating to unclaimed lottery prizes.

HB 265, relating to initiative and referendum petitions.

HB 266, relating to taxation of cigarettes and tobacco products.

HB 267, relating to the agreement among the states to elect the president by national popular vote act.

HB 268, relating to a sales tax for early childhood education programs, with penalty provisions.

HB 269, relating to the hand-up program.

HB 270, relating to the behavioral crisis grant program.

HB 271, relating to the Missouri local government expenditure database.

HB 272, relating to an income tax deduction.

HB 273, relating to the practice of shampooing.

HB 274, relating to trauma centers, with penalty provisions.

HB 275, relating to discrimination based on sexual orientation or gender identity.

HB 276, relating to the animal abuse registry.

HB 277, relating to parole eligibility.

HB 278, relating to murder in the first degree, with a penalty provision.

HB 279, relating to human trafficking.

HB 280, relating to the use of a chokehold by a law enforcement officer, with a penalty provision.

HB 281, relating to the certification of juveniles for trial as adults.

HB 282, relating to discriminatory practices.

HB 283, relating to the health professional student loan repayment program.

HB 284, relating to civics courses of instruction.

HB 285, relating to printed materials.

HB 286, relating to a civil action for summoning a police officer.

HB 287, relating to investigations of officer-involved incidents.

HB 288, relating to county health ordinances.

HB 289, relating to services covered by health benefit plans.

HB 290, relating to the offense of organized retail theft, with penalty provisions.

HB 291, relating to the offense of making a false report, with penalty provisions.

HB 292, relating to stalking.

HB 293, relating to offender registries.

HB 294, relating to traffic offenses, with penalty provisions.

HB 295, relating to peace officer tuition reimbursement.

HB 296, relating to state personnel.

- HB 297**, relating to statewide missions of institutions of higher education.
- HB 298**, relating to income tax refund donations.
- HB 299**, relating to child custody arrangements.
- HB 300**, relating to the offense of failure to execute an arrest warrant, with penalty provisions.
- HB 301**, relating to the offense of resisting or interfering with arrest, with penalty provisions.
- HB 302**, relating to taxation.
- HB 303**, relating to admission of nonresident pupils, with a delayed effective date.
- HB 304**, relating to suicide prevention.
- HB 305**, relating to child care assistance for children in foster care.
- HB 306**, relating to gifted children.
- HB 307**, relating to electric bicycles, with penalty provisions.
- HB 308**, relating to orders to prevent the spread of contagious diseases.
- HB 309**, relating to the selling of raw milk or cream.
- HB 310**, relating to additional protections to the right to bear arms.
- HB 311**, relating to higher education tuition rates.
- HB 312**, relating to reading success in schools.
- HB 313**, relating to victim impact programs for driving while intoxicated offenders.
- HB 314**, relating to a tax deduction for educator expenses.
- HB 316**, relating to activities extended to persons found guilty of certain criminal offenses.
- HB 317**, relating to reemployment rights of Missouri Task Force One members.
- HB 318**, relating to the availability of feminine hygiene products to prisoners, with an emergency clause.
- HB 319**, relating to complaints against a psychologist's license.

HB 320, relating to computer science courses.

HB 321, relating to utilities.

HB 322, relating to recovery programs for high school students.

HB 323, relating to expenditures of political subdivisions.

HB 324, relating to voters who are visually impaired.

HB 325, relating to the legalization of marijuana for adult use, with penalty provisions.

HB 326, relating to foster care.

HB 327, relating to foster care.

HB 328, relating to sexual assault policies of institutions of higher education.

HB 329, relating to guidelines for opioid prescriptions.

HB 330, relating to the time limitations for prosecuting certain sexual offenses.

HB 331, relating to the reporting of child abuse and neglect.

HB 332, relating to eligibility for MO HealthNet benefits.

HB 333, relating to initiative petitions and referendums.

HB 334, relating to elections.

HB 335, relating to the creation of wards in certain school districts.

HB 336, relating to required disclosures of preneed contracts.

HB 337, relating to pleadings.

HB 338, relating to land surveys.

HB 339, relating to residency requirements for boards.

HB 340, relating to firearms.

HB 341, relating to absentee ballots.

HB 342, relating to political committee qualifications.

HB 343, relating to workers' compensation.

HB 344, relating to prescription drug costs.

HB 345, relating to civil actions.

HB 346, relating to the state motor fuel tax.

HB 347, relating to the uniform interstate depositions and discovery act.

HB 349, relating to educational scholarships, with penalty provisions.

HB 350, relating to kratom products, with penalty provisions.

HB 351, relating to regulations by a county, with a penalty provision.

HB 352, relating to the inmate canteen fund.

HB 353, relating to the electronic transfer of workers' compensation benefits.

HB 354, relating to employment security.

HB 355, relating to information provided to students.

HB 357, relating to cottage food production operations.

HB 358, relating to firearm buyback programs, with a penalty provision.

HB 359, relating to concealed carry permits.

HB 361, relating to tax credits.

HB 362, relating to the sunshine law.

HB 363, relating to actions for damages due to exposure to asbestos.

HB 364, relating to antipsychotic drugs.

HB 365, relating to dogs.

HB 366, relating to the special joint committee on government oversight.

HB 367, relating to the scope of practice for physical therapists.

HB 368, relating to reading success in schools.

HB 369, relating to liability for prescribed burns.

HB 370, relating to HIV prevention.

HB 371, relating to candidate committees.

HB 372, relating to voter registration.

HB 373, relating to offenses against animals, with penalty provisions.

HB 374, relating to tax credits.

HB 375, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 376, relating to insurer services.

HB 377, relating to election offenses, with penalty provisions.

HB 378, relating to animal-drawn vehicles.

HB 379, relating to workforce development.

HB 380, relating to flashing lights on motor vehicles.

HB 381, relating to county financial statements.

HB 382, relating to taxation.

HB 383, relating to insurance coverage for mental health conditions.

HB 384, relating to workers' compensation.

HB 385, relating to the admission and licensure to practice law.

HB 386, relating to communication services offered in political subdivisions.

HB 387, relating to school district policies on restrictive behavioral interventions.

HB 388, relating to mailings by the department of revenue.

HB 389, relating to the towing of commercial vehicles.

HB 390, relating to purple star school districts.

HB 391, relating to members of the Missouri National Guard.

HB 392, relating to county health ordinances.

HB 393, relating to a tax credit for the production of wood energy products.

HB 394, relating to public safety sales taxes.

HB 395, relating to historic cemeteries.

HB 396, relating to law enforcement officer residency requirements.

HB 397, relating to water and sewer infrastructure.

HB 398, relating to hospital workplace violence prevention plans.

HB 399, relating to the collection of court costs.

HB 400, relating to state entity flower purchases.

HB 401, relating to epinephrine auto-injectors.

HB 402, relating to prohibiting the publishing of the names of lottery winners, with a penalty provision.

HB 403, relating to historic motor vehicles.

HB 404, relating to limb loss awareness month.

HB 405, relating to law enforcement agency accountability, with penalty provisions.

HB 406, relating to sales tax.

HB 407, relating to compensation for state employees.

HB 408, relating to expungement of certain marijuana offenses.

HB 409, relating to the regulation of employment practices by political subdivisions.

HB 410, relating to voter qualification.

HB 411, relating to suffrage of individuals confined in jails.

HB 412, relating to absentee voting.

HB 413, relating to civil rights for homeless persons.

HB 414, relating to elections.

HB 415, relating to elections.

HB 416, relating to voters with disabilities.

HB 417, relating to the election anti-fraud fairness act.

HB 418, relating to elections.

HB 419, relating to adoption expenses.

HB 420, relating to discriminatory practices.

HB 421, relating to the creation of subdistricts in certain school districts.

HB 422, relating to civil actions for abuse, bullying, or neglect.

HB 423, relating to voters who are blind or visually impaired.

HB 424, relating to limited liability companies.

HB 425, relating to tax credits.

HB 426, relating to public nuisance, with penalty provisions.

HB 427, relating to protective orders.

HB 428, relating to peace officer body cameras.

HB 429, relating to a tax deduction for foster parents.

HB 430, relating to adoption tax credits.

HB 431, relating to abortion, with penalty provisions.

HB 432, relating to the birth match program.

HB 433, relating to the MO HealthNet fraud reimbursement fund.

HB 434, relating to tax credits.

HB 435, relating to high-capacity magazines, with penalty provisions.

HB 436, relating to high-capacity magazines, with penalty provisions.

HB 437, relating to suicide prevention.

HB 438, relating to guidelines for opioid prescriptions.

HB 439, relating to school district teaching permits.

HB 440, relating to anhydrous ammonia.

HB 441, relating to political subdivisions filing annual financial reports with the state auditor, with penalty provisions.

HB 442, relating to a tax credit.

HB 443, relating to cemetery trust funds.

HB 444, relating to county public health orders.

HB 445, relating to special road districts.

HB 446, relating to solid waste management.

HB 447, relating to the official state monument.

HB 448, relating to false identification cards.

HB 449, relating to celiac awareness day.

HB 450, relating to law enforcement appreciation day.

HB 451, relating to eligibility to participate in the supplemental nutrition assistance program.

HB 452, relating to transient guest taxes.

HB 453, relating to utility rates.

HB 454, relating to property exempt from attachment.

HB 455, relating to the use of chokeholds by law enforcement officers, with penalty provisions.

HB 456, relating to search warrants, with an emergency clause.

HB 457, relating to the offense of sexual conduct in the course of public duty, with a penalty provision and an emergency clause.

HB 458, relating to school district annexation procedures.

HB 459, relating to pelvic examinations.

HB 460, relating to prohibitions against discriminatory policing.

HB 461, relating to law enforcement agency policies regarding officer-involved deaths.

HB 462, relating to trial procedures for murder in the first degree.

HB 463, relating to the Missouri innocence inquiry commission.

HB 464, relating to the offense of mail theft, with penalty provisions.

HB 465, relating to youth suicide awareness and prevention training for educators.

HB 466, relating to employment discrimination.

HB 467, relating to a sexual offender's duty to report.

HB 468, relating to dismemberment abortions.

HB 469, to authorize the conveyance of certain state property.

HB 470, relating to school protection officers.

HB 471, relating to registration certificates for roofing contractors, with penalty provisions.

HB 472, relating to election tabulating software.

HB 473, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 474, relating to statutes of limitations.

HB 475, relating to dietitians.

HB 476, relating to license reciprocity for military members.

HB 477, relating to sales tax.

HB 478, relating to savings accounts for education expenses.

HB 479, relating to income tax deductions, with an emergency clause.

HB 480, relating to student journalists.

HB 481, relating to the practice of certain occupations.

HB 482, relating to a cause of action against a social media website for censorship.

HB 483, relating to vehicular stops and searches by law enforcement.

HB 484, relating to occupational diseases diagnosed in first responders.

HB 485, relating to adoption.

HB 486, relating to medical marijuana use in lodging establishments, with penalty provisions.

HB 487, relating to the carrying of firearms on public transportation systems, with penalty provisions.

HB 488, relating to utilities.

HB 489, relating to the International Swimming Pool and Spa Code.

HB 490, relating to the operation of certain motor vehicles on the shoulder of the roadway.

HB 491, relating to regulations by local governments.

HB 492, relating to inspection of classroom instructional material.

HB 493, relating to court dockets for foster care cases.

HB 494, relating to the participation of home school students in public school activities.

HB 495, relating to telemedicine services.

HB 496, relating to a tax credit.

HB 497, relating to income tax.

HB 498, relating to compensation for student athletes.

HB 499, relating to law enforcement officer disciplinary actions, with penalty provisions.

HB 500, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 501, relating to medical marijuana, with a penalty provision.

HB 502, relating to nurses.

HB 503, relating to discriminatory practices.

HB 504, relating to parole eligibility.

HB 505, relating to labor organizations, with penalty provisions.

HB 506, relating to ownership limitations on agricultural property and products.

HB 507, relating to gaming facilities.

HB 508, relating to feral swine, with penalty provisions.

HB 509, relating to county recorders of deeds.

HB 510, relating to alternative instruction delivery systems for virtual instructional programs.

HB 511, relating to the regulation of property uses.

HB 512, relating to the expenditure of public funds on printed matter, with penalty provisions.

HB 513, relating to fox trotter week.

HB 514, relating to school district in-person instruction.

HB 515, relating to ethics, with penalty provisions.

HB 516, relating to the Interstate Medical Licensure Compact.

HB 517, relating to tobacco products, with penalty provisions.

HB 518, relating to the enforcement of instruments by persons not in possession.

HB 519, relating to landowner liability.

HB 520, relating to competency-based education in elementary and secondary schools.

HB 521, relating to motor vehicles abandoned by persons under arrest.

HB 522, relating to Walthall Moore day.

HB 523, relating to firearms, with penalty provisions.

HB 524, relating to public utility company property assessments.

HB 525, relating to ammonia limitations on certain waters of the state.

HB 526, relating to traffic violations.

HB 527, relating to eminent domain.

HB 528, relating to a tax deduction.

HB 529, relating to biodiesel fuel, with penalty provisions.

HB 530, relating to criminal offenses.

HB 531, relating to probation.

HB 532, relating to court costs.

HB 533, relating to intoxicating liquor.

HB 534, relating to the designation of a memorial highway.

HB 535, relating to court costs.

HB 536, relating to MO HealthNet coverage for inmates of public institutions.

HB 537, relating to MO HealthNet coverage of mental health services.

HB 538, relating to the minimum wage.

HB 539, relating to the net metering and easy connection act.

HB 540, relating to educational savings programs.

HB 541, relating to accountability requirements for low-performing schools.

HB 542, relating to the occupational therapy licensure compact.

HB 543, relating to admission of nonresident pupils, with a delayed effective date.

HB 544, relating to the designation of a memorial highway.

HB 545, relating to constitutional amendments.

HB 546, relating to expungement.

HB 547, relating to alcoholic beverages.

HB 548, relating to forfeiture by wrongdoing.

HB 549, relating to the department of corrections.

HB 550, relating to assistant physicians.

HB 551, relating to health care professionals.

HB 552, relating to school district bonding capacity, with a contingent effective date.

HB 553, relating to employee residency requirements.

HB 554, relating to taxation, with a penalty provision.

HB 555, relating to taxation, with penalty provisions.

HB 556, relating to labeling initiative and referendum measures in local elections.

HB 557, relating to the protection of children, with penalty provisions and an emergency clause.

HB 558, relating to income tax.

HB 559, relating to occupational diseases diagnosed in first responders.

HB 560, relating to the protection of children, with penalty provisions and an emergency clause.

HB 561, relating to warnings on pet food, with penalty provisions.

HB 562, relating to intoxicating liquor.

HB 563, relating to land banks.

HB 564, relating to mining royalties on federal land.

HB 565, relating to law enforcement agency improvement plans.

HB 566, relating to statewide health emergencies, with an emergency clause.

HB 567, relating to special administrative boards for unaccredited school districts.

HB 568, relating to the concealed carrying of firearms on campuses of higher education institutions.

HB 569, relating to a cancer awareness special license plate.

HB 570, relating to traffic control signals, with a penalty provision.

HB 571, relating to consumer loans.

HB 572, relating to local health ordinances.

HB 573, relating to landowner liability.

HB 574, relating to the inspection of grounds or facilities used for certain agricultural purposes, with a penalty provision.

HB 575, relating to the Missouri religious freedom protection act.

HB 576, relating to administrative rules.

HB 577, relating to the collateral source rule.

HB 578, relating to biennial motor vehicle registrations.

HB 579, relating to registration fees for watercraft.

HB 580, relating to home internet access of pupils.

HB 581, relating to the 21st-century Missouri education task force.

HB 582, relating to the 21st century Missouri patient education task force.

HB 583, relating to audits of state entities.

HB 584, relating to licensure reciprocity, with an emergency clause.

HB 585, relating to the right of sepulcher.

HB 586, relating to local use taxes.

HB 587, relating to worker classification.

HB 588, relating to the implementation of the streamlined sales and use tax agreement, with penalty provisions and a delayed effective date.

HB 589, relating to the confiscation of animals, with penalty provisions.

HB 590, relating to contact information for public officials.

HB 591, relating to income tax.

HB 592, relating to personal delivery devices.

HB 593, relating to use taxes, with penalty provisions, an emergency clause for a certain section, and a delayed effective date for certain sections.

HB 594, relating to farmers' markets.

HB 595, relating to breakfast served in schools.

HB 596, relating to tax credits for grocery stores.

HB 597, relating to the Missouri food security task force.

HB 598, relating to the agreement among the states to elect the president by national popular vote act.

HB 599, relating to motor vehicle sales tax.

HB 600, relating to elections.

HB 601, relating to a tax credit for the sale of ethanol fuel.

HB 602, relating to emergency orders.

HB 604, relating to certificates of self-insurance.

HB 605, relating to the designation of a memorial bridge.

HB 606, relating to the designation of a memorial bridge.

HB 607, relating to property regulations by certain counties.

HB 608, relating to substitute teacher licensing.

HB 609, relating to jury duty.

HB 610, relating to motor vehicle registration, with a penalty provision.

HB 611, relating to armed criminal action.

HB 612, relating to the Missouri secure choice savings program act.

HB 613, relating to compensation owed to discharged employees.

HB 614, relating to compensation for student athletes.

HB 615, relating to election day.

HB 616, relating to the use of body-worn cameras by law enforcement.

HB 617, relating to daylight saving time.

HB 618, relating to discovery procedures for certain municipal ordinance violations.

HB 619, relating to sports wagering, with penalty provisions.

HB 620, relating to net neutrality.

HB 621, relating to land banks.

HB 622, relating to the offense of driving while revoked, with penalty provisions.

HB 623, relating to conditions of release to assure appearance before trial.

HB 624, relating to early high school graduation.

HB 625, relating to competency-based education in elementary and secondary schools.

HB 626, relating to the designation of a memorial highway.

HB 627, relating to savings accounts for education expenses.

HB 628, relating to vaccine administration by dentists.

HB 629, relating to group personal lines insurance.

HB 630, relating to motor clubs.

HB 631, relating to landfill properties in certain counties.

HB 632, relating to end-of-life care homes, with penalty provisions.

HB 633, relating to property taxes, with an emergency clause.

HB 634, relating to concealed carry permits.

HB 635, relating to abortion.

HB 636, relating to sentence review for certain persons.

HB 637, relating to legislative requirements for public schools.

HB 638, relating to farmers and ranchers day.

HB 639, relating to school bus drivers' appreciation day.

HB 640, relating to myasthenia gravis awareness month.

HB 641, relating to elections.

HB 642, relating to taxation, with penalty provisions and a delayed effective date.

HB 643, relating to animal abuse, with penalty provisions.

HB 644, relating to use taxes.

HB 645, relating to family farms.

HB 646, relating to taxation of cigarettes and tobacco products.

HB 647, relating to working animals.

HB 648, relating to utility districts.

HB 649, relating to employment security, with a delayed effective date.

HB 650, relating to distributors of hypodermic needles, with penalty provisions.

HB 651, relating to small loans, with penalty provisions and a referendum clause.

HB 652, relating to the Missouri farmers' market nutrition program.

HB 653, relating to period products in charter schools and public schools.

HB 654, relating to period products in charter schools and public schools.

HB 655, relating to an inclusive curriculum in public schools.

HB 656, relating to absentee voting.

HB 657, relating to the sunshine law.

HB 658, relating to responsibilities of the department of revenue.

HB 659, relating to state employees.

HB 660, relating to special license plates for Boy Scouts of America.

HB 661, relating to the operation of a commercial motor vehicle, with penalty provisions.

HB 662, relating to the designation of a memorial bridge.

HB 663, relating to immunity for defending a person's property.

HB 664, relating to motor vehicle odometer readings, with penalty provisions.

HB 665, relating to qualifications of candidates for public office.

HB 666, relating to the senior citizens' services funds.

HB 667, relating to motor vehicle sales tax.

HB 668, relating to motor vehicle sales tax.

HB 669, relating to CBD oil products, with penalty provisions.

HB 670, relating to Missouri state archives-St. Louis trust fund.

HB 671, relating to outdoor advertising.

HB 672, relating to abortion, with penalty provisions.

HB 673, relating to the protection of children, with penalty provisions and an emergency clause for a certain section.

HB 674, relating to the designation of a highway.

HB 675, relating to the offense of mail theft, with penalty provisions.

HB 676, relating to assessing punishment in first degree murder cases.

HB 677, relating to the county employees' retirement system, with penalty provisions.

HB 678, relating to areas of a court of law.

HB 679, relating to school district local effort calculations, with an emergency clause.

HB 680, relating to the presidential preference primary.

HB 681, relating to health care for students at public institutions of higher education.

HB 682, relating to student lodging.

HB 683, relating to student tracking in public institutions of higher education.

HB 684, relating to medical procedures.

HB 685, relating to requirements to run for certain public offices.

HB 686, relating to foreign gifts to educational institutions.

HB 687, relating to motor vehicles.

HB 688, relating to earnings tax.

HB 689, relating to limited tax credits for certain medical education-related preceptorships.

HB 690, relating to tax credits.

HB 691, relating to railroad grade crossings.

HB 692, relating to service territories of retail electric service providers.

HB 693, relating to tax credits.

HB 694, relating to the taxation of motor fuel, with a referendum clause.

HB 695, relating to real estate licensees.

HB 696, relating to contagious illnesses.

HB 697, relating to property assessment contracts for energy efficiency, with penalty provisions.

HB 698, relating to criminal proceedings, with penalty provisions.

HB 699, relating to sales tax.

HB 700, relating to the inhalation of substances, with penalty provisions.

HB 701, relating to retirement systems.

HB 702, relating to medical marijuana.

HB 703, relating to the issuance of license plates.

HB 704, relating to the offense of possession of a controlled substance, with penalty provisions.

HB 705, relating to earnings tax.

HB 706, relating to qualifications for elective public office.

HB 707, relating to compensation of court reporters.

HB 708, relating to the designation of a memorial highway.

HB 709, relating to elections.

HB 710, relating to access to certain court records.

HB 711, relating to the public domain preservation act.

HB 712, relating to discovery in municipal courts.

HB 713, relating to tax credits.

HB 714, relating to mortgage foreclosures.

HB 715, relating to accounting practices.

HB 716, relating to property assessments.

HB 717, relating to tax credits.

HB 718, relating to property assessments.

HB 719, relating to property assessments.

HB 720, relating to tax credits for urban farms.

HB 721, relating to trauma center designations.

HB 722, relating to Blair's law, with penalty provisions.

HB 723, relating to alcohol trade practices.

HB 724, relating to the licensing of persons performing certain funeral-related services.

HB 725, relating to public health, with an emergency clause.

HB 726, relating to the state minimum wage rate, with a delayed effective date.

HB 727, relating to income tax deductions for certain educators.

HB 728, relating to reimbursement allowance taxes.

HB 729, relating to alternative educational options for students in elementary and secondary education programs, with penalty provisions.

HB 730, relating to sports wagering, with penalty provisions.

HB 731, to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

HB 732, relating to human and pet cemeteries.

HB 733, relating to the workforce diploma program.

SECOND READING OF HOUSE COMPLAINTS

HC 1 was read the second time.

HOUSE ETHICS COMPLAINT NO. 20-001

In the Matter of Representative Wiley Price

REPORT OF THE COMMITTEE ON ETHICS

WHEREON, the Committee on Ethics, of the Missouri House of Representatives, 100th General Assembly, pursuant to Rule 8 of House Committee Substitute for House Resolution 137, reports as follows:

1. On Monday, January 27, 2020, the administrative staff of the House of Representatives received a verbal report of a potential violation of House Policy B-5, which prohibits sexual harassment, and House Policy F-8, which prohibits amorous or romantic relationships between a representative and a House employee or intern. The report involved Representative Wiley Price (Respondent) and a House intern.

2. Immediately upon receiving the verbal report, the Chief Clerk of the House, pursuant to existing policy, retained outside counsel to investigate the complaint. Investigative counsel conducted an investigation of the complaint, which included interviewing the Respondent, intern, Respondent's legislator assistant (Witness 1), and another representative (Witness 2) with whom Respondent shared Witness 1 in a legislator assistant share agreement. The investigator prepared an investigative report, which was received by the House on February 12, 2020, and forwarded to the Committee on Ethics.

3. The investigative report stated that on Thursday, January 23, 2020, Respondent shared with Witness 1 that he had sex with the intern the night before, after Respondent, the intern, Witness 1, and numerous others attended a party at a local bar and grill. The report also alleged that upon learning that he would be subject to an ethics investigation in this matter, Respondent attempted to coerce Witness 1 into being untruthful with the investigator and the Committee in order to cover up the offense.

4. On February 6, 2020, the investigator interviewed Witness 1. Witness 1 provided the investigator a detailed report that was consistent with her initial report to House staff. Witness 1 stated that Respondent shared with Witness 1 that he had sex with the intern. Witness 1 stated that Respondent began harassing her upon learning that she had made the report to House staff as a mandated reporter. Witness 1 stated Respondent told her that he and the intern had agreed to lie and state nothing happened between them, and they had deleted each other's phone numbers and all text messages and calls between them from their phones. The investigator deemed Witness 1 to be credible.

5. On February 9, 2020, the investigator interviewed Witness 2. Witness 2's statements were consistent with the testimony of Witness 1. Witness 2 recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1. The investigator deemed Witness 2 to be credible.

6. On February 10, 2020, the investigator interviewed the intern. The intern denied any romantic or sexual relationship with Respondent. The intern denied speaking with or texting Respondent on her cell phone. The intern denied ever having Respondent's cell phone number. Although initially indicating she would provide a copy of her

cell phone records to the investigator, the intern later indicated she did not know how to obtain such records, and that any attempt to acquire such records would alert her mother to the investigation, which the intern did not want to do. The investigator deemed the credibility of the intern to be questionable.

7. On February 10, 2020, the investigator interviewed Respondent. Respondent denied any sexual relationship with the intern. Respondent denied claiming he had a sexual relationship with the intern to anyone, including Witness 1. Respondent stated although he and Witness 1 would have work related "spats" from time to time, they were nothing serious and he had no issues with Witness 1. Respondent stated that he has not called the intern on his cell phone, and that he does not have and has never had her cell phone number. Respondent indicated he would be willing to provide a copy of his cell phone records to confirm this, but stated he was not sure how to obtain the records. The investigator deemed the credibility of Respondent to be questionable.

8. On February 17, 2020, in order to prevent the possibility of further harassment or retaliation against Witness 1, the House completed moving Respondent to a different office complex within the Capitol, and assigned Witness 1 to be a full-time legislator assistant for Witness 2. Respondent offered no substitute legislator assistant, so the House assigned a different current legislator assistant for Respondent.

9. The Committee met on February 20, 2020, and, after reviewing the report from outside counsel, voted (9-0) to proceed to a preliminary hearing.

10. The Committee confirmed that the intern was a current House intern assigned to a representative not related to this matter in January 2020. The intern was invited to testify before the Committee on multiple occasions. However, through her Title IX coordinator, she declined to cooperate with the Committee's investigation. Although the Committee made multiple requests for phone records to the intern, she ultimately failed to supply any records to the Committee.

11. On February 27, 2020, Witness 1 testified before the Committee. The testimony of Witness 1 was consistent with her initial report to House staff and to the investigator. Some of the testimony of Witness 1 is as follows:

a. Witness 1 stated "The next day when he got to work, we went into his office and he closed the door and that's when he told me that he had sex with [the intern] the night before."

b. Witness 1 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex.

c. Witness 1 stated "[Respondent] told me that he had contacted [the intern] and that he had told her to delete his phone number, delete their text messages, and that she wasn't supposed to contact him anymore."

d. Witness 1 stated that Respondent said "It was consensual. There's nothing wrong with what I did. You're the one that messed up by telling [Witness 2]."

e. Witness 1 stated that Respondent urged her "to say that [Witness 2] misspoke or I misspoke and that he didn't do anything and it was all wrong. And it was my mess and I had to clean it up."

f. Witness 1 stated that Respondent said that "if I didn't back his play or back his idea that I was going to lose my job."

g. Witness 1 stated Respondent told her "where I come from, people die for doing s*** like this", referring to Witness 1 revealing the contents of her conversation with Respondent as a mandated reporter, and Witness 1 not vouching for Respondent's narrative of the events. Witness 1 stated she was afraid of Respondent after this conversation.

The Committee deemed Witness 1 to be credible.

12. On February 27, 2020, Witness 2 testified before the Committee. The testimony of Witness 2 was consistent with the testimony of Witness 1. Witness 2 recalls Witness 1 telling about Respondent and the intern, and that Witness 2 immediately recognized their duty to report as mandated reporters. Witness 2 also recalled Witness 1 receiving a phone call from Respondent at their office suite, and Witness 2 recognized Respondent's voice over the phone yelling at Witness 1 (not on speaker phone). Also, Witness 2 stated that in the past Respondent had told her on two separate occasions with whom he had previously had sex. The Committee carefully examined the testimony of Witness 1 and Witness 2 and found their accounts to be consistent. The Committee finds the testimony of Witness 2 to be credible.

13. After verifying the cellular telephone numbers for Respondent and the intern in use in January 2020, the Committee requested the Speaker issue a subpoena for phone records relating to this matter. The subpoena requested historical transaction detail for the dates of January 22, 2020 through January 27, 2020.

14. The cell phone transaction records received in response to the House subpoena contained seven phone calls and 26 text messages between Respondent and the intern. Some of these communications were initiated by Respondent and some initiated by the intern. The first call originated from Respondent on January 23, 2020 at 12:40 AM. The final communication was a phone call originated by Respondent in the evening of January 26, 2020 lasting 42 minutes. These phone records clearly indicate Respondent and the intern had each other's cell phone numbers and had communicated, which contradicts their testimony to the investigator, and part of Respondent's testimony under oath to the Committee.

15. On September 15, 2020, Respondent provided sworn testimony before the Committee. Respondent was present with counsel, and both counsel and Respondent were given an opportunity to provide a verbal statement to the Committee in addition to Respondent's testimony. Some of Respondent's testimony is as follows:

- a. Respondent denied any sexual relationship with the intern.
- b. Respondent denied claiming he had a sexual relationship with the intern.
- c. Respondent and his counsel initially denied (four times) ever calling or texting the intern. After being shown an excerpt of the phone records the Committee acquired by subpoena, Respondent then claimed he communicated with the intern to see if Witness 1 had made it home safely from a party the three of them had attended on the night in question. Respondent claimed that the part of the investigator's report that stated he said he did not have the intern's cell phone number was false.
- d. Respondent testified he switched cell phones and is not certain of the location of the phone he was using in January 2020. Respondent stated he would search for the original phone in his home and provide it to the Committee.
- e. Respondent claimed that a week before the alleged sexual encounter with the intern he had given notice to Witness 1 that she was going to be fired within 30 days. This contradicts the testimony of Witness 1 and the investigator's report in which he said he had no serious issues with Witness 1. Respondent claimed Witness 1 fabricated the story of Respondent and the intern as retaliation. When asked, Respondent said he had not told Witness 2 (with whom he shared in a legislator assistant share agreement with Witness 1) that he had given notice to Witness 1; he had not told House administration that he had given notice to Witness 1; and had not documented his issues with Witness 1 or that she had been given notice. Respondent testified that he had arranged for a friend of his from his district to replace Witness 1, but could not recall his name and did not mention him to House administration when they separated Respondent from Witness 1. Respondent testified that the ex-boyfriend of Witness 1 (Witness 3) was aware that Witness 1 was being fired and "came into my office to save his ex-girlfriend's job." On September 22, 2020, Witness 3 testified before the committee that he was unaware that Witness 1 was to be fired, and that he never spoke to Respondent to save Witness 1's job. The Committee deemed the testimony of Witness 3 to be credible.

Ultimately, Respondent also failed to supply the original cell phone or any phone records that would corroborate his version of the events in response to requests from the Committee. The Committee deemed Respondent to be not credible.

16. At the conclusion of Respondent's testimony, held in closed session before the Committee, a cell phone was discovered on the witness stand that was recording audio. The witness stand had just been vacated by Respondent and his counsel, who had both left the room. The phone had been recording Respondent's testimony, and would have continued recording the Committee's private deliberations. The phone was determined to belong to counsel for the Respondent, who stated he was recording the testimony of Respondent before the Committee. Counsel was not given permission to make a recording, and was in direct violation of House rules providing for the confidentiality of the Committee proceedings. The phone was returned to counsel after the audio file was deleted from the device and counsel stipulated that he would not take any steps to recover or otherwise attempt to use the audio file.

17. House records confirm that Respondent attended the mandatory Preventing Sexual Harassment training with all House members on January 14, 2020, and on March 11, 2019.

18. The Committee finds, based upon the testimony and evidence received by the Committee, that:

a. Respondent misled the House investigator by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denied that he had engaged in any cell phone communications whatsoever with the intern;

b. Respondent committed perjury before the Committee on Ethics by denying that he had claimed an inappropriate relationship existed between him and the intern to Witness 1 and denying that he had engaged in any cell phone communications whatsoever with the intern;

c. Respondent intimidated and threatened his legislator assistant in retaliation for performing her duties as a mandated reporter;

d. Respondent obstructed this Committee's investigation by misleading the Committee investigator with regard to his attempts to coerce Witness 1 into changing her testimony;

e. Respondent obstructed this Committee's investigation by committing perjury before the Committee by denying his attempts to coerce Witness 1 into changing her testimony; and

f. Respondent's conduct has compromised the ability of the House to provide a respectful, professional work environment.

19. The Committee finds that Respondent's actions involving both the intern and his legislator assistant, and his conduct before this Committee during its investigation, to constitute ethical misconduct and conduct unbecoming of a state legislator of sufficient severity to warrant censure.

NOW THEREFORE, the Committee on Ethics, having given full consideration to this complaint concludes that the issuance of this report is warranted, and recommends that the House of Representatives consider the following sanctions against the Respondent:

1. Censure by the 100th General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

2. Censure by the 101st General Assembly, pursuant to Article III, Section 18, of the Constitution of Missouri;

3. Payment of \$22,492.25 to the House of Representatives in costs related to the investigation of this complaint; and

Until the House considers a resolution to censure, the following actions should immediately be taken:

4. Respondent shall conduct himself in a manner that respects the commitment of the House to provide a work environment free of sexual harassment to all members, employees, and interns;

5. Respondent shall have no service from or supervision over any intern for the remainder of his membership in the House. Any legislative employee assigned to Respondent for the remainder of his membership in the House shall be under the direct supervision of the Chief Clerk, who should monitor the Respondent's contact with House employees as appropriate;

6. House Speaker and Minority Floor Leader remove Respondent from any committee assignments;

7. House Speaker and Minority Floor Leader withhold from Respondent any of the privileges of office that the Speaker or Minority Floor Leader deem appropriate;

8. Respondent not be allowed to hold any leadership position; and

9. Any other sanctions the House of Representatives deems just and proper under the circumstances.

At the Committee hearing on December 15, 2020, Respondent was given until 1 PM the following day to resign as Representative of the 100th General Assembly and resign as Representative-Elect of the 101st General Assembly. Respondent failed to meet this deadline.

This report was adopted by the Committee by a vote of 10 to 0:

Ayes: Eggleston, Kendrick, Anderson, Andrews, Barnes, Brown, Ellebracht, Francis, Lynch, Stevens
Date: December 15, 2020

COMMITTEE APPOINTMENTS

January 6, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller,

I hereby appoint the following to serve on the House Committee on Children and Families:

Representative Keri Ingle, Ranking Member
Representative Kimberly-Ann Collins
Representative Yolanda Young

If you have any questions, please feel free to contact the office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 6, 2021

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller,

I hereby appoint the following to serve on the House Committee on Ethics:

Representative Mark Ellebracht, Ranking Member
Representative Richard Brown
Representative Paula Brown
Representative Tracy McCreery
Representative Jerome Barnes

If you have any questions, please feel free to contact the office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 429 - Children and Families
HB 430 - Children and Families

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael J. Parson.

EXECUTIVE ORDER 21-01

WHEREAS, the Citizens Advisory Committee on Corrections was established by Governor Bob Holden on April 1, 2003, by Executive Order 03-11; and

WHEREAS, the Citizens Advisory Committee on Corrections has fulfilled its objective and assisted in strengthening the Missouri Department of Corrections' grievance procedures; and

WHEREAS, the Missouri Department of Corrections has further enhanced its operating policies and procedures for contemporary issues and needs since the inception of the Citizens Advisory Committee on Corrections; and

WHEREAS, no appointments have been made to the Citizens Advisory Committee on Corrections since 2012; and

WHEREAS, Governor Bob Holden signed Executive Order 02-05 on March 19, 2002; and

WHEREAS, Executive Order 02-05 required the Department of Natural Resources, The Department of Economic Development, the Department of Agriculture, the Department of Health and Senior Services, and the Department of Conservation to ensure coordination between state agencies in the development of administrative rules; and

WHEREAS, that function is fulfilled through Section 536.175, RSMo and Executive Order 17-03, rendering the requirements of Executive Order 02-05 duplicative and unnecessary; and

WHEREAS, Executive Order 05-06 was signed by Governor Matt Blunt on January 24, 2005; and

WHEREAS, Executive Order 05-06 was intended to prevent offenders serving sentences within the Missouri Department of Corrections from playing video games with violent content; and

WHEREAS, the role and use of technology throughout the State of Missouri has changed significantly since 2005, and media players can be an effective tool to improve institutional and staff safety by providing offenders with constructive and educational activities, as well as enhance rehabilitative services by affording offenders additional educational and vocational opportunities:

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby order that Executive Order 03-11 and Executive Order 02-05 are hereby terminated, and order that Executive Order 05-06 remains in full-force and effect, but does not apply to media available on offender media players, where the content satisfies all departmental censorship requirements and does not negatively impact officer safety or institutional security.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 7th day of January, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

The following members' presence was noted: Adams, Aldridge, Anderson, Andrews, Appelbaum, Atchison, Aune, Bailey, Baker, Bangert, Baringer, Barnes, Basye, Billington, Black (7), Black (137), Bland Manlove, Boggs, Bosley, Bromley, Brown (16), Brown (70), Brown (27), Burger, Burnett, Chipman, Christofanelli, Clemens, Coleman (32), Collins, Cook, Copeland, Davidson, Davis, Deaton, DeGroot, Dinkins, Dogan, Eggleston, Evans, Falkner, Fishel, Fitzwater, Fogle, Francis, Gray, Gregory (51), Griesheimer, Griffith, Gunby, Haden, Haffner, Haley, Hardwick, Henderson, Hicks, Houx, Hovis, Hudson, Ingle, Johnson, Kalberloh, Kelley (127), Kidd, Knight, Lewis (6), Lewis (25), Lovasco, Mackey, Mayhew, McCreery, McDaniel, McGaugh, McGirl, Merideth, Morse, Mosley, Murphy, Nurrenbern, Person, Phifer, Pietzman, Pike, Plocher, Pollitt (52), Pollock (123), Porter, Pouche, Proudie, Quade, Railsback, Reedy, Riley, Roberts, Roden, Roeber, Rogers, Ruth, Sander, Sassmann, Sauls, Schnelting, Schroer, Schwadron, Seitz, Sharp (36), Sharpe (4), Shaul, Simmons, Smith (163), Smith (67), Stacy, Stephens (128), Stevens (46), Tate, Taylor (139), Taylor (48), Terry, Thomas, Thompson, Toalson Reisch, Trent, Turnbaugh, Unsicker, Van Schoiack, Veit, Wallingford, Walsh Moore (93), Walsh (50), Weber, West, Wiemann, Windham, and Young.

ADJOURNMENT

On motion of Representative Wiemann, the House adjourned until 10:00 a.m., Friday, January 8, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 12, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 429, HB 430

Executive session will be held: HB 429, HB 430

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Friday, January 8, 2021, 11:00 AM, House Hearing Room 3.

Public hearing will be held: HR 7

Executive session will be held: HR 7

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRD DAY, FRIDAY, JANUARY 8, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 5 and HCR 6

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 34 and HJR 35

HOUSE BILLS FOR SECOND READING

HB 734 through HB 753

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)

CCS SCS HS HCS HB 2002 - Smith (163)

CCS SCS HS HCS HB 2003 - Smith (163)

CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 101st GENERAL ASSEMBLY

THIRD DAY, FRIDAY, JANUARY 8, 2021

The House met pursuant to adjournment.

Speaker Pro Tem Wiemann in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 754, introduced by Representative Christofanelli, relating to the virtual school program.

HB 755, introduced by Representative Christofanelli, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 756, introduced by Representative Christofanelli, relating to employment security.

HB 757, introduced by Representative Christofanelli, relating to property tax.

HB 758, introduced by Representative Hardwick, relating to trusts.

HB 759, introduced by Representative Lewis (6), relating to civil actions, with an emergency clause.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 5, relating to the Dred Scott decision.

HCR 6, relating to opioid and heroin awareness month.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 34, relating to the general assembly, with a delayed effective date.

HJR 35, relating to the state treasurer's ability to invest.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 734, relating to financing for electrical corporations.

HB 735, relating to broadband infrastructure improvement districts.

HB 736, relating to absentee ballots.

HB 737, relating to the transportation and storage of firearms.

HB 738, relating to elections, with a delayed effective date and penalty provisions.

HB 739, relating to higher education scholarships for children of incarcerated offenders.

HB 740, relating to private security professionals.

HB 741, relating to the rate of sales tax.

HB 742, relating to the offense of assault in the first degree, with penalty provisions.

HB 743, relating to trauma-informed school incident records.

HB 744, relating to orders of protection.

HB 745, relating to probation.

HB 746, relating to restrictions on the free exercise of religion during an emergency.

HB 747, relating to sales taxes.

HB 748, relating to charges for service of court orders.

HB 749, relating to the sale of returnable containers, with penalty provisions.

HB 750, relating to asset forfeiture.

HB 751, relating to step therapy protocols.

HB 752, relating to alcoholic beverages.

HB 753, relating to the state minimum wage rate.

COMMITTEE REPORTS

Committee on Consent and House Procedure, Chairman Walsh (50) reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 7**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Fishel, Kalberloh, Railsback, Schroer, Walsh (50) and Wright

Noes (3): McCreery, Walsh Moore (93) and Windham

Absent (2): Andrews and Pouche

HOUSE COMMITTEE SUBSTITUTE FOR HOUSE RESOLUTION NO. 7

RULES OF THE HOUSE OF REPRESENTATIVES 101st GENERAL ASSEMBLY

TIME OF MEETING

Rule 1. The time of meeting by the House, unless otherwise ordered, shall be 10:00 a.m.

ORDER OF BUSINESS

Rule 2. (1) *Administrative Order of Business*. The first of each day, after the House is called to order, shall be employed as follows unless otherwise ordered by the House:

- (a) ~~Prayer.~~
- ~~_____ (b) Pledge of Allegiance to the American Flag.~~
- ~~_____ (c)~~ Introduction of petitions, memorials, remonstrances, and resolutions.
- ~~[(d)]~~ (b) Introduction and first reading of House Joint Resolutions.
- ~~[(e)]~~ (c) Introduction and first reading of House Bills.
- ~~[(f)]~~ (d) First reading of Senate Joint Resolutions and Bills.
- ~~[(g)]~~ (e) Second reading of House Bills, Joint Resolutions, and Concurrent Resolutions.
- ~~[(h)]~~ (f) Second reading of Senate Bills, Joint Resolutions, and Concurrent Resolutions.
- ~~[(i)]~~ (g) Reports of regular standing committees.
- ~~[(j)]~~ (h) Reports of special standing committees.
- ~~[(k)]~~ (i) Messages from the Senate.

(2) *Regular Order of Business*. At the close of the administrative order of business, the Speaker or any member may call for the regular order of business. The administrative order of business may be dispensed with by unanimous consent of the House at any time. The regular order of business shall be employed as follows unless otherwise ordered by the House:

- (a) **Prayer.**
- (b) **Pledge of Allegiance to the American Flag.**
- (c) Reading and approval of the Journal of the previous day's session.
- ~~[(d)]~~ (d) Bills, reports, and other business on the table.
- ~~[(e)]~~ (e) House Joint Resolutions to be perfected and printed.
- ~~[(f)]~~ (f) House Bills to be perfected and printed.
- ~~[(g)]~~ (g) Third reading of House Joint Resolutions and Concurrent Resolutions.
- ~~[(h)]~~ (h) Third reading of House Bills.
- ~~[(i)]~~ (i) Messages from the Senate.

- ~~[(h)]~~ (j) Third reading of Senate Joint Resolutions and Concurrent Resolutions.
- ~~[(i)]~~ (k) Third reading of Senate Bills.
- ~~[(j)]~~ (l) Adoption of petitions, memorials, remonstrances, and resolutions.
- ~~[(k)]~~ (m) Reports of subcommittees.
- ~~[(l)]~~ (n) Such other orders of business as deemed necessary pursuant to law.

HEADINGS ON HOUSE CALENDAR

Rule 3. The House may keep calendars for organizational purposes and to facilitate the consideration of legislation. Calendars may be created as deemed necessary by the Speaker.

FIRST AND SECOND READING OF BILLS

Rule 4. A bill shall be read the first time by journal entry of the title of the bill on the legislative day of its filing. It shall be second read on the following legislative day by journal entry of the title of the bill. The reading of a bill by its title shall be deemed sufficient reading unless the further reading be called for. If the further reading be called for and no objection made, the bill shall be read at length; if, however, objection be made, the question shall be determined by the majority of the members present.

ORDERS OF THE DAY

Rule 5. Upon recess or adjournment, the Majority Floor Leader shall advise the entire membership of the business anticipated to be conducted during the remainder of the legislative day and during the next legislative day.

ELECTION OF OFFICERS GENERALLY

Election; Oath; Compensation

Rule 6. The House shall elect the following officers at the commencement of the first regular session of each general assembly: its presiding officer, who shall be called Speaker of the House, a Speaker Pro Tem, a Chief Clerk, a Sergeant-at-Arms, a Doorkeeper, and a Chaplain, who shall hold office during all sessions until the convening of the succeeding General Assembly, unless sooner removed by a vote of the majority of the members. Each shall receive such compensation as may be provided for by law. Each shall take an oath to support the Constitution of the United States and of this State and to faithfully demean himself or herself in office and to keep the secrets of the House. Such oath shall be administered to the Speaker and Speaker Pro Tem by a Judge of the Supreme Court, Court of Appeals, or a Circuit Court and by the Speaker to the other officers. All other officers of the House shall be appointed by, and serve at the pleasure of, the Speaker and receive such compensation as provided by law.

SPEAKER

Speaker to Call Members to Order

Rule 7. The Speaker shall take the chair at the hour to which the House has been adjourned and immediately call the members to order and, on the appearance of a quorum, shall cause the Journal of the preceding day to be read unless otherwise ordered by the House, which may then be corrected by the House.

Parliamentary Rulings; Referral to Parliamentary Committee

Rule 8. Parliamentary rulings may be made only by the Speaker or the Speaker Pro Tem. At his or her option or at the request from a member of the Parliamentary Committee, he or she may refer points of order to the Parliamentary Committee for an advisory opinion. In the absence of the Speaker or the Speaker Pro Tem, rulings shall be made by a parliamentary committee. The Committee on Parliamentary Procedure shall be composed of the Speaker, the Majority Floor Leader, and the Minority Floor Leader or their **member** designees. No member who is temporarily in the chair may rule on points of order, except the Speaker or Speaker Pro Tem, until and unless the Parliamentary Committee has been called and ruled. It shall be the duty of the temporary Speaker to call such Parliamentary

Committee at the time the point of order is raised and before any discussion on such point of order takes place. It shall be at the Speaker's discretion whether members may speak on points of order. The Speaker or the Speaker Pro Tem may take points of order under advisement; provided that, he or she rules on the point of order before any other motion to amend is entertained.

Speaker May Speak on Points of Order

Rule 9. The Speaker may speak on points of order in preference to any other member, arising from his or her seat for that purpose, and shall decide questions of order, subject to an appeal to the House~~[, upon which appeal no member shall speak more than once, except by leave of the House]~~. No member shall inquire of another member nor debate with other members on points of order but shall address his or her remarks only to the chair.

Appeal from a Ruling of the Chair

Rule 10. Should there be an appeal from any ruling of the chair, the question, "Shall the chair be sustained?" shall be immediately put and determined before the House proceeds to other business.

Speaker Has General Supervision of Hall

Rule 11. The Speaker shall have general direction and supervision of the House and shall preserve decorum and order in the Hall.

Supervision of House Employees

Rule 12. The Speaker shall have general supervision and control over all employees of the House. The Speaker may hire special counsel to assist committees in extraordinary circumstances. The Speaker may make a temporary appointment to fill a vacancy in the office of the Chief Clerk until such time as the House adopts a resolution to fill the vacancy on a permanent basis.

Speaker May Substitute Member to Perform Duties

Rule 13. The Speaker may substitute any member to perform the duties of the chair ~~[in the absence of the Speaker Pro Tem]~~ **if the Speaker Pro Tem is absent or otherwise engaged.**

Speaker Shall Sign Bills

Rule 14. The Speaker shall sign all bills, and perform all other duties in relation thereto, as required by the Constitution. He or she shall also sign all joint resolutions and addresses; and all writs, warrants, and subpoenas issued by order of the House shall be under his or her hand, attested by the Chief Clerk.

Speaker May Clear Hall

Rule 15. In case of disturbance or disorderly conduct in the lobbies or galleries, the Speaker, temporary Speaker, or Chair of the Committee of the Whole House shall have power to order the same cleared. He or she shall not, however, have the power to remove members from the floor of the House, except by a majority vote of those present.

Manner of Putting Questions

Rule 16. The Speaker shall rise to state and put questions. Questions shall be in the following form: "All those in favor (if by electronic roll call) vote 'Aye'. All those opposed (if by electronic roll call) vote 'No'". If by voice vote say "Aye" or "No". If the Speaker doubts on a voice vote, voting shall be ordered by electronic device. The Speaker may require a recorded vote on any motion.

OTHER OFFICERS

Speaker Pro Tem

Rule 17. The Speaker Pro Tem shall perform the duties of Speaker during the sickness or absence of the Speaker, except while some member is discharging such duties as a substitute under Rule 13.

Chief Clerk

Rule 18. It shall be the duty of the Chief Clerk to serve also as Chief Administrator of the House and to attend the House during its sittings. The Chief Clerk, under the direction of the Speaker, shall prepare and keep the House Journal and seasonably record the proceedings of the House; keep regular files of House papers; attest all writs, warrants, and subpoenas issued by order of the House; keep an account of all fines imposed by the House; maintain a record of the members' attendance; keep an account of the traveling and expense allowances of all the members; transmit to the Senate messages, communications, copies, and documents of the House; keep a docket of proceedings on all bills, resolutions, and acts; and execute the commands of the House from time to time. The Assistant Chief Clerk shall perform the duties of the Chief Clerk in his or her **sickness or** absence ~~[or disability]~~, or upon the Chief Clerk's resignation.

Sergeant-at-Arms; Doorkeeper; Chaplain

Rule 19. (1) *Sergeant-at-arms*. It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings; to execute the commands of the House from time to time, together with such process issued by authority thereof as shall be directed to him or her by the Speaker; **and to oversee the security of the areas within the capitol under the control of the House of Representatives**. He or she shall preserve order **during committee hearings and** in the galleries and lobby and ~~[keep the entry to the aisle cleared]~~ **control entry into the Hall and onto the floor** during the session of the House. **The sergeant-at-arms shall have all powers granted to law enforcement officers in this state to apprehend and arrest persons for violations of Article III, Section 18 of the Constitution of Missouri, and may carry firearms when necessary for the proper discharge of his or her duties. The sergeant-at-arms may employ additional staff to assist him or her in the performance of his or her duties. The sergeant-at-arms and any such additional employees shall maintain a valid peace officer license for the duration of their employment.**

(2) *Doorkeeper*. It shall be the duty of the Doorkeeper, subject to the orders of the Speaker, to attend the sittings of the House. The Doorkeeper shall allow no person to come or remain within the Hall or galleries except as are admitted by the rules or orders of the House. He or she shall execute the commands of the Speaker in relation to his or her duties and shall obey such other orders as may be made by the House.

(3) *Chaplain*. It shall be the duty of the Chaplain, or a member, former member, or employee of the House, as designated by the Speaker, to attend at the commencement of each day's sitting of the House, to open the sessions thereof with a prayer, visit any member who may be sick, and to preach in the Hall of the House of Representatives whenever requested by a vote of the House.

Employees

Rule 20. The House may employ, and the Speaker appoint, such employees as are necessary to perform the duties of the House. No person shall be initially hired by the House who is related to any member of the House within the fourth degree, by consanguinity or by affinity.

COMMITTEES

By Whom Appointed; Composition of Membership

Rule 21. (1) All regular standing, select, conference, interim, and statutory committees shall be appointed by the Speaker who, when appointing a committee, shall designate a member thereof as chair, designate another member as vice chair, and designate the total number of members to serve on each committee, except the minority members of each regular standing committee shall be appointed by the Minority Floor Leader. The vice chair or a designee of the chair shall preside at all committee meetings in the absence of the chair.

(2) The Speaker of the House, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Majority Whip, the Minority Floor Leader, the Assistant Minority Floor Leader, and the Minority Whip shall be ex-officio members of all committees of the House, the chair **and the vice chair** of the Committee on Budget and one member of the committee designated by the Minority Floor Leader shall be ex-officio members of all subcommittees of the Committee on Budget, and the chair of each regular and special standing committee shall be an ex-officio member of each subcommittee of such regular or special standing committee for the purpose of a quorum and inquiry but shall have no vote unless they are duly appointed members of the committee.

(3) The membership of all regular standing committees and all other committees and commissions, unless otherwise provided by the act or resolution creating them, shall be composed as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total membership of the House, except for the Ethics Committee. The Ethics Committee shall consist of an equal number of members from the majority and minority party.

(4) The Speaker may appoint such special standing committees as he or she deems necessary. Any special standing committee shall have the authority and duties of a regular standing committee if so designated by the Speaker. The Minority Floor Leader may make recommendations to the Speaker regarding minority membership of special standing committees. The Speaker may dissolve or discharge the members of any conference, interim, or special standing committee at any time and reappoint the members thereof.

Time of Sitting

Rule 22. No committee shall meet except during those times so designated by the Speaker. No committee shall sit during the session of the House without leave of the House, except for during the administrative order of business.

The Regular Standing Committees Enumerated

Rule 23. The regular standing committees of the House shall be as follows:

- (1) Administration and Accounts.
- (2) Agriculture Policy.
- (3) Budget.
- (4) Children and Families.
- (5) Consent and House Procedure.
- (6) Conservation and Natural Resources.
- (7) Corrections and Public Institutions.
- (8) Crime Prevention ~~and Public Safety~~.
- (9) Downsizing State Government.
- (10) Economic Development.
- (11) Elections and Elected Officials.
- (12) Elementary and Secondary Education.
- (13) **Emerging Issues.**
- ~~(14)~~ **Ethics.**
- ~~(14)~~ **(15) Financial Institutions.**
- ~~(15)~~ **(16) Fiscal Review.**
- ~~(16)~~ **(17) General Laws.**
- ~~(17)~~ **(18) Health and Mental Health Policy.**
- ~~(18)~~ **(19) Higher Education.**
- ~~(19)~~ **(20) Insurance ~~Policy~~.**
- ~~(20)~~ **(21) Judiciary.**
- (22) Legislative Review.**
- ~~(21)~~ **(23) Local Government.**
- ~~(22)~~ **(24) Pensions.**
- ~~(23)~~ **(25) Professional Registration and Licensing.**
- (26) Public Safety.**
- ~~(24)~~ **(27) Rules - Administrative Oversight.**
- ~~(25)~~ **(28) Rules - Legislative Oversight.**

(29) Rural Community Development.

~~[(26)]~~ **(30)** Transportation.

~~[(27)]~~ **(31)** Utilities.

~~[(28)]~~ **(32)** Veterans.

~~[(29)]~~ **(33)** Ways and Means.

~~[(30)]~~ **(34)** Workforce Development.

Duties of the Regular Standing Committees

Rule 24. (1) *Duties Generally.* Regular standing committees shall have the authority to consider bills and resolutions that have been referred to them and:

(a) Report the bill or resolution "Do Pass", "Without Recommendation", or "Do Pass - Consent" to the Speaker.

(b) Report the bill or resolution "Do Pass with recommended committee amendment" to the Speaker.

(c) Report the bill or resolution as a "House Committee Substitute - Do Pass" or "House Committee Substitute - Without Recommendation" to the Speaker.

(2) *Administration and Accounts.*

(a) *Duties generally.* The Committee on Administration and Accounts shall superintend and have sole and complete control of all financial obligations and business affairs of the House except those employees appointed by or assigned to the Speaker, or assigned to the Budget Committee Chair, the Speaker Pro Tem, the Majority Floor Leader, the Minority Floor Leader, and the Officers of the House. The committee shall provide for the receiving and receipt of all supplies, equipment, and furnishings purchased from the account of the House and shall further provide for the use and distribution thereof.

(b) *Funds for operation of member's individual offices.* The committee shall also prescribe rules governing the expenditure of funds allotted to individual members for the operation of their offices. Such rules shall be applied equally to, and shall require the equal treatment of, all members with regard to the expenditure of such funds. Subject to such rules, each member shall have discretion to expend such funds, for the use of his or her office, without the approval of the committee.

(c) *Allotment of offices, chamber seats, and parking spaces.* Each member shall be allotted his or her own office, chamber seat, and parking assignment. The committee shall assign all offices, chamber seats, and parking spaces under its control and reserved for members. The committee may make assignments to the party caucuses for those caucuses to assign to their respective members. The House officers, the floor leaders and assistant floor leaders of each party, the Budget Committee Chair, and the chair and ranking minority member of the Administration and Accounts Committee, without respect to the seniority of those members, shall have priority with respect to such assignments within their respective caucuses.

(d) *Duties of the Chief Clerk in Respect to Committee.* The Chief Clerk of the House may be authorized to act for the committee, but only in the manner and to the extent as may have been previously authorized by the committee. Such authorization shall be entered in the minutes of the committee. The Chief Clerk shall maintain financial records for the House in accordance with generally accepted accounting principles. The Chief Clerk of the House shall keep a detailed accounting of all transactions and shall furnish each member of the committee and the Speaker with a copy of such account on a quarterly basis.

(e) *Recognition of Caucuses.* The committee may approve and prescribe for the recognition of caucuses. Any group of five or more House members may seek designation as a caucus for the purpose of identifying and collaborating on issues within a common sphere of public interest. **The committee shall post the names of all recognized caucuses on the House website.**

(3) *The Committee on Agriculture Policy.* The Committee on Agriculture Policy may consider and report upon bills and matters referred to it relating to the protection, promotion, and encouragement of agriculture in this state.

(4) *The Committee on Budget.*

(a) The Chair of the Committee on Budget shall have the sole responsibility of filing all appropriations bills. The Committee on Budget shall have the responsibility for any other bills, measures, or questions referred to it pertaining to the appropriation and disbursement of public moneys.

(b) *Other duties.* The committee may consider and report upon any bill or resolution referred to it which, in the opinion of the Speaker, merits special consideration. The committee may also consider and report upon bills and matters referred to it relating to the reorganization, consolidation, and abolition of boards, bureaus, commissions, and other offices and buildings of the state, including the Division of Facilities Management, Design and Construction, the capitol grounds, and the state and legislative libraries. The committee is empowered to study

and investigate the efficiency and economy of all branches of government, including the possible existence of fraud, misfeasance, malfeasance, collusion, mismanagement, incompetence, corruption, waste, conflicts of interest, and the improper expenditure of government funds in transactions, contracts, and activities of the government or government officials and employees. The committee is authorized to hold hearings, sit, and act at any time or place within the state of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement. If the committee, after hearing and upon findings incorporated in a report, deems that a particular activity, bureau, agency, committee, commission, department, or any other entity of state government should be discontinued, it shall report such finding to the House for further action by the House.

(c) The Committee on Budget shall have the following subcommittees:

a. *The Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development.*

b. *The Subcommittee on Appropriations - Education.*

c. *The Subcommittee on Appropriations - General Administration.*

d. *The Subcommittee on Appropriations - Health, Mental Health, and Social Services.*

e. *The Subcommittee on Appropriations - Public Safety, Corrections, Transportation, and Revenue.*

f. Other subcommittees designated by the Chair of the Committee on Budget, **with the advice and consent of the Speaker.**

(d) The Committee on Budget may place a limitation on the time of floor debate for appropriations bills. If a time limitation is imposed, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees.

(5) *The Committee on Consent and House Procedure.*

(a) The Committee on Consent and House Procedure may consider and report upon bills and matters referred to it which, in the opinion of the Speaker, merit special consideration.

(b) If a bill is automatically referred to the Committee on Consent and House Procedure with a recommendation that it "Do Pass - Consent", the committee shall review the bill for the purpose of determining whether it should have consent status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate consent calendar. If the committee declines to place the bill on the appropriate consent calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without consent status.

(c) The Committee on Consent and House Procedure may perform all duties relating to the issuance of courtesy resolutions. A courtesy resolution is a noncontroversial resolution in the nature of congratulations on the birth of a child, celebration of a wedding anniversary, congratulations on an outstanding citizen achievement, or a similar event which is in the practice and procedure of the House to consider as a courtesy resolution and shall require action by the House as provided for by the House Rules. The Chief Clerk, under the direction of the committee, shall maintain a list of all courtesy resolutions issued under this rule for inspection. Any resolution that is not a courtesy resolution shall require action by the House as provided for by the House Rules.

(d) The Committee on Consent and House Procedure shall formulate and present for consideration the rules of the House and shall consider and report upon all propositions to amend or change the rules, which propositions shall stand referred without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure.

(e) The Chief Clerk, under the direction of the committee, shall supervise the printing of all bills ordered perfected and printed, assuring that procedures are followed in which all amendments to every such bill are incorporated therein before the bill is printed and that the printed copies of the bill on the designated desks of the members are true and accurate copies of the bill as ordered perfected and printed. The committee shall also supervise the printing of all bills which are truly agreed to and finally passed, assuring that procedures are followed in which every bill is a true copy of the bill as passed with clerical errors corrected.

(6) *The Committee on Children and Families.* The Committee on Children and Families may consider and report upon bills and matters referred to it relating to the Department of Social Services, the Department of Health and Senior Services, and other matters relating to the fostering and promotion of children, families, and persons with disabilities in this state.

(7) *The Committee on Conservation and Natural Resources.* The Committee on Conservation and Natural Resources may consider and report upon bills and matters referred to it relating to the functions and operations of the Department of Conservation and the Department of Natural Resources and all powers thereto conferred upon by the Missouri constitution and statutes.

(8) *The Committee on Corrections and Public Institutions.* The Committee on Corrections and Public Institutions may consider and report upon bills and matters referred to it relating to adult and juvenile penal and correctional problems, the administration of correctional institutions, and the state penitentiary.

(9) *The Committee on Crime Prevention [and Public Safety].* The Committee on Crime Prevention [~~and Public Safety~~] may consider and report upon bills and matters referred to it relating to criminal laws [~~law enforcement, and public safety matters~~].

(10) *The Committee on Downsizing State Government.* The Committee on Downsizing State Government may consider and report upon bills and matters referred to it relating to reducing the size of state government and its programs.

(11) *The Committee on Economic Development.* The Committee on Economic Development may consider and report upon bills and matters referred to it relating to commerce, industrial growth, expansion, and development.

(12) *The Committee on Elections and Elected Officials.* The Committee on Elections and Elected Officials may consider and report upon bills and matters referred to it relating to elections and election contests involving members of the House and on the qualifications and terms of elected officials.

(13) *The Committee on Elementary and Secondary Education.* The Committee on Elementary and Secondary Education may consider and report upon bills and matters referred to it relating to elementary and secondary education and life-long learning in this state, including teachers, financing, property, indebtedness, and curriculum.

(14) *The Committee on Emerging Issues.* The Committee on Emerging Issues may consider and report upon bills and matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

(15) *The Committee on Ethics.* The Committee on Ethics may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

~~[(45)]~~ (16) *The Committee on Financial Institutions.* The Committee on Financial Institutions may consider and report upon bills and matters referred to it relating to banks, banking, savings and loans, credit unions, and other financial institutions.

~~[(46)]~~ (17) *The Committee on Fiscal Review.*

(a) The Committee on Fiscal Review shall consider any bill which requires net additional expenditures of state money in excess of ~~[\$100,000]~~ **\$250,000** or which reduces net state revenue by more than ~~[\$100,000]~~ **\$250,000** in any of the three fiscal years immediately following the effective date or at full implementation of the bill. The following bills, excluding appropriations bills, shall be automatically referred to the Committee on Fiscal Review:

a. Any House bill after perfection and before third reading that requires net additional expenditures of state moneys in excess of ~~[\$100,000]~~ **\$250,000** or that reduces net state revenue by more than ~~[\$100,000]~~ **\$250,000** in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

b. Any House bill returned with Senate amendments before its consideration.

c. Any Senate bill upon placement on the third reading calendar that requires net additional expenditures of state moneys in excess of ~~[\$100,000]~~ **\$250,000** or that reduces net state revenue by more than ~~[\$100,000]~~ **\$250,000** in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

d. Conference committee reports for all House bills and Senate bills upon submission and distribution.

~~[e. Any House or Senate bill that has been amended on the floor to contain an emergency clause, for the purpose of considering whether an emergency clause is appropriate.]~~

(b) Any Senate or House bill amended so as to increase net expenditures or reduce net revenues shall, upon timely motion adopted by the members, be referred to the Committee on Fiscal Review.

(c) The primary sponsor or, in the case of a Senate bill, the floor handler of a bill referred to the Committee on Fiscal Review shall be entitled to a hearing on the bill but such hearing shall be limited to the reception of testimony by the primary sponsor or floor handler, as the case may be, in person and none other, without leave of the committee chair.

(d) For the purposes of this rule, "net" is defined as the sum of revenues and expenditures, after reductions and increases brought about by a bill have been calculated.

(e) The Committee on Fiscal Review may, with the consent of the House sponsor or floor handler, amend an effective date, emergency clause, or sunset provision onto any bill referred to the Committee prior to its third reading.

(f) If the chair of the Committee on Fiscal Review or any member with approval by a majority vote of the standing committee requests clarifying questions or supplemental information from the director of the oversight division of the Committee on Legislative Research, such clarifications may be given to the Committee or to the member in the form of an appendix to the fiscal note.

~~[(47)]~~ **(18) *The Committee on General Laws.*** The Committee on General Laws may consider matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

~~[(48)]~~ **(19) *The Committee on Health and Mental Health Policy.*** The Committee on Health and Mental Health Policy may consider and report upon bills and matters referred to it relating to the health care of the citizens of the State, including mental health, the Department of Health and Senior Services, and the Department of Mental Health. The committee may also consider and report on bills and matters referred to it relating to Medicaid and related matters.

~~[(49)]~~ **(20) *The Committee on Higher Education.*** The Committee on Higher Education may consider and report upon bills and matters referred to it related to higher education, including matters relating to financing, facilities, staff, curriculum, and related matters.

~~[(20)]~~ **(21) *The Committee on Insurance [Policy].*** The Committee on Insurance ~~[Policy]~~ may consider and report upon bills and matters referred to it relating to insurance, insurance companies, and the Department of Insurance, Financial Institutions and Professional Registration.

~~[(21)]~~ **(22) *The Committee on Judiciary.*** The Committee on Judiciary may consider and report upon bills and matters referred to it relating to the judicial branch of the state and the practices and procedures of the courts of this state, on matters pertaining to civil and administrative laws and procedures, and on matters relating to the ethics of public officials.

(23) *The Committee on Legislative Review.* The Committee on Legislative Review may consider and report upon bills referred to it. The committee shall review bills in its possession to determine whether proposed amendments or substitutes are appropriate and whether bills are technically correct. House bills and resolutions and Senate bills and resolutions may, on amendable calendars, be committed by motion to the Committee on Legislative Review after the bill has lain upon the calendar for one legislative day. Bills may be committed before or after amendment, but not after third reading. The committee may then make a recommendation to the House in the form of a house substitute.

~~[(22)]~~ **(24) *The Committee on Local Government.*** The Committee on Local Government may consider and report upon bills and matters referred to it relating to counties, cities, towns, villages, other political subdivisions of the state, and local government generally.

~~[(23)]~~ **(25) *The Committee on Pensions.*** The Committee on Pensions may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies conferred upon any agency or governmental unit pursuant to the Missouri constitution and statutes of publicly financed or publicly supported pension systems.

~~[(24)]~~ **(26) *The Committee on Professional Registration and Licensing.*** The Committee on Professional Registration and Licensing may consider and report upon bills and matters referred to it relating to the licensing of professionals in this state.

(27) *The Committee on Public Safety.* The Committee on Public Safety may consider and report upon bills and matters referred to it relating to law enforcement and public safety matters.

~~[(25)]~~ **(28) *The Committees on Rules.***

(a) There shall be a Committee on Rules - Administrative Oversight and a Committee on Rules - Legislative Oversight. Each Committee on Rules shall have the same duties and shall consider and report upon all matters referred to it by any of its regular standing committees. The Speaker may assign special standing committees to either Committee on Rules.

(b) The Committee on Rules - Administrative Oversight shall have the following regular standing committees report to it: Committee on Agriculture Policy; ~~[Committee on Children and Families; Committee on Conservation and Natural Resources; Committee on Corrections and Public Institutions; Committee on Elementary and Secondary Education; Committee on Insurance Policy;]~~ **Committee on Crime Prevention; Committee on Downsizing State Government; Committee on Elections and Elected Officials; Committee on Emerging Issues; Committee on Financial Institutions; Committee on Health and Mental Health Policy; Committee on Higher Education; Committee on Judiciary; Committee on Local Government; Committee on Pensions; [Committee on Professional Registration and Licensing; Committee on Transportation; and Committee on Veterans] Committee on Utilities; and Committee on Ways and Means.**

(c) The Committee on Rules - Legislative Oversight shall have the following regular standing committees report to it: Committee on Budget; ~~Committee on Crime Prevention and Public Safety; Committee on Downsizing State Government;~~ **Committee on Children and Families; Committee on Conservation and Natural Resources; Committee on Corrections and Public Institutions;** Committee on Economic Development; ~~Committee on Elections and Elected Officials; Committee on Financial Institutions;~~ **Committee on Elementary and Secondary Education;** Committee on General Laws; ~~Committee on Health and Mental Health Policy; Committee on Higher Education; Committee on Local Government; Committee on Utilities; Committee on Ways and Means; and~~ **Committee on Insurance; Committee on Professional Registration and Licensing; Committee on Public Safety; Committee on Rural Community Development; Committee on Transportation; Committee on Veterans; and** Committee on Workforce Development.

(d) *Duties generally.*

a. If a committee reports a bill, except an appropriations bill, with a recommendation that it "Do Pass" or "Without Recommendation", the bill shall stand automatically referred to its Committee on Rules. The committee is hereby authorized to:

(i) Report the bill "Do Pass" to the House without a limitation on time of debate on the bill or amendments.

(ii) Report the bill "Do Pass" to the House with a limitation on the time of debate.

(iii) Send the bill back to the originating committee in the form as originally referred by the Speaker. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote by which the committee voted the bill "Do Pass".

b. If a bill is automatically referred to a Committee on Rules with a recommendation that it "Do Pass - Federal Mandate", the committee shall review the bill for the purpose of determining whether it should have federal mandate status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate federal mandate calendar. If the committee declines to place the bill on the appropriate federal mandate calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without federal mandate status. The authority of the committee with respect to limiting debate shall apply to bills reported by it as "Do Pass - Federal Mandate".

c. If a Committee on Rules shall place a limitation on the time of floor debate on a bill or on amendments, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees. The floor handler shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side and no member from that side is seeking recognition, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time. Nothing in this rule shall entitle any member to speak longer than the House Rules otherwise allow.

d. In reviewing bills automatically referred to it from another committee, a Committee on Rules may, but is not required to, take such testimony as it deems appropriate to make its decisions. The committee shall not amend any bill that was not initially referred to a Committee on Rules.

e. If a committee has reported a bill "Do Pass" with committee amendments, a Committee on Rules shall take such action as it deems proper on the entire package of the bill with committee amendments as though the committee amendments were already incorporated into the bill.

f. If a Committee on Rules is the original committee to which a bill is referred, when the committee reports such bill as "Do Pass" or "Without Recommendation", such bill shall not be subject to the automatic referral referenced in Rule 24~~[(25)]~~ **(28)**(d)a. above. Instead, in reporting such bill, the committee may take any action on such bill that is permissible under the authority given to regular standing committees under Rule 24(1) above.

(29) The Committee on Rural Community Development. The Committee on Rural Community Development may consider and report upon bills and matters referred to it relating to rural community development.

~~[(26)]~~ **(30) The Committee on Transportation.** The Committee on Transportation may consider and report upon bills and matters referred to it relating to the Department of Transportation, all means of transportation, including roads, highways, bridges, ferries, airports, railroads, and other means of transportation. The committee may also consider and report upon bills and matters referred to it relating to motor vehicles and traffic regulations.

~~[(27)]~~ **(31) The Committee on Utilities.** The Committee on Utilities may consider and report upon bills and matters referred to it relating to the development, use, and regulation of utilities, communications, and technology and the development, use, and conservation of energy and other energy-related concerns, environmental impact, pollution, and public health and safety as it relates to the issue of energy.

~~[(28)]~~ (32) *The Committee on Veterans.* The Committee on Veterans may consider and report upon bills and matters referred to it relating to terrorism and security against terrorism, veterans affairs, the promotion and strengthening of states' rights, and military and naval affairs of the State.

~~[(29)]~~ (33) *The Committee on Ways and Means.* The Committee on Ways and Means may consider and report upon bills and matters referred to it relating to the taxes of the state, tax credits, revenue and public debt of the state, and the interest thereon, and the administration of taxation and revenue laws. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to existing sources of revenue and such new sources of revenue, if any, that in the judgment of the committee should be considered by the House. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to eliminating any existing sources of revenue, if any, that in the judgment of the committee should be considered by the House.

~~[(30)]~~ (34) *The Committee on Workforce Development.* The Committee on Workforce Development may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies regarding the attraction, training, retention, and safety of the workforce.

Subcommittees

Rule 25. (1) *Establishment and Membership.* The Speaker, or the chair of any regular or special standing committee with the advice and consent of the Speaker, may establish a subcommittee of a regular or special standing committee. A subcommittee shall consist of no more than one-half of the number of members of its regular or special standing committee. Members of the subcommittee shall be appointed by the chair of the regular or special standing committee with the advice and consent of the Speaker, except the minority members of the subcommittee shall be appointed by the ranking minority member of the regular or special standing committee with the advice and consent of the Minority Floor Leader. The membership of all subcommittees shall be composed, as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total membership of the House. When establishing a subcommittee, the Speaker or chair of the regular or special standing committee shall designate a member of the subcommittee as chair and may designate another member as vice chair.

(2) *Duties.* Subcommittees shall consider all issues or matters referred to them by their respective regular or special standing committee and shall report upon such issues or matters to their respective regular or special standing committee. No bill or substitute shall be taken up for consideration by any subcommittee. Subcommittees, except for appropriations subcommittees, shall be authorized to hold hearings, sit, and act only during the hearing times allocated for their respective regular or special standing committees, unless otherwise granted by the Speaker. Subcommittees shall be authorized to administer oaths and take testimony, either orally or by sworn written statement.

(3) *Reports.* Subcommittees may report to the House upon issues or matters referred to them. The Majority Floor Leader may call for reports from subcommittees at any time during the administrative order of business or during the regular order of business. A quorum of the House need not be present to receive a report from a subcommittee. Reports from subcommittees shall not be amended, no vote shall be taken, and no other motion shall be in order during receipt of a subcommittee report. After receipt of a report from a subcommittee, debate and inquiry shall be allowed, but no member shall be allowed to speak or inquire for more than five minutes, except by leave of the Speaker.

Duties of Committee Chair; Committee Organization

Rule 26. (1) *Duty to preside.* It is the duty of the chair to preside at all sessions of the committee. In the absence of the chair, the vice chair of the committee or a designee of the chair shall preside.

(2) *Duty to maintain minute book.* The chair shall see that a minute book is kept for his or her committee. The minute book shall contain the attendance and voting records of the committee members, a brief statement of the business that comes before the committee, the names **and signed witness forms** of the persons and witnesses appearing before the committee and what side of a proposition they appeared on behalf of at the committee hearing, or if the appearance was informational in nature and neither for or against the proposition. The Chief Clerk shall be the repository of the minute book after each session of the general assembly and shall submit the same to the Secretary of State prior to the next regular session.

(3) *Duty to preserve order.* The chair~~[, while the committee is in session,]~~ shall preserve order and decorum in and adjacent to the committee room and shall conduct all hearings in accordance with the Rules of the House including the provisions that relate to decorum, debate, and dress code. The chair may punish breaches of order and decorum by censure and exclusion from the hearings.

(4) *Bills, reports, and other documents.* The chair shall have custody of all bills, papers, and other documents referred to the committee and shall make reports authorized by the committee and submit the same to the House without delay.

(5) *When a bill fails.* Whenever a motion that a bill "Do Pass" shall fail, or if there be an even division on the question, the chair shall report such bill back to the House "Do Not Pass" unless such bill is otherwise disposed of by another motion.

(6) When a motion has been decided by a committee, any member voting on the prevailing side may move to reconsider the vote provided that:

(a) The chair still has possession of the bill; and

(b) The motion to reconsider is made on the same day on which the motion was decided or within the next three occurrences in which the committee convenes with a quorum present at a properly scheduled meeting at which the original motion would be in order.

A majority of the members appointed to the committee is required to sustain any motion to reconsider. The motion to reconsider shall be a recorded vote.

Committee Hearings

Rule 27. (1) All bills afforded a committee hearing shall be considered by giving the sponsor or handler, the proponents, the opponents, and those testifying for informational purposes a reasonable opportunity to be heard. Persons addressing the committee shall keep their remarks to the point and avoid repetition and are subject to call to order by the chair for failure to do so. In the discretion of the committee chair, the length of time allowed one speaker or questioner may be limited.

(2) **A committee may allow for remote public testimony via telephone or video conferencing with the approval of the committee at least one committee hearing in advance. If a committee is to consider remote testimony for specific legislation, that information shall be included on the committee notice so that individuals who desire to testify remotely may request to do so. A request to testify remotely must be received or made by the chair or ranking member of the committee by the time of the committee hearing to consider allowing remote testimony. In order to allow remote testimony, the committee shall approve a remote testimony schedule, which shall include the length of time allowed for such testimony; any division of such time among proponents, opponents, and those who wish to testify for information purposes; and a list of those approved to testify. Only individuals who receive approval to testify remotely from the committee and who submit a completed, signed witness form shall be allowed to do so.**

(3) **Written testimony may be submitted online through the House website.**

Quorum

Rule 28. A majority of all committees of thirty or less, and fifteen members of all committees consisting of more than thirty members, shall constitute a quorum for the transaction of business. **A committee may meet with less than a quorum to hear testimony.**

Meetings - How Announced

Rule 29. (1) Announcement of all meetings of committees shall include a statement of all matters to be considered at the meeting, shall include the bill or resolution numbers to be considered and shall be entered in the Journal prior to the day on which the meeting is to take place. Such journal entry shall reflect the date, time, and location of the meeting.

(2) The chair of each committee shall give written notice of the time, date, place, and agenda of the meetings, including executive sessions, of his or her committee and each committee having matters pending before it shall hold a meeting at such time, date, and place unless excused by the Speaker. Notice shall be given at least one legislative day in advance of the committee meeting. Notice may be reduced to twenty-four hours by unanimous consent of all members of the committee, whether in attendance or not. Notice shall never be less than twenty-four hours. All notices shall include posting of the notice ~~[on the bulletin board]~~ outside the Speaker's office.

(3) No bill or resolution shall be considered in an executive session by the committee of initial referral unless the committee meeting notice required under subdivision (2) of this rule lists the bill or resolution for executive session, except when excused from such notice requirement by leave of the Speaker, and unless a public hearing has been held on the bill or resolution.

(4) Committees shall comply with the requirements of the statutes pertaining to open meetings.

Committee Substitutes

Rule 30. No bill or substitute may be ~~taken up for consideration by a committee~~ **offered in the committee of initial referral** unless such bill or substitute shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Electronic distribution shall be an acceptable form of distribution. This rule may be waived by unanimous consent of all members of the committee, whether in attendance or not. Failure to take the bill up for consideration at the designated time requires that one legislative day and twenty-four hours' notice be given again before it is taken up for consideration.

House Committee Bills

Rule 31. (1) Any regular or special standing committee shall have the authority to introduce upon report a House Committee Bill. The chair of the committee or his or her designee shall be the handler of the bill. No committee shall introduce upon report any House Committee Bill after April 1. The number of House Committee Bills allowed to be introduced by a regular or special standing committee shall be limited by the Speaker. The total number of House Committee Bills allowed to be introduced by all regular and special standing committees shall not exceed three times the number of regular standing committees.

(2) No House Committee Bill shall be taken up for consideration by a committee unless a draft of such bill shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Such drafts shall be made available online immediately upon distribution. Electronic distribution shall be an acceptable form of distribution.

(3) The chair of the committee or his or her designee, the proponents, opponents, or persons testifying for informational purposes may be called to testify during the hearing to draft the House Committee Bill; any input or testimony provided shall be based on the subject matter contained in the draft that was distributed in advance as provided in subdivision (2) of this rule.

(4) Upon motion, the committee is authorized to report that the draft House Committee Bill be introduced. After being read a first and second time, the House Committee Bill shall stand automatically referred to its Committee on Rules.

(5) The Committee on Rules is hereby authorized to report the bill "Do Pass" to the House or send the bill back to the originating committee ~~in its original form~~. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote. In reviewing bills automatically referred to it from another committee, a Committee on Rules may conduct a hearing and take such testimony as it deems appropriate to make its decisions. Upon the written request of any five members of the House, a Committee on Rules shall conduct a hearing on any House Committee Bill in its possession. The Committee on Rules shall not amend any House Committee Bill.

Other Duties

Rule 32. Each committee, in addition to the duties above prescribed, shall perform such other duties as may be required by the House. If it shall become necessary to compel the presence of any person before a committee, the production of records or documents, or to receive sworn testimony before a committee, a subpoena may be issued under the hand of the Speaker as provided by law ~~and an oath or affirmation may be administered by the chair of the committee as provided by law~~. **The chair of the committee shall be authorized to administer oaths and take testimony, either orally or by sworn written statement. Any person who knowingly testifies falsely upon such oath or affirmation may face criminal penalties for perjury or other offenses as provided by law.**

Attendance

Rule 33. The secretary of each committee shall keep a record of the attendance of each committee meeting in the minute book of the committee, which shall be available to any person upon request. Any member of a committee absent, without good cause, from three consecutive meetings of the committee, as shown by the records of the committee, may be dropped therefrom by a statement to that effect entered into the House Journal by the Speaker. The roll shall be recorded by the chair or secretary of a committee at each meeting.

Minority Views

Rule 34. The minority of a committee may not make a report or present to the House an alternative report, but has the right to file views to accompany the report.

Committee Relieved of Bill - When

Rule 35. No bill shall be taken away from any regular standing committee or special standing committee, as provided by the Constitution, until after ten legislative days have expired after referral to the committee by the Speaker. Pursuant to the Constitution, one-third of the members of the House shall have the power to relieve a committee of any bill. Such power may be exercised by filing a petition to that effect with the Chief Clerk. Upon receipt of such petition containing the signatures of at least fifty-five members, the Chief Clerk shall publish such petition in the Journal and place the discharged bill upon the regular calendar of House Bills taken from Committee, as provided by the Constitution.

Election Contest

Rule 36. Whenever there shall be filed with the Speaker a notice of contest of the election of a member of the House, he or she shall refer the same, without discussion, either to the regular standing Committee on Elections and Elected Officials or a special standing committee appointed to hear the matter. Such committee shall examine the timeliness and sufficiency of the notice, the depositions, and other documents submitted and report to the House its recommendations, whereupon the House shall act by resolution to sustain or reject the committee recommendations.

Ethics Committee

Complaints of Ethical Misconduct

Rule 37. (1) (a) The Speaker shall appoint a Committee on Ethics and name the committee's chair. The Minority Floor Leader shall name the committee's vice chair and minority members. The committee shall have an equal number of members of the majority and minority party.

(b) The committee may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member, **which may include actions that occurred prior to the current general assembly.** The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

(c) No later than January 31st of the first regular session of each general assembly, the Committee on Ethics shall adopt Rules of Procedure for the investigation of complaints of ethical misconduct referred to it involving a member of the House. The proposed Rules of Procedure shall be filed by the committee in the form of a House Resolution with the Clerk of the House, reported in the Journal, and automatically placed on the House Resolutions Calendar without further referral.

(d) Upon receipt of a complaint, in writing and under oath, of ethical misconduct by a member of the House made by another member, the Speaker shall refer the same, within fourteen calendar days, without discussion, to the Committee on Ethics. **Upon referral of a complaint to the committee, the Speaker shall deliver a memorandum to the Clerk of the House documenting the date of referral.** The complaint shall be confidential. The Committee shall examine the sufficiency of the complaint pursuant to the Committee's Rules of Procedure.

(e) At the conclusion of the investigation, the Committee shall report its findings, conclusions, and recommendations to the House~~[, whereupon]~~ . **If the committee recommends any disciplinary action**, the House shall act by resolution to sustain or reject the Committee recommendations. The Committee may recommend that the House expel, or otherwise punish, the member as provided in Article III, Section 18 of the Missouri Constitution.

(f) All rules that pertain to regular or special standing committees shall apply to the Committee on Ethics to the extent consistent with this rule and any rules of procedure adopted pursuant to this rule.

(2) In any instance of a complaint of sexual harassment made either by or against a member, the Chief Clerk of the House shall contract with outside legal counsel for the purpose of investigating the complaint. All complaints shall be kept confidential. The Chief Clerk shall ensure the complaint and any results of an investigation shall be referred within fourteen calendar days of receipt of the complaint to the chair and ranking vice chair of the Committee on Ethics; **except that, the fourteen-day referral requirement may be extended for good cause for a period no longer than thirty days.** ~~[Each member of the Committee on Ethics, the alleged victim, complainant(s), and the respondent shall be allowed to review the results of any investigation or report written by outside legal counsel. The Committee on Ethics may redact any of the names and identifying information of the parties mentioned in the report or provide a summary of the report. If the complaint proceeds to a preliminary hearing, an unredacted report shall be provided to the alleged victim, complainant(s), and the respondent.]~~ The Committee on Ethics Rules of Procedure and the House policy handbook shall be harmonized with the Rules of the House for the investigation of sexual harassment complaints.

(3) Unfinished business before or reported from the Committee on Ethics of a previous general assembly may be resumed during a subsequent general assembly.

BILLS

Referral

Rule 38. The Speaker shall refer all bills and resolutions to a committee. The Speaker may re-refer any bill or resolution previously referred to a committee prior to a public hearing being held on the bill.

Introduced - Manner of Setting Forth New and Old Material

Rule 39. (1) *When.* Bills may be introduced only on the report of a committee or by any member of the House, in the administrative or regular order of business. No member shall file a bill, other than an appropriation bill, after March 1, without leave of the House. No committee shall introduce upon report any House Committee Bill after April 1.

(2) *Manner of Printing.* Any bill shall have the matter which is being repealed from current law enclosed in bold-faced brackets and the matter which is being added to the law underscored when typewritten and in bold-faced type when printed. In addition, the Chief Clerk may adjust the formatting of printed bills in the House in order to increase readability. A footnote shall be annexed to the first page of each bill which contains material enclosed in bold-faced brackets to the following effect:

"EXPLANATION - Matter enclosed in bold-faced brackets in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language."

Where a section is completely rewritten, the existing section shall be set forth in small type in bold-faced brackets in a note following the new section but the changes need not be distinguished. Any House bill or substitute thereof which does not comply with this rule shall not be placed upon the calendar.

(3) *Numbering of Bills.* The Chief Clerk shall number bills in the order of their filing, reserving numbers for appropriations bills.

(4) *Withdrawal.* Any bill may be withdrawn by the sponsor before the bill has been referred to any regular or special standing committee.

Number of Copies Printed

Rule 40. The Chief Clerk shall print such number of copies of all House Bills and House Joint Resolutions as he or she shall deem appropriate.

Federal Mandate Calendar

Rule 41. (1) When a federal mandate bill is reported from the appropriate committee with recommendation that it "Do Pass" or "Without Recommendation", it shall go upon the calendar of the House.

(2) No bill shall be placed on ~~the~~ a Federal Mandate ~~[Calendars]~~ **Calendar** unless it is federally mandated, immediate in nature, and reduces revenues or savings if not enacted. A federal mandate bill may only contain subject matter concerning the federal mandate. A member wishing for his or her bill to be considered for placement on the Federal Mandate Calendar shall request in writing to the chair of the committee where such bill has been referred. The written request shall state the deadline by which the state must comply with the federal mandate and what will happen if the state fails to take action by such date. A copy for each committee member of the federal statute or regulation mandating such action shall accompany the request. After the committee has voted "Do Pass" on a bill with such a request, it shall take a second recorded vote on whether to recommend that it be placed on the Federal Mandate Calendar. If said bill is reported "Do Pass" by a regular standing committee with a recommendation that same be placed on the Federal Mandate Calendar, the chair of the committee shall submit to the Speaker a copy of the original written request, along with a copy of the federal statute or regulation mandating State action. If the Speaker concurs with the committee that the bill complies with the requirements of this rule, he or she shall advise the Chief Clerk to place same on the Federal Mandate Calendar. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. Each bill placed upon the Federal Mandate Calendars shall have attached thereto a copy of the federal statute or regulation that mandates the bill, along with a copy of the request to place the bill on the Federal Mandate Calendar and shall be distributed to all members at least twenty-four hours prior to consideration by the entire House.

Revision Bills

Rule 42. Any bill denominated as a revision bill by the appropriate committee shall contain only that subject matter approved by the committee on legislative research, and additional material may not be amended thereto, unless needed as a technical correction.

Motion To Place On Calendar

Rule 43. If any bill is reported from committee with the recommendation that it "Do Not Pass" it shall not go on the calendar of the House unless ordered by a constitutional majority. At the same time the bill is reported to the House, the committee chair shall notify the sponsor or handler of the bill that such report is being made. A motion to have a bill placed upon the calendar shall be made within three legislative days after the bill is reported and when the sponsor of the bill is present or the motion is made by a member upon the sponsor's written request. If no such action is taken within such time, the bill shall lie on the table. If such a motion is sustained, the bill shall stand automatically referred to a Committee on Rules for further action thereon.

Timing of Placement on Calendar

Rule 44. No House bill shall be taken up for **initial** consideration by the House unless it has been upon the calendar for at least one legislative day.

Bills Laid Over Informally

Rule 45. When a bill is reached, in its order, to be perfected and printed, or to be third read and finally passed, it may, upon the request of the Majority Floor Leader or the sponsor or handler thereof if a House Bill, or upon the request of its handler in the House if a Senate Bill, hold its place on the calendar or be laid over informally and thereafter be called up at any time when otherwise in order.

To Appear In Order

Rule 46. All bills laid over informally and not taken up and disposed of the same day shall appear in order upon the calendar for the next legislative day following.

Ten Day Rule

Rule 47. If a bill laid over informally is not taken up for further consideration within ten legislative days after being laid over, it shall lie on the table and be dropped from the calendar of the House without further action of the House.

Consent Calendar

Rule 48. (1) *Which Bills May Be Placed on the Consent Calendar.* Each regular standing committee, after a favorable vote on a bill, may further determine by a second and affirmative vote of every member present whether such bill is of a noncontroversial nature and qualifies for consent status. Bills that specifically authorize an easement or right-of-way involving state property shall qualify for consent status. A bill shall not be considered for consent status if it:

- (a) Is of a controversial nature;
- (b) Makes a substantial policy change;
- (c) Increases net expenditures of the state;
- (d) Reduces net revenue of the state; or
- (e) Creates or expands a penalty provision.

If it has been determined by the regular standing committee that such bill is of a noncontroversial nature and meets all consent requirements, the regular standing committee shall report the bill to the Committee on Consent and House Procedure as "Do Pass - Consent". The Committee on Consent and House Procedure may decide by a majority affirmative vote of those present whether to place the bill on the appropriate consent calendar.

(2) *Procedure on House Bills.* If the regular standing committee shall so determine, the appropriate committee report shall include a request that a bill be placed on the House Consent Calendar for Perfection. Any bill so reported shall automatically be referred to the Committee on Consent and House Procedure. Any bill reported by the Committee on Consent and House Procedure with the recommendation that it be placed on the House Consent Calendar for Perfection may be placed on that calendar if the Speaker concurs with the recommendation. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. After such bill has remained on the House Consent Calendar for Perfection for five legislative days, it shall be ordered perfected and advanced to the House Consent Calendar for Third Reading and Final Passage without further action of the House, unless five members, with at least two from each political party, have filed written objection with the Chief Clerk. If such objections are filed, the bill shall be placed on the House Bills to be Perfected and Printed Calendar. An objection made by five members under this rule cannot be rescinded.

(3) *Senate Bills - Consent.* When the Senate passes a bill by its procedure for consent bills, such bill shall be considered for treatment as a consent bill by the House committee without further request; provided however, that the same committee procedures, votes, and requirements for House Bills being considered for consent shall be applied to Senate Bills being considered for consent. A Senate Bill may be considered by the committee for consent even if it was not a consent bill in the Senate.

(4) *Procedure on Senate Bills.* Senate Bills passed out of the appropriate House regular standing committee and the Committee on Consent and House Procedure with the request that the bill be placed on the Senate Bills for Third Reading and Final Passage - Consent Calendar are subject to the five member objection provision of this rule.

(5) *Deadline for Placing Senate Consent Bills on the Calendar.* No Senate consent bills shall be placed on the consent calendar after April 15.

(6) *Amendments.* House bills may be considered for consent after they are amended in committee but may not be amended on the floor of the House.

Senate consent bills may be amended in committee but not on the floor of the House unless the Senate Rules allow amendment of House consent bills on the floor of the Senate, in which case Senate consent bills may be amended on the floor of the House. House committee amendments to Senate consent bills shall be deemed adopted on the fifth legislative day.

AMENDMENTS AND SUBSTITUTES

Rule 49. (1) *In Writing and Distributed in Advance.*

(a) Proposed amendments shall be reduced to writing.

(b) Every amendment shall be distributed in advance of the time the bill is initially taken up for consideration. An amendment shall be considered to have been distributed if it has been either transmitted electronically and made available on each member's chamber laptop computer and a copy in paper form placed on the desk of the Majority Floor Leader and Minority Floor Leader or placed on the members' desks in paper form, except for the desk of any member who has waived receipt of amendments. **An amendment to a House Substitute shall be considered timely if it is distributed prior to the motion being made to adopt the House Substitute.**

(c) The sponsor of an amendment that has been distributed may make technical corrections at the time the amendment is offered or under consideration. Any technical corrections shall be read in full by the clerk. Technical corrections shall be subject to a point of order that they are not truly technical in nature.

(d) The sponsor of an amendment shall not otherwise amend his or her own amendment.

(e) Every proposed amendment to the amendment and substitute amendment may be offered after the time a bill is initially taken up for consideration but shall be distributed prior to the offeror being recognized for a motion on such amendment.

(f) Amendments shall be prepared by House Research or House Appropriations and filed with the Chief Clerk.

(2) *What Amendments and Substitute Amendments are in Order.* When a bill, motion, or proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it also shall be in order to offer a further amendment by way of substitute for the original motion to amend, to which one amendment may be offered. It shall not be in order to offer a substitute amendment to an amendment to an amendment. When an amendment is offered, a substitute for that amendment is offered, and an amendment to the substitute is offered, it shall not be in order to offer a substitute for the amendment to the substitute. Any proposed amendment in the third degree shall be out of order. Any motion to adopt an amendment may be withdrawn by the sponsor before decision thereon. Once a bill has been amended, it shall be in the possession of the House. If a proposed amendment has been defeated, the same amendment shall not be proposed again. An amendment identical to one previously decided on the same bill is not in order, except for amendments to appropriations bills.

(3) *Committee Substitutes Treated as Original.* A House Committee Substitute shall be considered as an original bill for purposes of amendment.

(4) *House Substitute.* No House Substitute will be in order ~~—A House Substitute is an~~ **except those reported from the House Committee on Legislative Review. No House** amendment which, in the opinion of the Speaker, is effectually replacing the underlying bill or committee substitute **will be in order.**

(a) A bill may be sent to the Committee on Legislative Review prior to the adoption of any House Committee Substitute; prior to the bill's perfection, if a House bill; or prior to third reading, if a Senate bill.

(b) A House Substitute shall take the form of an original bill and is subject to floor amendments, except that it shall not be subject to an amendment by a subsequent House Substitute.

(c) Any House Substitute reported from the Committee on Legislative Review shall lie on the calendar at least one legislative day in advance of consideration on the House floor.

(d) A House Substitute reported from the Committee on Legislative Review shall not be offered on the House floor in the form of an amendment.

(5) *When Federal Mandate Bills can be Amended.* Amendments to House and Senate bills-Federal Mandate are permitted only within the scope of the federal mandate. Perfecting amendments are permitted to make technical amendments.

(6) *Appropriations Bills.*

(a) No amendment to the appropriations bills of the state budget shall be in order if it increases the total amount of general revenue or general revenue equivalent appropriated in the House appropriations bills. Any amendment that increases the amount of general revenue or general revenue equivalent appropriated in the House appropriations bills shall be required to be submitted with a separate amendment that makes an equal reduction in general revenue or general revenue equivalent in the same bill or any other of the bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted. When a pair of amendments is submitted, the decreasing amendment shall be required to clearly identify the corresponding increasing amendment.

(b) If a member's decreasing amendment is adopted and the same member's increasing amendment is defeated, the decreasing amendment's adoption is void.

(c) The offering and adoption of an amendment decreasing the amount of general revenue or general revenue equivalent appropriated without a balancing increase creates no right of another member to offer an increasing amendment in any amount up to the amount of the decrease effected by the decreasing amendment, and no member may be recognized for the purpose of making such an amendment.

(d) For the perfection of the House appropriations bills of the state budget only, it shall be permissible to amend any line item as often as the House pleases, as long as prior adopted amendments to the line item are taken into account.

(e) Notwithstanding any rule to the contrary, neither substitute amendments nor amendments to amendments shall be in order for any appropriations bill other than technical corrections under Rule 49(1).

Committee Substitute Printed

Rule 50. When a committee recommends a substitute for a bill, the original bill will accompany the substitute. The substitute shall be handled on the floor of the House by the committee chair or any member designated by the committee chair. The Chief Clerk shall have an appropriate number of copies of the substitute printed. No committee substitute shall be called from the calendar of the House until the printed copies have been distributed for at least one legislative day. Amendments, if any, may be offered to the substitute before the vote on the motion to adopt the substitute is taken. If the substitute is defeated, the original bill shall be before the House for perfection and shall be considered and shall be handled on the floor by the original sponsor of the bill. **Notwithstanding the provisions of this rule, the Speaker may, at any time, change the House handler of any bill or substitute.**

Order of Amendments

Rule 51. When amendments to any bill, motion, or proposition are pending, they shall be voted on in the following order:

(1) Amendments to the amendment are disposed of before the substitute is taken up. Only one amendment to the amendment is in order at one time; but as rapidly as one is disposed of by rejection or incorporation as a part of the amendment, another is in order as long as any member desires to offer one.

(2) Amendments to the substitute are next voted on, and may be offered, one at a time, and as rapidly as one is disposed of by rejection or incorporation as a part of the substitute amendment, another is in order as long as any member desires to offer one, until the substitute amendment is adopted.

(3) The substitute amendment, as amended, is next voted on. If the substitute amendment is adopted, the underlying amendment to which it was offered shall not be voted upon, but the substitute amendment shall become part of the bill.

(4) The amendment is voted on last. If any substitute has not been agreed to, the vote comes on the amendment as amended.

(5) The House Committee Substitute is next voted upon, after opportunity for amendment. If the House Committee Substitute is adopted, there shall be an additional vote for the perfection of the bill, as amended.

(6) If there is no House Committee Substitute, or if the House Committee Substitute is not adopted, the original House Bill is next voted upon, after opportunity for amendment.

Amendments Incorporated In Bill

Rule 52. All amendments adopted by the House to a bill originating in the House shall be incorporated in the bill as perfected, and the bill, as thus perfected, shall be printed for the use of the members before its final passage, provided that the bill shall be subject to a titling amendment before the vote on perfection is taken. For purposes of this rule, a titling amendment shall not count against the Rule [88] 87 prohibition on speaking twice on the same question. The perfecting and printing shall be done under the supervision of the Chief Clerk who shall assure that the bill is truly perfected and the printed copies furnished to the members are correct.

[Emergency Clauses

~~Rule 53. Any House bill which has been amended on the floor prior to being perfected or any Senate bill which has been amended on the floor prior to being third read and passed to contain an emergency clause shall be automatically referred to the Committee on Fiscal Review to consider whether the emergency clause is appropriate.]~~

BILLS AND JOINT RESOLUTIONS

Ayes and Noes Taken

Rule [54] 53. When a bill shall have passed the House and been returned from the Senate with amendments, such amendments may be concurred in collectively by a constitutional majority, unless objection be made, in which case the vote shall be taken severally, and no amendment or amendments shall be concurred in by the House except by a constitutional majority and the names of those voting for and against recorded upon the Journal of the House.

Repassage

Rule [55] 54. When all Senate amendments to House Bills have been concurred in by a constitutional majority of the House, the question shall then be put: "Shall the bill as amended be passed?". On this question the ayes and noes shall be called for, and as on first passage, a constitutional majority shall be necessary to the final passage of the bill.

Majority to Perfect

Rule [56] 55. A quorum being present, a majority of those voting aye and no shall be sufficient to perfect a bill and order it printed.

Amending After Perfection; Perfecting Amendments

Rule [57] 56. No bill shall be amended after being perfected and printed without a reconsideration of the vote by which it was ordered perfected and printed and if such bill be amended, it shall again be perfected and printed, except that a perfecting amendment to make technical corrections is in order after the bill has been ordered perfected and printed and before it has been read the third time.

Motion for Passage

Rule [58] 57. When the Chief Clerk presents a bill as ~~truly~~ perfected and printed, it shall go upon the calendar to be agreed to and passed. When the bill is taken up in its order, the question shall then be: "Shall the bill be third read and passed?". It shall require a constitutional majority to sustain the question.

Course After Passage

Rule [59] 58. When a bill or joint or concurrent resolution passes the House, it shall be certified by the Chief Clerk, noting the day of its passage at the foot thereof.

Perfecting Amendments on Bills Returned From the Senate

Rule [60] 59. No bill or joint or concurrent resolution that has been returned from the Senate may be further amended without placing the bill in conference, except that a perfecting amendment to make technical corrections is in order in the ~~house~~ **chamber** of origin when the bill is taken up for final passage as amended by the other house. The perfecting amendment may be directed to the bill or to amendments to the bill. If a perfecting amendment is adopted, the bill as finally passed with the perfecting amendment shall be returned to the other ~~house~~ **chamber** for its concurrence in the perfecting amendment.

Conference Reports

Rule [64] 60. (1) *Signatures on a Conference Report.* All conference committees shall be composed of five conferees from each ~~house~~ **chamber**. No conference report shall be submitted to either ~~house~~ **chamber** unless approved by a majority vote of the full committee with not less than three conferees from the House and two conferees from the Senate signing the report.

(2) *Review for Correctness.* Before a conference report is referred to the Regular Standing Committee on Fiscal Review, it shall be reviewed for the technical correctness of the report and of any amendments, bill, or substitute the report recommends for passage by the House.

(3) *Notice Requirements.* No conference committee report shall be taken up and considered unless the same has been distributed to the members, except members who have waived receipt of conference committee reports, at least one legislative day prior to consideration.

(4) *Exceeding the Differences.* Unless authority is granted by the House to exceed the differences, the conferees shall confine themselves to matters that are within the scope of the differences between the House position and the Senate position. When a report is offered for adoption, the point of order that the conferees have exceeded the differences shall be in order. The Speaker may rule on the point of order or may place the question of whether the conferees have exceeded the differences before the House for a vote. A majority of members voting prevails on the question.

RESOLUTIONS

Joint and Concurrent Resolutions

Rule ~~[62]~~ 61. All joint and concurrent resolutions designed to submit to the qualified voters of the state amendments to the Constitution of the State of Missouri, to be voted upon by such voters, shall be read on three separate days, and shall be reported upon by the committee of the House, and shall otherwise be proceeded upon in like manner as a bill.

Resolutions of Congress

Rule ~~[63]~~ 62. All joint and concurrent resolutions of the Congress of the United States designed to submit to the legislature an amendment to the Constitution of the United States shall be submitted as a Concurrent Resolution and read on three separate days, shall be reported upon by a committee, shall be adopted only by a constitutional majority and shall otherwise be proceeded upon in like manner as a bill. The text of the amendment as proposed by the Congress of the United States shall not be amended.

Reference of Resolutions, etc. Stand Referred

Rule ~~[64]~~ 63. (1) All petitions, memorials, remonstrances, resolutions, and other papers offered shall stand referred, without reading, consideration, discussion, explanation, or debate, to the Committee on Consent and House Procedure unless timely referred to some other appropriate committee by the Speaker. Resolutions informing the Governor or the Senate that the House has convened, taken some action, or adjourned, resolutions to elect officers of the House, resolutions expressing the appreciation of the House to public officials, resolutions to adopt temporary rules, and concurrent resolutions to convene joint sessions may be adopted by the House upon introduction without referral to committee. Those papers that are favorably recommended by the committee for adoption by the House shall be listed in the Journal and placed upon a resolutions calendar.

(2) Joint courtesy resolutions shall be allowed if established by the rules of the Senate.

(3) Any resolution offered to request an investigation of a state official for the purposes of impeachment shall be referred to any committee designated by the Speaker. Articles of impeachment shall only be introduced by the committee designated to investigate the matter and shall be read on three separate days by journal entry.

SENATE BILLS

Referral

Rule ~~[65]~~ 64. Each Senate Bill shall, upon second reading, be referred to the appropriate committee of the House.

Go Upon The Calendar

Rule ~~[66]~~ 65. When a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Pass", or "Without Recommendation", it shall stand automatically referred to its Committee on Rules. When a Senate Bill is reported from a Committee on Rules with the recommendation that it "Do Pass", or "Without Recommendation", it shall go upon the House Calendar for the third reading and final passage, provided that no Senate Bill shall be taken up for **initial** consideration by the House unless it has been upon the Calendar for at least one legislative day.

Senate Bills Reported "Do Not Pass"

Rule [67] 66. If a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Not Pass" it shall not go upon the calendar of the House for third reading and final passage, unless so ordered by a constitutional majority of the House. In such case, the motion to place the bill on the calendar shall be made within three legislative days of the report and by a member who has been requested by the Senate sponsor of the bill. If such a motion is sustained, the bill shall stand automatically referred to a Committee on Rules for further action thereon.

Amendments

Rule [68] 67. Senate Bills may be amended by the House when placed upon third reading and final passage, and any Senate bill so amended shall be subject to a titling amendment before the final vote is taken thereon.

BILLS NOT TO BE PASSED ON PREVIOUS ROLL CALL

Rule [69] 68. No bill shall be passed by any roll call previously taken on another bill, nor shall more than one bill be passed on any one roll call.

MOTIONS, DEBATE, and FLOOR PROCEEDINGS

Shall Be Read or Stated Before Debate

Rule [70] 69. When a motion is made, it shall be stated by the chair before being debated.

When In Possession of the House

Rule [71] 70. When a motion is stated by the Speaker, it shall be deemed to be in possession of the House. The motion may be withdrawn by the author at any time before a decision.

To Be Reduced to Writing

Rule [72] 71. Every motion shall be reduced to writing if the Speaker or any member demands it.

Shall Be Germane

Rule [73] 72. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

Privileged

Rule [74] 73. When a question is under debate, no motion shall be entertained but to adjourn; to take a recess; to lay on the table; for the previous question; to postpone to a certain day; to recommit to committee; to postpone indefinitely; or to consider a veto or withhold override; which several motions shall have precedence in the order herein set forth.

Dilatory

Rule [75] 74. When any motion has been made and lost, no similar motion shall be entertained until some other business is transacted by the House.

Privileged Motions In Order - When

Rule [76] 75. Except as otherwise limited herein, and except when a member is speaking or the roll is being called, the privileged motions set forth in Rule [74] 73 are always in order, and pending the result of such a motion, no member shall leave his or her seat in the House.

Previous Question

Rule [77] 76. Any member may move the previous question. The motion shall be restated by the Speaker in this form: "Shall the question under immediate consideration be now put?". It may be moved like any other question but it shall only prevail when supported by a constitutional majority and until decided shall preclude amendments and debate. If the motion is sustained, the proponent of the matter under consideration shall be allowed one minute in which to make a closing statement before the House votes on the question. A failure to sustain the motion shall not take the matter under consideration from further consideration of the House; but the House shall proceed as if the motion had not been made.

Not Debatable

Rule [78] 77. Motions to adjourn and for the previous question shall be decided without debate; provided however, that a motion to adjourn is subject to a request by five members for a roll call vote. All other privileged motions are debatable.

Division of Questions

Rule [79] 78. Any member may have, as a personal right, a division of the question where the sense will admit of it. The question shall be divided into clearly separate and distinct propositions. The Speaker may take a division of the question under advisement; provided that, he or she rules on the division before any other action on the question. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill. No House Bill shall be subject to a division of the question after its perfection.

Indefinite Postponement

Rule [80] 79. When a question is postponed indefinitely, the same shall not be acted upon again during the session.

Question Laid on the Table - How Taken Up

Rule [81] 80. When a question has been laid on the table, the same cannot be taken up again without a vote of two-thirds of the members present.

Motion to Recommit to Committee

Rule [82] 81. Any member may make a motion, at any time prior to the time such bill is third read and passed, that a bill be recommitted to the committee from which it was reported or that a bill be committed to another specifically named committee in the original form of the bill as it was referred to the committee of origin, which shall be sustained if a majority of the members present vote in the affirmative.

Motion to Reconsider - Shall Be Made Within Three Days

Rule [83] 82. When a motion that a bill be perfected and printed, or that a bill be agreed to, read a third time, and placed upon its passage fails, or when any other question is decided by the House, any member voting on the prevailing side may move to reconsider the vote, provided that the motion to reconsider is made within three legislative days after the day on which the vote was taken.

Procedure for Motion to Reconsider

Rule [84] 83. A constitutional majority is required to sustain any motion to reconsider. If the motion to reconsider is sustained, the House shall proceed to the original question or motion immediately before proceeding to other

questions; whereupon the original question shall be voted upon before any other business of the House is transacted. This shall not preclude further debate or amendment of the proposition, if otherwise appropriate. Any motion to reconsider having failed once shall not be reconsidered again, except to reconsider the vote by which an appropriation bill failed to pass. In the case of an appropriation bill, the motion to reconsider may be considered as many times as the House chooses.

On Speaking

Rule ~~[85]~~ **84**. When any member is about to speak in a debate or deliver a matter to the House, he or she shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madam Speaker". The member shall refer, as appropriate, to other members as "Lady", "Gentleman" or "Representative". The member shall confine himself or herself to the questions under debate and avoid personality and derogatory personal comments. If any member violates the rules of the House, the Speaker, or any member, may call him or her to order. Any member called to order shall immediately sit down, unless permitted to explain, and the House shall, if appealed to, decide the case.

Appeals

Rule ~~[86]~~ **85**. If there is no appeal, the decision of the Speaker is final. If the decision of the Speaker is in favor of the member called to order, he or she may proceed; if otherwise, and the case requires it, he or she shall be liable to the censure of the House.

Member to Rise or Seek Recognition

Rule ~~[87]~~ **86**. The Speaker shall not recognize any member desiring to speak unless such member arises or appropriately seeks recognition at or near his or her desk. When two or more members seek recognition at the same time, the Speaker shall name the member who is to speak first, the other members having the preference next to speak.

Member May Speak - How Often

Rule ~~[88]~~ **87**. No member shall speak more than twice on the same question without leave of the House, nor more than once until all other members desiring to speak have spoken. Except when reporting a bill or resolution from a committee, no member may speak or inquire for more than fifteen minutes unless by unanimous consent of the House. When the question is to third read and pass a House Bill or House Joint Resolution, no member may speak or inquire for more than ten minutes unless by unanimous consent of the House. When the question is to third read and pass a House Consent Bill or a Senate Consent Bill, the floor handler of the bill and the ranking committee member from the party not the same as the bill handler shall not speak or inquire for more than ten minutes. Other members shall not speak or inquire for more than five minutes on such bills. The provisions of this rule shall not take precedence over any limitations set pursuant to Rule 24~~[(25)]~~ **(28)**.

No Member Shall Name Another Member in Debate

Rule ~~[89]~~ **88**. No member shall name another member in debate, but shall refer to the member by district number or county.

Members Not to Use Profanity

Rule ~~[90]~~ **89**. No member may use profanity either while speaking on the floor or in committee.

Members Not to Walk Across House - When

Rule ~~[94]~~ **90**. While the Speaker is putting any question or addressing the House, no one shall walk out of or cross the House. When a member is speaking, no member shall engage in any private conversation; nor while a member is speaking shall anyone pass between him or her and the Speaker. No member shall walk between two members who are engaged in debate or inquiries in the Hall of the House.

Order of Questions

Rule [92] 91. Except as otherwise set forth in these rules, all questions shall be propounded in the order in which they are moved except privileged questions, which shall be propounded as stated in Rule [74] 73.

CONSTITUTIONAL MAJORITY AND QUORUM

Rule [93] 92. The term "constitutional majority", as used herein, shall mean eighty-two members of the House. A quorum shall be required at any time bills are considered, motions are made, or votes are taken.

Voting

Rule [94] 93. (1) Every member shall be present within the Hall of the House during its sittings, unless excused or necessarily prevented, and shall vote on each question put, unless he or she has a direct personal or pecuniary interest in such question. No member shall be recorded as voting when he or she was not present when the vote was taken. Nothing herein contained shall prohibit a member from voting "Present" on a question, and such vote shall be recorded in the Journal. In the case of equal division, the question shall be lost. In the event that a member's vote or absence is incorrectly recorded in the Journal, he or she shall file with the Chief Clerk an affidavit stating that he or she was in the chamber at the time the vote was taken, that he or she did in fact vote, that the vote or absence was incorrectly recorded, and the correct vote that should have been recorded. In addition to any other penalty provided by rule or law, the filing of a false affidavit shall subject that member to censure by the House.

(2) A member may not authorize any other person to cast his or her vote or record his or her presence. No other person may cast a member's vote or record a member's presence. A vote by a member of a committee with respect to any measure or matter may not be cast by proxy.

Verification of the Roll

Members Not to Interrupt Calling of Ayes and Noes; Changing Vote

Rule [95] 94. Except as otherwise specifically allowed by these rules, no member shall be permitted to interrupt a roll call, and no member shall be allowed to vote or change his or her vote, except to have his or her vote correctly recorded, after a verification has begun or after the final vote is announced.

Demand for Verification

Rule [96] 95. Any five members may demand a verification of the roll call if such is made at any time prior to the time the voting has ended; which, in the event of electronic voting, shall be when the Speaker orders the voting board closed. A demand for verification and a call for absentees are the only reasons for which a member may interrupt a roll call vote.

Bell to Signal Recorded Vote

Rule [97] 96. At a reasonable time prior to the beginning of calling the ayes and noes on any question, a bell notifying the members of a roll call shall be sounded. After the votes are registered, the absentees shall be noted and upon demand of any member, another bell signifying that a call of absentees is being taken shall be sounded and a reasonable time shall be allowed after the sounding of the bell before the voting is closed.

Roll Call Votes

Rule [98] 97. In all cases where a rule of the House of Representatives refers to the "calling of the names of the members" or "calling of the ayes or noes" or "calling of the roll", such reference shall be understood to refer also to the "taking" of the vote by electronic roll call system. There shall be a taking of the vote by electronic roll call system on the motion of any one member which is seconded by four other members immediately standing. A vote by electronic roll call shall be limited to thirty minutes, except in the cases of quorum calls. In the event that the

electronic roll call system is inoperable, the taking and recording of such vote shall be done by calling the name of each member and recording the respective aye, no, or present votes. Any member not responding when his or her name is called shall be recorded as absent.

Dress Code

Rule ~~[99]~~ **98.** At all times when the House is seated, proper attire for gentlemen shall be business attire, including coat, tie, dress trousers, and dress shoes or boots. Proper attire for women shall be dresses or skirts or slacks worn with a blazer or sweater and appropriate dress shoes or boots. This rule shall apply to all members and staff on the floor of the House and lower gallery.

Eating, Smoking, Distracting Activities

Rule ~~[100]~~ **99.** No food, newspapers, props, or other items or activities distractive to House deliberations shall be permitted on the floor of the House while the House is in session. Smoking is prohibited in House space, except for in designated locations.

Electronic Devices

Rule ~~[101]~~ **100.** ~~[Tape recorders, portable phones, video equipment, television equipment, photography equipment, or any other electronic recording devices are not authorized for use on the floor of the House or in any gallery of the House unless permission has been granted by the Speaker and notice has been given to the body.] The use of electronic devices for still photography or for audio or visual recording or broadcasting by any person other than the House photographer or his or her designee is:~~

(1) Prohibited on the floor of the House unless permission has been granted by the Speaker and notice has been given to the body;

(2) Prohibited on the side galleries of the House except by current credentialed members of the press corps unless permission has been granted by the Speaker and notice has been given to the body.

Nothing contained in this rule shall prevent any member from using a portable laptop computer~~], which is hereby specifically authorized]~~ **or any electronic wireless communications device; except no such devices shall be used for still photography, recording or broadcasting, or for audible communications.**

Ascending the Dais

Rule ~~[102]~~ **101.** No person shall ascend to the dais without first being recognized to do so by the Speaker. The Speaker may invite any person to ascend the dais.

Chamber Desks

Rule ~~[103]~~ **102.** No person, except a member or employee of the House, shall distribute or cause to be distributed any pamphlets, materials, or other printed literature to the members' desks or mailboxes in the House. House employees shall only distribute such literature if instructed to do so by a member or by the Chief Clerk. All copies of pamphlets, materials, or printed literature distributed by a member or employee of the House shall bear the name of the person causing the copy to be distributed and its source of origin, and shall be approved by the Chief Clerk prior to distribution.

Personal Privilege

Rule ~~[104]~~ **103.** Any member may, as a matter of personal privilege, speak for a period not longer than five minutes upon such matters as may collectively affect the House, its rights, its dignity, and the integrity of its proceedings or the rights, reputation, and conduct of its individual members in their respective capacities only. No member shall be permitted to utilize personal privilege to debate any motion, bill, resolution, memorial, or other business pending before the House.

Subpoena Power

Rule ~~[405]~~ 104. (1) Subpoenas for witnesses and the production of records or documents may be issued at the request of any member of the House. All process awarded by the House, and subpoenas and other process for witnesses whose attendance is required by the House, shall be under the hand of the Speaker and attested by the Chief Clerk and shall be executed by the sergeant-at-arms or by a special messenger appointed for that purpose.

(2) Any person who without adequate excuse fails to obey a subpoena served upon the person under subdivision (1) of this rule may be held in contempt.

(3) The House may enforce any issued subpoenas as otherwise provided by law.

INTERIM PROCEDURE

Bills - End of First Regular Session

Rule ~~[406]~~ 105. All House Bills or House Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the Speaker's desk. All Senate Bills and Senate Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the President Pro Tem's desk.

Bills - Pre-Filing

Rule ~~[407]~~ 106. A member or member-elect of the House of Representatives may file a bill or joint resolution by mail or in person with the Chief Clerk of the House at any time during the period beginning on December first and ending on the day before a regular session begins which next precedes the session at which the bill or joint resolution is to be considered. No committee shall file a House Committee Bill during this pre-filing period. Upon receiving a bill or joint resolution filed during the pre-filing period preceding a regular session of the General Assembly in odd-numbered years, the Chief Clerk of the House shall immediately date, number, and have the bill or joint resolution printed in the most economical manner as approved by the Committee on Consent and House Procedure and made available according to the rules and practices of the General Assembly next preceding that for which the bill or joint resolution is filed and those bills and joint resolutions received during the filing period preceding a regular session in an even-numbered year shall be printed and made available according to the then effective rules of that General Assembly. All bills or joint resolutions that are pre-filed shall be deemed filed on the day the House begins its regular session.

Interim Committees

Rule ~~[408]~~ 107. All regular or special standing committees ~~[named during the first regular session of a General Assembly]~~ may meet to consider bills or perform any other necessary legislative function during the interim ~~[between the session ending on the thirtieth day of May and the session commencing on the first Wednesday after the first Monday of January; except the Speaker may appoint a subcommittee, made up of members of the regular or special standing committee, to act in place of the regular or special standing committee during the interim], if approved by the Speaker.~~ The Speaker may appoint special interim committees **or subcommittees** to consider bills or perform other necessary legislative duties. Members of each of the committees, or any subcommittee thereof, shall be reimbursed for their necessary and actual expenses incurred while attending meetings of the committee or subcommittee, if approved by the Speaker.

CALL OF THE HOUSE

Names of Absentees to Be Called

Rule ~~[409]~~ 108. A call of the House may be made at any time on motion seconded by ten members and sustained by a majority of those present; (names of members may be called orally or by electronic roll call) and under a call of the House a majority of those present may send for and compel the attendance of absent members; and a majority of all the members present shall be a sufficient number to adjourn.

Absent Members May Be Sent For

Rule [440] 109. Upon the call of the House, the names of those members present shall be recorded and the absentees noted, and those whose names do not appear may be sent for and taken into custody wherever found by the Sergeant-at-Arms or special messenger appointed.

Prohibited While Voting In Progress

Rule [444] 110. No call of the House shall be made after the Speaker has directed the clerk to open the electronic voting device to record the names of the members and until the vote be announced.

Majority Not Under Arrest May Censure And Fine Delinquent Members

Rule [442] 111. The majority of those present, not under arrest, may make an order for the censure or fine of delinquent members and prescribe the terms under which they shall be discharged.

Release from Custody

Rule [443] 112. When a member shall have been discharged from custody and admitted to his or her seat, the House shall decide whether such discharge shall be with or without fees; and, in like manner, whether a delinquent member, taken into custody by a special messenger shall defray the expense of such special messenger.

COMMITTEE OF WHOLE HOUSE

When Permitted

Rule [444] 113. On motion, the House may resolve itself into a Committee of the Whole House for consideration of any business which may properly come before it.

Chair Appointed by Speaker

Rule [445] 114. In forming a Committee of the Whole House, the Speaker shall leave his or her chair, and a Chair preside in the Committee, who shall be appointed by the Speaker.

Procedure upon Bills

Rule [446] 115. Upon a bill being committed to a Committee of the Whole House, the same shall be read and debated by clauses or sections, as determined by the committee, leaving the preamble to be last considered. After report, the bill shall again be subject to debate and amendment before being perfected and printed.

Chief Clerk Shall Keep and Record Proceedings

Rule [447] 116. The Chief Clerk shall keep and record the proceedings of the Committee of the Whole House and shall include its proceedings in the Journal of the House when appropriate.

Amendments Shall Be Noted

Rule [448] 117. All amendments made to reports, resolutions, or other matters committed to a Committee of the Whole House shall be noted and reported, as in case of bills.

Rules of Proceedings

Rule [449] 118. Rules and proceedings of the House shall be observed in Committee of the Whole House, as far as they are applicable.

Quorum

Rule ~~[120]~~ **119.** A majority of the members elected shall be a quorum to do business, and if, at any time, a sufficient number shall not be present in Committee of the Whole House, and the Committee shall arise, and the Speaker shall resume the chair and the chair report the cause of the rising of the Whole Committee.

VETO AND WITHHOLD OVERRIDE PROCEDURES

Rule ~~[121]~~ **120.** *Veto Procedures.* Any bill, or item or portion of an item in an appropriations bill, vetoed by the Governor and returned to the House by the Governor or received from the Senate shall stand as reconsidered and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, the message containing the Governor's actions may be read and shall be entered into the Journal. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall be in order at any time during sessions of the House. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

Rule ~~[122]~~ **121.** *Withhold Override Procedures.*

(1) Any appropriation for which the rate of expenditure of allotments is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation, shall stand as reconsidered with respect to such allotments and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such allotments may be read and shall be entered into the Journal. Reconsideration of the allotments of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the allotments of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

(2) Any appropriation for which the Governor reduces the expenditures of the state or any of its agencies below their appropriations shall stand as reconsidered with respect to such reductions and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such reductions may be read and shall be entered into the Journal. Reconsideration of the reduction of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the reduction of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

ADMISSION TO HALL

Definitions

Rule ~~[123]~~ **122.** The space between the granite columns shall be known as the floor of the House and the space beyond the granite columns on either side shall be known as the lower gallery, and the space on the upper floor of the House shall be known as the upper gallery.

Admission to House Floor

Rule ~~[124]~~ **123.** No person shall be admitted to the floor of the House or the House East Gallery other than the officers and members of the House and the staffs of the Speaker, Speaker Pro Tem, Majority and Minority Floor Leaders, Assistant Majority and Minority Floor Leaders, Majority and Minority Whips, and Chair of the Budget Committee and, at the request of the Speaker, technical support staff needed to maintain data processing equipment and other equipment. Other persons may be admitted to the floor and East Gallery with the consent of the House. For the purposes of this rule, the Chief Clerk's staff, the Assistant Chief Clerk, any doormen, sergeant-at-arms and House Photographer are considered officers of the House. Guests may upon written request, submitted five days in advance and with the consent of the Speaker, address the House from the dais at the beginning or adjournment of a daily legislative session or any recess thereof.

Admission to Lower Gallery

Rule [425] 124. No person shall be admitted to the lower gallery of the House except members of the General Assembly, spouses of members, employees of the General Assembly, Joint Committee staff, the Governor, the Lieutenant Governor, the Secretary of State, the State Auditor, the State Treasurer, the State Attorney General, Judges of the Supreme Court, Clerk of the Supreme Court, Judges of the Courts of Appeal or Circuit Courts, Members of Congress, the Governor's Chief of Staff and former members of the General Assembly who are not registered lobbyists or who do not lobby for an individual or organization, and physically disabled persons. No official or other person, except current members of the General Assembly, otherwise allowed to enter the lower gallery by this rule shall engage in any activity supporting or opposing any bill or resolution before the House from the lower gallery. Other persons may be admitted to the gallery by the Speaker upon special request of any Representative when the House is in session. Members of the press may enter the lower galleries while the House is in session for the purpose of interviewing members of the House. **The Speaker may, at any time, restrict or limit admission of guests to the lower gallery.**

Admission to Upper Gallery

Rule [426] 125. The gallery at the front of the chamber above the Speaker's dais shall be reserved for members of the Missouri Capitol News Association holding valid credentials issued by the Speaker and any other member of the press issued credentials by the Speaker. All other upper galleries shall be open to the public.

HOUSE RECORDS

Rule [427] 126. (1) Members may keep constituent case files, and records of the caucus of the majority or minority party of the house that contain caucus strategy, confidential. Constituent case files include any correspondence, written or electronic, between a member and a constituent, or between a member and any other party pertaining to a constituent's grievance, a question of eligibility for any benefit as it relates to a particular constituent, or any issue regarding a constituent's request for assistance.

(2) **All records obtained by a committee operating in an oversight or investigative capacity shall be open records unless closed by the committee pursuant to the Constitution of Missouri, House Rule, regulations, or other law.**

RULES

May Be Rescinded or Amended - How

Rule [428] 127. Any motion or resolution purporting to rescind or change the standing rules of the House or to introduce a new rule shall stand without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure. Such motions or resolutions as shall be favorably recommended by such committee for adoption by the House shall, upon such recommendation, be printed in the Journal and shall be placed upon a Resolutions Calendar. A constitutional majority shall be required to pass such a resolution. Nothing herein shall prohibit a member from offering substitute rules or amendments to rules recommended by the committee.

May Be Dispensed With

Rule [429] 128. Rules [74, 83, 84,] **73, 82, 83**, and this rule of the House shall not be suspended or dispensed with, unless by unanimous consent or unless two-thirds (2/3) of the elected members concur therein. No other standing rule or order of the House shall be dispensed with, except by unanimous consent or unless a constitutional majority concurs therein and motions for that purpose shall be limited to the question or proposition under consideration.

JEFFERSON'S MANUAL

Rule [430] 129. The rules of parliamentary practice comprised in "Jefferson's Manual" and the "Rules of the House of Representatives of the United States", and the official collection of precedents and interpretations of the rules by parliamentary authorities of the United States House of Representatives shall govern the House in all cases in which

they are applicable and not inconsistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives. The Chief Clerk, the Speaker, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Minority Floor Leader, and the Assistant Minority Floor Leader will make available copies of these documents in their offices to any member who so requests. Three copies of these documents shall be available during sessions of the House: one copy shall be at a location determined by the majority party and one copy shall be at a location determined by the minority party and one copy shall be in the possession of the Chief Clerk or his or her designee. **If digital copies exist, links shall be available on the House intranet.** The documents shall be purchased by the House and shall be the property of the House and not of the individual holding office. The Manual, Rules, precedents, and interpretations above referred to shall be taken as authority in deciding questions not otherwise provided for in these rules. The House may additionally consult "Robert's Rules of Order" and "Mason's Manual of Legislative Procedure" as supplemental authority, to the extent consistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives.

The following members' presence was noted: Aldridge, Anderson, Andrews, Bangert, Barnes, Basye, Billington, Bland Manlove, Bosley, Bromley, Brown (70), Brown (27), Burger, Burton, Chipman, Christofanelli, Clemens, Coleman (32), Coleman (97), Collins, Cook, Copeland, Davidson, Davis, Deaton, DeGroot, Eggleston, Falkner, Fishel, Fitzwater, Fogle, Gray, Gregory (51), Griffith, Haden, Haley, Hardwick, Hicks, Kalberloh, Kelley (127), Lewis (6), Lovasco, Mackey, Mayhew, McCreery, McDaniel, McGaugh, Mosley, Pike, Plocher, Porter, Proudie, Railsback, Reedy, Riley, Roden, Ruth, Sassmann, Schnelting, Schroer, Seitz, Sharpe (4), Shaul, Simmons, Smith (67), Stacy, Stevens (46), Tate, Taylor (139), Taylor (48), Terry, Thomas, Trent, Turnbaugh, Van Schoiack, Vescovo, Walsh Moore (93), Walsh (50), Weber, Wiemann, Windham, Wright, and Young.

ADJOURNMENT

On motion of Representative Wiemann, the House adjourned until 10:00 a.m., Monday, January 11, 2021.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 12, 2021, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 429, HB 430

Executive session will be held: HB 429, HB 430

Executive session may be held on any matter referred to the committee.

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building will be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

FOURTH DAY, MONDAY, JANUARY 11, 2021

HOUSE BILLS FOR SECOND READING

HB 754 through HB 759

HOUSE RESOLUTIONS

HCS HR 7 - Plocher

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 2001 - Smith (163)
CCS SCS HS HCS HB 2002 - Smith (163)
CCS SCS HS HCS HB 2003 - Smith (163)
CCS SCS HS HCS HB 2004 - Smith (163)
CCS SCS HS HCS HB 2005 - Smith (163)
CCS SS SCS HS HCS HB 2006 - Smith (163)
CCS SCS HS HCS HB 2007 - Smith (163)
CCS SCS HS HCS HB 2008 - Smith (163)
CCS SCS HS HCS HB 2009 - Smith (163)
CCS SCS HS HCS HB 2010 - Smith (163)
CCS SCS HS HCS HB 2011 - Smith (163)
CCS SCS HS HCS HB 2012 - Smith (163)
SCS HCS HB 2013 - Smith (163)
HCS HB 2017 - Smith (163)
HCS HB 2018 - Smith (163)
HCS HB 2019 - Smith (163)

Journal of the House

ONE HUNDRED FIRST GENERAL ASSEMBLY
of the
STATE OF MISSOURI

FIRST REGULAR SESSION
FIRST EXTRAORDINARY SESSION

FIRST DAY, MONDAY, JUNE 28, 2021

Speaker Vescovo in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael L. Parson.

PROCLAMATION

WHEREAS, on May 30, 2021, the General Assembly adjourned pursuant to Article III, Section 20(a) of the Missouri Constitution; and

WHEREAS, Sections 190.800 to 190.839 RSMo authorize the ground ambulance service reimbursement allowance; and

WHEREAS, Sections 198.401 to 198.439 RSMo authorize the nursing facility reimbursement allowance; and

WHEREAS, Sections 208.431 to 208.437 RSMo authorize the Medicaid managed care organization reimbursement allowance; and

WHEREAS, Sections 408.453 to 408.482 RSMo authorize the federal reimbursement allowance (“FRA”); and

WHEREAS, Sections 338.500 to 338.550 RSMo authorize the pharmacy tax; and

WHEREAS, Section 633.401 RSMo authorize the intermediate care facility for the intellectually disabled assessment; and

WHEREAS, such reimbursement allowances, taxes, and assessments are set to expire on September 30, 2021; and

WHEREAS, the General Assembly adjourned without extending the expiration date of such allowances, taxes, and assessments; and

WHEREAS, the calculation of state revenues for the Fiscal Year 2022 state operating budget included the provision of such allowances, taxes, and assessments to fund primary components of the MO HealthNet program; and

WHEREAS, the expiration of such allowances, taxes, and assessments will cost the State of Missouri approximately \$591 million dollars in fiscal year 2022 and approximately \$788 million dollars in fiscal year 2023; and

WHEREAS, the expiration of such allowances, taxes, and assessments will also result in reduced payments from the MO HealthNet program to healthcare providers in the amount of \$1.53 billion dollars in fiscal year 2022 and \$2 billion dollars in fiscal year 2023; and

WHEREAS, the expiration of such allowances, taxes, and assessments would also require the State of Missouri to institute immediate cost-savings measures, including rate decreases, elimination of non-mandatory MO HealthNet programs, and would result in additional fee schedule changes that would be detrimental to the citizens of the State of Missouri, and our healthcare providers; and

WHEREAS, these costs will significantly interfere with the provision of healthcare to Missourians and could cause disruptions in our state healthcare system.

NOW THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution of the State of Missouri, do, by this Proclamation, convene the One Hundred and First General Assembly of the State of Missouri in the First Extra Session of the First Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in the State Capitol in the City of Jefferson at the hour of 12:00 p.m. on Wednesday, June 23rd, 2021; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To enact legislation amending Section 190.839 RSMo, in order to extend the expiration of the ground ambulance service reimbursement allowance at least three years beyond the expiration date of September 30, 2021;
2. To enact legislation amending Section 198.439 RSMo, in order to extend the expiration of the nursing facility reimbursement allowance at least three years beyond the expiration date of September 30, 2021;
3. To enact legislation amending Section 208.437 RSMo, in order to extend the expiration of the Medicaid managed care organization reimbursement allowance at least three years beyond the expiration date of September 30, 2021;
4. To enact legislation amending Section 208.480 RSMo, in order to extend the expiration of the FRA at least three years beyond the expiration date of September 30, 2021;
5. To enact legislation amending Section 338.550 RSMo, in order to extend the expiration of the pharmacy tax at least three years beyond the expiration date of September 30, 2021;

6. To enact legislation amending Section 633.401 RSMo, in order to extend the expiration of the intermediate care facility for the intellectually disabled assessment at least three years beyond the expiration date of September 30, 2021;
7. To enact legislation amending subdivision (12) of subsection 1 of Section 208.152 RSMo, to exclude “abortifacient drugs or devices” from family planning services, and to further define “abortifacient drugs or devices” to include the following when prescribed and intended for family planning: mifepristone in a regimen with or without misoprostol when used to induce an abortion; misoprostol alone when used to induce an abortion; levonorgestrel (Plan B) when used to induce an abortion; ulipristal acetate (ella) or other progesterone antagonists when used to induce an abortion; an intrauterine device (IUD) or a manual vacuum aspirator (MVA) when used to induce an abortion; or any other drug or device approved by the federal Food and Drug Administration that is intended to cause the destruction of an unborn child, as defined in section 188.015;
8. To enact legislation amending Section 208.659 RSMo, in order to exclude a provider from reimbursement under the uninsured women’s health program if such provider is an abortion facility, as defined in section 188.015, or any affiliate or associate thereof;
9. To allow the Senate to consider appointments to boards, commissions, departments, and divisions that require the advice and consent of the Senate; and
10. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 22nd day of June, 2021.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1, introduced by Representative Schroer, relating to health care.

HB 2, introduced by Representative Schroer, relating to health care.

HB 3, introduced by Representative Schroer, relating to documentation of immunity against diseases.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED, by the Senate of the One Hundred First General Assembly of the State of Missouri, First Regular Session, that the Secretary of the Senate inform the House of Representatives that the Senate is duly convened in the First Extraordinary Session of the First Regular Session and is ready for consideration of its business.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SB 1** entitled:

An act to repeal sections 190.839, 198.439, 208.152, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to MO HealthNet.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following members' presence was noted: Aldridge, Anderson, Andrews, Aune, Bangert, Baringer, Black (137), Bland Manlove, Bosley, Bromley, Brown (70), Brown (27), Buchheit-Courtway, Burger, Burnett, Busick, Chipman, Clemens, Coleman (32), Coleman (97), Collins, Davidson, Davis, Deaton, DeGroot, Eggleston, Ellebracht, Fishel, Fitzwater, Fogle, Gray, Gregory (51), Griffith, Haley, Hardwick, Hovis, Johnson, Kelley (127), Kelly (141), Mackey, McDaniel, McGaugh, Merideth, Mosley, Murphy, Pike, Porter, Proudie, Railsback, Roberts, Roden, Ruth, Seitz, Shaul, Smith (67), Stacy, Stevens (46), Tate, Taylor (48), Terry, Trent, Unsicker, Van Schoiack, Vescovo, Walsh (50), Weber, Windham, and Wright.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, June 29, 2021.

COMMITTEE HEARINGS

BUDGET

Tuesday, June 29, 2021, 11:00 AM, Chamber.

Executive session may be held on any matter referred to the committee.

Public Hearing and Executive Session: SS#3 SB 1, HB 1, HB 2 and HB 3, pending referral

BUDGET

Tuesday, June 29, 2021, upon adjournment of 11:00 AM Budget Committee hearing, House Chamber.

Executive session may be held on any matter referred to the committee.

Annual tax credit review hearing.

CRIME PREVENTION

Wednesday, June 30, 2021, upon adjournment, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public testimony will be taken on the modification of traffic code and police academy tuition reimbursement.

FISCAL REVIEW

Wednesday, June 30, 2021, 12:00 PM, House Lounge.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON AGRICULTURE

Tuesday, July 6, 2021, 1:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Room change.

Discussion will focus on the economic impact of Missouri's agriculture on the state, environmental stewardship, and policy considerations from Missouri's Agriculture Team.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Tuesday, June 29, 2021, 2:45 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Pending referral of SS#3 SB 1, HB 1, HB 2 and HB 3.

SPECIAL INTERIM COMMITTEE ON BROADBAND DEVELOPMENT

Tuesday, July 20, 2021, 11:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Witnesses from Pew Research, Missouri Farm Bureau and the Association of Missouri Electric Cooperatives will be testifying via Zoom.

CORRECTED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

SECOND DAY, TUESDAY, JUNE 29, 2021

HOUSE BILLS FOR SECOND READING

HB 1 through HB 3

SENATE BILLS FOR SECOND READING

SS#3 SB 1

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JOURNAL OF THE HOUSE

FIRST EXTRAORDINARY SESSION OF THE FIRST REGULAR SESSION
101st GENERAL ASSEMBLY

SECOND DAY, TUESDAY, JUNE 29, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed are they that mourn: for they shall be comforted. (Matthew 5:4)

O Eternal God of our hearts, who is the light of the minds that know You, the life of the souls that hear You, and the strength of the hearts that love You, may we come to serve and love You better, with all our being, in the People's House during this Missouri's Bicentennial year.

We face stressful situations that are beyond our power to meet adequately; we have responsibilities that are more than we can manage acceptably; we are confronted by duties that are greater than our ability to master competently, so we pray for the great power of Your presence in our lives. Even in confusion may we feel the comfort of Your Holy Spirit. Lead, Kindly Light, lead You on us that with clean hearts, clear minds, and courageous spirits we may bring forth the day when humility shall reign and charity will rule the hearts of all Missourians. So may Your kingdom come and Your will be done on earth.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 1, introduced by Representative Merideth, relating to overpayments of unemployment compensation.

INTRODUCTION OF HOUSE BILLS

The following House Bill was read the first time and copies ordered printed:

HB 4, introduced by Representative Coleman (97), relating to health care.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1, relating to health care.

HB 2, relating to health care.

HB 3, relating to documentation of immunity against diseases.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#3 SB 1, relating to MO HealthNet.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1 - Budget

HB 2 - Budget

HB 3 - Budget

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS#3 SB 1 - Budget

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (20): Andrews, Black (137), Black (7), Boggs, Cupps, Deaton, Evans, Fishel, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Riley, Roberts, Shields, Smith (163), Walsh (50) and West

Noes (9): Aldridge, Bland Manlove, Bosley, Burnett, Fogle, Merideth, Nurrenbern, Unsicker and Windham

Absent (2): Gregory (96) and Richey

Mr. Speaker: Your Committee on Budget, to which was referred **SS#3 SB 1**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(28)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Aldridge, Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Merideth, Nurrenbern, Riley, Roberts, Shields, Smith (163), Unsicker and Windham

Noes (2): Walsh (50) and West

Absent (2): Gregory (96) and Richey

Committee on Rules - Legislative Oversight, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill and Kelly (141)

Noes (2): Aune and Proudie

Absent (2): Richey and Rogers

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#3 SB 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aune, Bailey, Basye, Christofanelli, Griesheimer, Haffner, Hill, Kelly (141) and Proudie

Noes (0)

Absent (2): Richey and Rogers

The following members' presence was noted: Adams, Aldridge, Anderson, Andrews, Appelbaum, Atchison, Aune, Bailey, Baker, Bangert, Baringer, Barnes, Basye, Billington, Black (7), Black (137), Bland Manlove, Boggs, Bosley, Bromley, Brown (16), Brown (70), Brown (27), Buchheit-Courtway, Burger, Burnett, Busick, Chipman, Christofanelli, Clemens, Coleman (32), Coleman (97), Collins, Cook, Copeland, Cupps, Davidson, Davis, Deaton, DeGroot, Dinkins, Dogan, Eggleston, Evans, Falkner, Fishel, Fitzwater, Fogle, Francis, Gray, Gregory (51), Griesheimer, Griffith, Haden, Haffner, Haley, Hardwick, Henderson, Hicks, Hill, Houx, Hovis, Hudson, Hurlbert, Ingle, Johnson, Kalberloh, Kelley (127), Kelly (141), Kidd, Lewis (6), Lovasco, Mackey, Mayhew, McGaugh, McGirl, Merideth, Mosley, Murphy, Nurrenbern, Owen, Perkins, Person, Pike, Plocher, Pollitt (52), Porter, Pouche, Price IV, Proudie, Quade, Railsback, Reedy, Richey, Riggs, Riley, Roberts, Roden, Rogers, Rone, Ruth, Sassmann, Schroer, Schwadron, Seitz, Sharpe (4), Shaul, Shields, Smith (163), Smith (67), Smith (155), Stacy, Stephens (128), Stevens (46), Taylor (48), Terry, Thomas, Thompson, Toalson Reisch, Trent, Turnbaugh, Unsicker, Van Schoiack, Veit, Vescovo, Wallingford, Walsh (50), Weber, West, Wiemann, Windham, and Wright.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 9:00 a.m., Wednesday, June 30, 2021.

COMMITTEE HEARINGS

CRIME PREVENTION

Wednesday, June 30, 2021, upon adjournment, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Public testimony will be taken on the modification of traffic code and police academy tuition reimbursement.

FISCAL REVIEW

Wednesday, June 30, 2021, 12:00 PM, House Lounge.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON AGRICULTURE

Tuesday, July 6, 2021, 1:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Room change.

Discussion will focus on the economic impact of Missouri's Agriculture on the state, environmental stewardship, and policy considerations from Missouri's agriculture Team.

CORRECTED

SPECIAL INTERIM COMMITTEE ON BROADBAND DEVELOPMENT

Tuesday, July 20, 2021, 11:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Witnesses from Pew Research, Missouri Farm Bureau and the Association of Missouri Electric Cooperatives will be testifying via Zoom.

CORRECTED

Please note additional procedures will be in place due to the COVID-19 pandemic. All entrants to the capitol building may be required to submit to screening questions and physical screening. Members of the public must enter the building using the south entrance. Public seating in committees will be socially distanced and therefore limited. Committee hearings will be streamed. Links may be found at <https://www.house.mo.gov>.

HOUSE CALENDAR

THIRD DAY, WEDNESDAY, JUNE 30, 2021

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 1

HOUSE BILLS FOR SECOND READING

HB 4

HOUSE BILLS FOR PERFECTION

HB 2 - Schroer

SENATE BILLS FOR THIRD READING

SS#3 SB 1 - Smith (163)

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JOURNAL OF THE HOUSE

FIRST EXTRAORDINARY SESSION OF THE FIRST REGULAR SESSION
101st GENERAL ASSEMBLY

THIRD DAY, WEDNESDAY, JUNE 30, 2021

The House met pursuant to adjournment.

Speaker Vescovo in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed are the poor in spirit: for theirs is the kingdom of heaven. (Matthew 5:3)

O God, the Creator and Sustainer of all people, the strength of those who labor, and the guide of all who put their trust in You, in reverence we bow before You this moment in this House chamber. You are ever with us, and we pray that we may always be aware of Your presence and keep our lives open to the power of Your word.

By Your spirit may we become conscious of our own stress and shortcomings, our own limitations and liabilities. May we not mistake error for principle nor conceit for confidence, but in all humility depend upon You alone for guidance and grace for daily living in our Missouri.

Cleanse our hearts of any pettiness or narrowness, and create in us a new spirit, a new faith in You, a new joy in living, a new courage for life, and a new enthusiasm for political cooperation for our people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Lanie Sneller, Karson Sneller, and Reagan Fleming.

The Journal of the first day was approved as printed.

The Journal of the second day was approved as printed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 1, relating to overpayments of unemployment compensation.

SECOND READING OF HOUSE BILLS

The following House Bill was read the second time:

HB 4, relating to health care.

HOUSE RESOLUTIONS

Representative Plocher offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly, First Regular Session, inform the Senate that the House duly convened in the First Extraordinary Session of the First Regular Session on Monday, June 28, 2021, and is convened in full session and ready for consideration of its business.

On motion of Representative Plocher, **HR 1** was adopted.

MOTIONS

Representative Plocher moved that Rule 44 be suspended.

Which motion was adopted by the following vote:

AYES: 103

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Haden	Haffner	Haley
Hannegan	Hardwick	Henderson	Hicks	Hill
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGill	Morse
Murphy	O'Donnell	Owen	Perkins	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Railsback	Reedy	Riggs	Riley	Roberts
Rone	Ruth	Sander	Sassmann	Schroer
Schwadron	Seitz	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Stacy	Stephens 128	Taylor 139
Taylor 48	Thomas	Thompson	Toalson Reisch	Trent
Van Schoiack	Veit	Wallingford	Walsh 50	West
Wiemann	Wright	Mr. Speaker		

NOES: 033

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Burnett	Clemens
Collins	Doll	Fogle	Gray	Gunby

Ingle	Johnson	Mackey	McCreery	Merideth
Mosley	Nurrenbern	Person	Phifer	Quade
Smith 45	Smith 67	Stevens 46	Terry	Turnbaugh
Unsicker	Weber	Windham		

PRESENT: 000

ABSENT WITH LEAVE: 026

Aldridge	Bland Manlove	Bosley	Brown 70	Burton
Butz	Derges	Ellebracht	Fitzwater	Lewis 25
McDaniel	Patterson	Pietzman	Price IV	Proudie
Richey	Roden	Rogers	Rowland	Sauls
Schnelting	Sharp 36	Simmons	Tate	Walsh Moore 93
Young				

VACANCIES: 001

Representative Plocher moved that Rule 65 be suspended.

Which motion was adopted by the following vote:

AYES: 146

Adams	Anderson	Andrews	Appelbaum	Atchison
Aune	Bailey	Baker	Bangert	Baringer
Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Chipman	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Evans	Falkner	Fishel
Fitzwater	Fogle	Francis	Gray	Gregory 51
Gregory 96	Grier	Griesheimer	Griffith	Gunby
Haden	Haffner	Haley	Hannegan	Hardwick
Henderson	Hicks	Hill	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson	Kalberloh
Kelley 127	Kelly 141	Kidd	Knight	Lewis 6
Lovasco	Mackey	Mayhew	McCreery	McDaniel
McGaugh	McGill	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Quade	Railsback	Reedy	Riggs	Riley
Roberts	Roden	Rone	Rowland	Ruth
Sander	Sassmann	Sauls	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Smith 155
Smith 163	Smith 45	Smith 67	Stacy	Stephens 128
Stevens 46	Taylor 139	Taylor 48	Terry	Thomas
Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Bland Manlove	Bosley	Butz	Derges
Lewis 25	Price IV	Proudie	Richey	Rogers
Schnelting	Sharp 36	Simmons	Tate	Young

VACANCIES: 001

THIRD READING OF SENATE BILLS

SS#3 SB 1, relating to MO HealthNet, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **SS#3 SB 1** was agreed to.

SS#3 SB 1 was laid over.

PERFECTION OF HOUSE BILLS

HB 2, relating to health care, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 2** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2, Page 16, Section 208.659, Line 9, by inserting after said section and line the following:

"Section 1. 1. No entity within the state shall require, as a condition of employment or for any reason, a person to receive any emergency use authorization vaccine or COVID-19 vaccine.

2. A violation of subsection 1 of this section shall result in the loss of any tax deduction or tax credit and may result in the loss of any contract with the state of Missouri."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 2, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

“AMEND House Bill No. 2, Page 11, Section 208.152, Line 332, by inserting after all of said section and line the following:

"15. No Medicaid provider shall dispute any religious or health exemption for an employee to any vaccine."; and

Further amend said bill, Page 16, Section 208.659, Line 9, by inserting after said section and line"; and

Further amend said amendment, Page 1, Line 5, by deleting the words "**or COVID-19 vaccine**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Richey raised a point of order that members were in violation of Rule 84.

The Chair advised members to confine their comments to the question under debate.

Representative Plocher moved the previous question.

Which motion was adopted by the following vote:

AYES: 146

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Basye	Billington	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Busick	Chipman	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Davidson	Davis
Deaton	DeGroot	Dinkins	Dogan	Doll
Eggleston	Ellebracht	Falkner	Fishel	Fitzwater
Fogle	Francis	Gregory 51	Gregory 96	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Lovasco	Mackey
Mayhew	McCreery	McDaniel	McGaugh	McGill
Merideth	Morse	Mosley	Murphy	Nurrenbern
O'Donnell	Owen	Patterson	Perkins	Person
Phifer	Pietzman	Pike	Plocher	Pollitt 52
Pollock 123	Porter	Pouche	Price IV	Proudie
Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Rogers	Rowland
Ruth	Sander	Sassmann	Sauls	Schwadron
Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Smith 155	Smith 163	Smith 45	Smith 67	Stacy
Stephens 128	Stevens 46	Taylor 139	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Turnbaugh	Unsicker
Van Schoiack	Veit	Wallingford	Walsh 50	Walsh Moore 93
Weber	West	Wiemann	Windham	Wright
Mr. Speaker				

NOES: 001

Burton

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes	Butz	Christofanelli	Cupps	Derges
Evans	Gray	Lewis 25	Rone	Schnelting
Schroer	Simmons	Tate	Trent	Young

VACANCIES: 001

On motion of Representative Hill, **House Amendment No. 1 to House Amendment No. 1** was adopted.

House Amendment No. 1, as amended, was withdrawn.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2, Page 16, Section 208.164, Line 108, by inserting after the word "**Has**" the words "**been found guilty of**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 2** was adopted.

Speaker Pro Tem Wiemann assumed the Chair.

Speaker Vescovo resumed the Chair.

Speaker Pro Tem Wiemann resumed the Chair.

Speaker Vescovo resumed the Chair.

On motion of Representative Schroer, **HB 2, as amended**, was ordered perfected and printed by the following vote, the ayes and notes having been demanded pursuant to Rule 16:

AYES: 109

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts

Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 007

Butz	Derges	Lewis 25	Schnelting	Simmons
Tate	Young			

VACANCIES: 001

On motion of Representative Plocher, the House recessed until 12:45 p.m.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 2 - Fiscal Review

SUPPLEMENTAL CALENDAR

THIRD DAY, WEDNESDAY, JUNE 30, 2021

HOUSE BILLS FOR THIRD READING

HB 2, (Fiscal Review 6/30/21) - Schroer

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Vescovo.

Representative Plocher suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 033

Atchison	Bailey	Basye	Black 137	Busick
Cook	Copeland	Cupps	Davis	Evans
Haden	Haffner	Hannegan	Hardwick	Hicks
Hill	Kelley 127	Kelly 141	Lewis 6	Lovasco
Morse	Murphy	Owen	Perkins	Pollock 123
Richey	Riggs	Roberts	Taylor 139	Van Schoiack
Veit	Walsh 50	West		

NOES: 001

Rowland

PRESENT: 095

Anderson	Andrews	Appelbaum	Baker	Bangert
Baringer	Billington	Black 7	Boggs	Bromley
Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Chipman	Christofanelli	Coleman 32
Collins	Davidson	Deaton	DeGroot	Dinkins
Dogan	Doll	Eggleston	Falkner	Fishel
Fogle	Gray	Gregory 51	Gregory 96	Griesheimer
Griffith	Gunby	Haley	Henderson	Houx
Hovis	Hudson	Hurlbert	Kalberloh	Knight
Mayhew	McCreery	McGaugh	McGill	Merideth
Nurrenbern	O'Donnell	Patterson	Pietzman	Pike
Plocher	Pollitt 52	Porter	Pouche	Quade
Railsback	Reedy	Riley	Roden	Rogers
Rone	Ruth	Sander	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Smith 45	Stephens 128
Stevens 46	Taylor 48	Terry	Thomas	Thompson
Toalson Reisch	Trent	Turnbaugh	Unsicker	Wallingford
Walsh Moore 93	Weber	Wiemann	Wright	Mr. Speaker

ABSENT WITH LEAVE: 033

Adams	Aldridge	Aune	Barnes	Bland Manlove
Bosley	Butz	Clemens	Coleman 97	Derges
Ellebracht	Fitzwater	Francis	Grier	Ingle
Johnson	Kidd	Lewis 25	Mackey	McDaniel
Mosley	Person	Phifer	Price IV	Proudie
Schnelting	Sharp 36	Simmons	Smith 67	Stacy
Tate	Windham	Young		

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Fitzwater reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Griesheimer, Richey, Walsh (50) and Wiemann

Noes (2): Baringer and Terry

Absent (0)

THIRD READING OF HOUSE BILLS

HB 2, relating to health care, was taken up by Representative Schroer.

On motion of Representative Schroer, **HB 2** was read the third time and passed by the following vote:

AYES: 109

Andrews	Atchison	Bailey	Baker	Basye
Billington	Black 137	Black 7	Boggs	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Chipman
Christofanelli	Coleman 32	Coleman 97	Cook	Copeland
Cupps	Davidson	Davis	Deaton	DeGroot
Dinkins	Dogan	Eggleston	Evans	Falkner
Fishel	Fitzwater	Francis	Gregory 51	Gregory 96
Grier	Griesheimer	Griffith	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Kalberloh	Kelley 127	Kelly 141	Kidd	Knight
Lewis 6	Lovasco	Mayhew	McDaniel	McGaugh
McGill	Morse	Murphy	O'Donnell	Owen
Patterson	Perkins	Pietzman	Pike	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Railsback
Reedy	Richey	Riggs	Riley	Roberts
Roden	Rone	Ruth	Sander	Sassmann
Schroer	Schwadron	Seitz	Sharpe 4	Shaul
Shields	Smith 155	Smith 163	Stacy	Stephens 128
Taylor 139	Taylor 48	Thomas	Thompson	Toalson Reisch
Trent	Van Schoiack	Veit	Wallingford	Walsh 50
West	Wiemann	Wright	Mr. Speaker	

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 70	Burnett	Burton	Clemens
Collins	Doll	Ellebracht	Fogle	Gray
Gunby	Ingle	Johnson	Mackey	McCreery
Merideth	Mosley	Nurrenbern	Person	Phifer
Price IV	Proudie	Quade	Rogers	Rowland
Sauls	Sharp 36	Smith 45	Smith 67	Stevens 46
Terry	Turnbaugh	Unsicker	Walsh Moore 93	Weber

PRESENT: 000

ABSENT WITH LEAVE: 008

Butz	Derges	Lewis 25	Schnelting	Simmons
Tate	Windham	Young		

VACANCIES: 001

Speaker Vescovo declared the bill passed.

THIRD READING OF SENATE BILLS

SS#3 SB 1, relating to MO HealthNet, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **SS#3 SB 1** was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Aldridge	Anderson	Andrews	Appelbaum
Atchison	Aune	Bailey	Baker	Bangert
Baringer	Barnes	Basye	Black 137	Black 7
Bland Manlove	Boggs	Bosley	Bromley	Brown 16
Brown 27	Brown 70	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Chipman	Christofanelli	Clemens
Coleman 32	Collins	Cook	Copeland	Cupps
Deaton	Dinkins	Dogan	Doll	Eggleston
Ellebracht	Evans	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Gregory 51	Grier
Griesheimer	Griffith	Gunby	Haden	Haffner
Haley	Hannegan	Hardwick	Henderson	Hicks
Hill	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141
Kidd	Knight	Lewis 6	Mackey	Mayhew
McCreery	McGaugh	Merideth	Morse	Mosley
Murphy	Nurrenbern	O'Donnell	Owen	Patterson
Perkins	Person	Phifer	Pietzman	Pike
Plocher	Pollitt 52	Pollock 123	Porter	Pouche
Price IV	Proudie	Quade	Railsback	Reedy
Richey	Riggs	Riley	Roberts	Rogers
Rone	Rowland	Ruth	Sassmann	Sauls
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4
Shaul	Shields	Smith 155	Smith 163	Smith 45
Smith 67	Stacy	Stephens 128	Stevens 46	Taylor 139
Taylor 48	Terry	Thomas	Thompson	Toalson Reisch
Turnbaugh	Unsicker	Van Schoiack	Veit	Wallingford
Walsh Moore 93	Weber	Wiemann	Wright	Mr. Speaker

NOES: 013

Billington	Coleman 97	Davidson	Davis	DeGroot
Gregory 96	Lovasco	McGill	Roden	Sander
Trent	Walsh 50	West		

PRESENT: 000

ABSENT WITH LEAVE: 009

Butz	Derges	Lewis 25	McDaniel	Schnelting
Simmons	Tate	Windham	Young	

VACANCIES: 001

Speaker Vescovo declared the bill passed.

RECESS

On motion of Representative Plocher, the House recessed until 2:15 p.m.

The hour of recess having expired, the House was called to order by Speaker Vescovo.

SIGNING OF SENATE BILL

All other business of the House was suspended while **SS#3 SB 1** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 1 - Special Committee on Government Oversight

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 4 - Budget

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, which reviewed tax credits pursuant to Section 33.282, RSMo, begs leave to report it has examined the same and has adopted the accompanying motion by the following vote:

Ayes (25): Andrews, Black (137), Black (7), Bland Manlove, Boggs, Bosley, Burnett, Cupps, Deaton, Evans, Fishel, Fogle, Gregory (51), Hudson, Kelly (141), Lewis (6), Mayhew, McGaugh, Nurrenbern, Riley, Roberts, Shields, Smith (163), Walsh (50) and West

Noes (1): Merideth

Present (3): Aldridge, Unsicker and Windham

Absent (2): Gregory (96) and Richey

Fiscal Year 2022 Tax Credit Motion

Having reviewed the estimates of new tax credits for Fiscal Year 2022 submitted to the Chairman of the House Budget Committee by the Budget Director pursuant to Section 33.282, RSMo, the Committee on Budget, under the authority of said section, hereby approves those estimated new tax credits for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022, with the following exceptions:

1. no credits are approved for grape and wine producers, pursuant to Section 135.700, RSMo, for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022;
2. no credits are approved for qualified beef, pursuant to Section 135.679, RSMo, for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022;
3. An amount of credits no greater than 72.5% of the federal low-income housing tax credit allocation to Missouri are approved for Missouri low-income housing projects that are not financed with tax-exempt bond issuance, pursuant to Sections 135.350 through 135.363, RSMo, for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022, provided that said amount shall be increased by:
 - (a) any amount of state tax credits that are recaptured under the provisions of Section 135.355, RSMo, and,
 - (b) \$4,000,000, reduced by the amount of credits authorized for projects that are financed with tax-exempt bond issuance;

and further provided that up to 50% of all credits issued shall be issued under the accelerated redemption pilot program. Projects selected for the pilot program will be issued credits equal to the federal Low-Income Housing Tax Credit (LIHTC) credits for the first five years of the redemption period, with the remainder of state LIHTC credits equally distributed over years six through ten;

4. no more than \$4,000,000 of credits are approved for Missouri low-income housing projects that are financed with tax-exempt bond issuance, pursuant to Sections 135.350 through 135.363, RSMo, for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022;
5. no more than \$120,000,000 of credits are approved for historic structures rehabilitation, pursuant to Sections 253.545 through 253.559, RSMo, for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022;
6. no more than \$12,000,000 of credits are approved for new and expanded business facilities, pursuant to Sections 135.100 through 135.155, RSMo, for any tax year beginning on or after July 1, 2021 and on or before June 30, 2022.

The Committee on Budget directs the Chairman of the Committee to report adoption of this Motion to the Chief Clerk of the House and request that the Motion be printed in the Journal of the House.

ADJOURNMENT

On motion of Representative Sassmann, the House of Representatives of the One Hundred First General Assembly, convened in the First Extraordinary Session of the First Regular Session on June 28, 2021, adjourned sine die as of June 30, 2021, pursuant to the Constitution.

ROB VESCOVO
Speaker of the House

DANA RADEMAN MILLER
Chief Clerk of the House